

Interesting Points Raised Regard to Creating New District

To the Editor:—
By the public press I learn that Rep McLeod has introduced in the legislature a bill to create the Tenth Judicial District of the counties of Union and Wallowa, and that a bill has been introduced in the upper house making Baker County the Eight Judicial District and that these bills are likely to pass. Baker, Union and Wallowa counties now constitute the Eight district. One or two questions arise in my mind concerning this matter. I am not intending to say anything for or against the creation of a new district. But let us assume that these bills will become laws. What will be their effect? What effect

will it have on the officers of the Eight District? Judge Eakin was elected Judge of the Eight District and of no other. His certificate of election will show this to be true. He qualified as Judge of the Eight Judicial District and of no other, and his oath of office on file in the office of Secretary of State will show this and he is Judge of the Eight District and of no other. If the old law creating the Eight District is unconditionally repealed, it seems to me, that Judge Eakin and District Attorney Lomax will be legislated out of office. The District and the offices of Judge and District Attorney were created by an act of the legislature, not by the

constitution, and the repeal of the law which created the district and the offices thereof will annul those offices. It may be that this law merely amends the old law as to the Eight district by excluding Union and Wallowa counties therefrom and if it so amends the old law, Judge Eakin and District Attorney Lomax will remain Officers of the Eight District in its diminished form and they can legally hold their offices of Judge and District Attorney of that District. The legislature may legally enlarge or diminish the boundaries of a district without destroying its identity. But the legislature cannot itself either elect or appoint a Circuit Judge or a District Attorney. Nor can the legislature make Judge Burnett Judge of the Second Judicial District or of any other district. It cannot legally make Judge Eakin Judge of the Tenth Judicial District. He was elected Judge of the Eight and he will remain Judge of that district or of none. By his oath of office he swears that he will perform the duties of Circuit Judge of the Judicial District and he was elected Judge of that district. How can he be transformed into a Judge of the Tenth District? The fact that the Tenth District is composed of part of the district of which he was Judge makes no legal difference. If these bills pass Union and Wallowa counties will not be part of the Eight District but will constitute the Tenth District. At one time all of Eastern Oregon constituted the Fifth District, but

such is not the case now. On the other hand if the legislature should reverse matters and make Baker County the Tenth District and Union and Wallowa the Eight District, District Attorney Lomax unless he should move back into Union and Wallowa Counties, would be legally legislated out of office. He was elected District Attorney of the Eight District and of no other. It may be said that the bills will provide that Judge Eakin shall be Judge of the Tenth District, but I contend that the legislature has no constitutional power to make such an enactment. To do so, would be in effect to appoint or elect him Judge of that district, which the legislature cannot legally do. That body cannot transfer a Judge from one district to another. Such an attempted transfer would be unconstitutional. Judge Eakin, is by his oath of office under no obligation, to perform the duties of Judge of the Tenth district faithfully or otherwise. The Tenth District will be an entirely new district, and the Eight District of which Judge Eakin was elected Judge and Lomax District Attorney will be in existence and it will be composed of Baker County and they can legally perform the duties of that district, because they were elected to do so. The Tenth District will be a quasi-corporation, entire, separate from the Eight districts.

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"My mother has been a sufferer for many years from rheumatism," says W H Howard of Husband, Pennsylvania. "At times she was unable to move at all, while at times walking was painful. I presented her with a bottle of Chamberlain's Pain Balm and after a few applications she decided it was the most wonderful pain reliever she had ever tried, in fact, she is never without it now and is at all times able to walk. An occasional application of Pain Balm keeps away the pain that she was formerly troubled with. For sale by Newlin Drug Co.

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Items of Interest from Agricultural College

Already this term the following persons have registered in the Oregon Agricultural College:—

La Grande—Clayton Barnell, Warren Keller Barnell, William Cowen Bolton, Henrietta Blum, Alexander Dee Davis, Una J Davis, Ellen Grady, William Harry Finn, Forrest Scott Ivanhoe, Hugh McCall, Ralph Elmer Reynolds, Daisy Juanita Whitlow, Robert William Andross, Cove—Miles Bebee Eiden, Walter Allen Foster.

Alicel—Paul Childers, J B McKennon, Henry Ward.

Elgin—Frank Asberry Galloway, Walter McLeod.

Summerville—Hugh Christopher McRae, Walter Eakin Wade, Arleigh Vance Laramore, Juniors Edgar Wood ell, Fred L Darby

The following well known citizens

of Union county have been billed for the Farmers Short course which is now in progress:—

Mr and Mrs A P Davis, Mr and Mrs C B Barnell, Hon John McAllister, J P Whitlow, of La Grande, Mrs Catherine Wade, of Summerville

The Oregon Agricultural College catalogue this year will publish the names of six hundred to seven hundred students, thirty two of which will be from Union County, against an attendance of eight from this same County last year. It may also be noted that within the past year the following students from Elgin were also registered but were not in school the last term, George Good, John Witty (graduated) and Andrew Burrough (deceased) making a total enrollment of thirty five within the past twelve months.

How Society is Debauched by Drugs

A writer in the London World makes the statement that the use of drugs by women is growing alarmingly. He says: "A dozen years ago it was an open secret that morphia and cocaine were enslaving fashionable women more than all the spirituous liquors ever distilled. And now chemical research has made it easier than ever for women to indulge secretly in the drug habit. . . . Nor is the statement exaggerated that in boudoirs there are far more drugs consumed than there are alcoholic beverages to smoking-rooms."

I am told by physicians and trained nurses that this is true of this country as well as of England; that the mad rush and whirl of society life and its terrific demands upon woman so shatters her nerves that she has recourse to drugs both as stimulants and sedatives, says Edith Sessions Tupper in the Chicago Chronicle.

I have myself seen on many a dainty lace-bung dressing table, among the silver brushes and cut glass pomade pots, bottles marked colorform and little boxes containing tiny "sleepy" pills. Chloroform is especially popular with women who live on their nerves. While morphia—well, I can perhaps better tell how much this is used by telling you a few stories.

Not so very long since I met one evening at the house of a mutual acquaintance, a remarkably beautiful young married woman. She was tall and stately and had the most glorious hair—the lovely shade of corn silk—masses of it braided about her gracefully poised head. She played and sang exquisitely—talked well. It is seldom that I meet so attractive a woman. She had so much spirit and glow about her that she really fascinated me. Afterward speaking of her to her host and hostess, I was thunderstruck to learn that she is a confirmed morphine fiend. She has regular "morphine jags" when a physician has to be in constant attendance upon her.—Osteopathic Health.

Mr Richbo is engaged in selling the famous Koch remedies, and who lives in Union, is in the city today.

To Help Trade

By Scripps News Association
Washington Jan 19—The Senate today received a message from the President advocating the appointment of six special consular agents or "commercial attaches," whose duties it will be to aid in the upbuilding of American trade abroad.

Summerville Siftings

Nice weather at present.

Mr and Mrs J L Christian made a business trip to La Grande Tuesday.

Rev Fisher and family left Tuesday for California where he goes on account of ill health. We all hope the change will benefit him.

Mr and Mrs I W Litteral made a business trip to La Grande Monday.

Mr and Mrs Royce of Imbler have moved to Summerville.

Mr Pete Wright made a business trip to La Grande Tuesday.

The Epworth league held an election Sunday night and new officers were elected. Everybody come. MUG

Love And Honor

The Noble stock company will appear at Steward's opera house Thursday, Friday and Saturday night of next week in a change of play each night and with a matinee Saturday. This organization is one of the most noted in eastern repertoire, playing only feature productions, and high classed royalty plays. On Thursday night for an opening offering the beautiful society comedy, sensational drama "For Love and Honor" will be given Friday night the latest metropolitan success "Carmen" Saturday night, Jack Shapard's great story of the Virginia mountains, "The Moonshiners." Each one of the above is positively a feature production, for which special scenery as well as properties are carried by the company.

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