

# STEWARDS OPERA HOUSE

D. H. STEWARD, Mgr.

HOUSE OPENS

Monday, Sept. 21

WITH

Cloninger's Ideal Repertoire Co

IN

"The Counterfeiter"

Three Nights Engagement

PRICES: Orchestra 50c; Orchestra Circle 35c; Dress Circle and Gallery 25c. Seats on Sale Saturday Morning

# Opening Sale of the CAREY ACT LAND

Approximately 15,000 acres of the best irrigable land in the West, located at King's Hill, Idaho, on the main line of the Oregon Short Line, will be opened for sale to settlers under the terms of the Carey Act.

OCTOBER 12, 1908.

This magnificent piece of cove state in the Nation. It is enclosed, protected from all unfavorable conditions, is pronounced by experts to be the best fruit several hundred feet higher. No producing soil in the best fruit lava rock; deep loam soil.

# Great Surplus Pure Water

Flowing all the year. Best conditions on earth for raising fruit and vegetables profitably.

# On the Main line of the Oregon Short Line, Along the Snake River

The grand opening will be conducted by the State of Idaho, tracts being drawn by lot. After legal deposit on land and water rights, settler has right to withdraw deposit if location is undesirable. The grandest opportunity for profitable fruit ranching ever known.

GALL UPON

# La Grande Investment Co.

FOLEY BLOCK

(Continued from page 3.)

### Term of Office; Commencement of Oath.

Section 23. The term of office of every person elected to office under this Charter shall commence on the second (2nd) day of January, after the preceding election in December, except as provided in Sections 35 and 36, and terminate when his successor is elected and qualified. Every person elected or appointed to office under this Charter shall, before entering upon the discharge of his duties as such office, take and file with the Recorder, an oath of office, to the following effect: "I, \_\_\_\_\_, do solemnly swear (or affirm) that I will support the Constitution of the United States and of the State of Oregon, and that I will to the best of my ability, faithfully perform the duties of the office of \_\_\_\_\_ of the City of La Grande, during my continuance therein; so help me God."

Section 24. All laws of the State regulating and governing general elections and proceedings and matters incidental thereto shall apply to and govern elections under this Charter, except as herein otherwise provided.

### CHAPTER IV. OF VACANCIES IN OFFICE. How Vacant; Leave of Absence.

Section 25. An office shall be deemed vacant upon the death or resignation of the incumbent or upon ceasing to possess the qualifications of an elector. The offices of Mayor or Treasurer shall be deemed vacant whenever the incumbent thereof shall be absent for the period of thirty days; provided, that the Council may grant the Mayor leave of absence not to exceed sixty days. The offices of Street Superintendent, City Engineer, Recorder, Chief of Police, Water Superintendent, or City Attorney, shall be deemed vacant whenever the incumbent thereof shall be absent from the City for a period of two days; provided, however, that the Mayor may grant said officers leave of absence for a period not exceeding thirty days. The office of Councilman shall be deemed vacant whenever any incumbent thereof shall cease to be a resident of the Ward which he represents or shall fail to attend three regular meetings of the Council, unless absent upon leave of the Council, first obtained, but a change of the boundaries of any Ward shall not be deemed to change the residence of any Councilman so as to create or cause a vacancy in such office.

### Vacancy; How Filled.

Section 26. A vacancy in any office caused by failure of any person elected to qualify therefor, as prescribed in this Charter or made by or consequent upon the judgment of any Court or consequent upon any failure to elect or qualify, or in any of the cases specified in Section 25, must be filled as follows: First, in office of Councilman by the appointment of the Council to continue until the expiration of said term. Second, in the offices of Treasurer, Recorder, Chief of Police, and all other officers, by appointment by the Mayor and confirmation by the Council, to continue until the expiration of the term, and until his successor is elected and qualified.

### Time to Qualify.

Section 27. An officer appointed to fill a vacancy must, within two days from the date of such appointment, qualify therefor as in case of an officer elected, or shall be deemed to have declined, and the office considered vacant.

### CHAPTER V. OF THE ORGANIZATION AND POWER OF THE COUNCIL. Meetings.

Section 28. The Council must provide for the time and place of its regular meetings, from which it may adjourn to the next succeeding regular meeting, or to some specified time prior thereto, and it may be convened by the Mayor or by a majority of the members of the Council at any time upon not less than twenty-four hours' notice by personal service, before the meeting. There shall be not less than two regular meetings during any month.

### Quorum; Compelling Attendance.

Section 29. A majority of the members of the Council shall constitute a quorum to do business, but a less number may meet and adjourn from time to time and compel the attendance of absent members in such manner and under such penalties as may be prescribed by ordinance.

### Rules and Records.

Section 30. The Council may adopt rules for the government of its members and its proceedings. It must keep a journal of its proceedings and upon the call of any two members must cause the yeas and nays to be taken and entered in its journal upon any question before it. Its deliberations and proceedings must be public.

### Disorderly Conduct.

Section 31. The Council may punish any member for disorderly conduct at any meeting, or for refusing or neglecting to attend a regular meeting without sufficient excuse therefor, and may, for sufficient cause, by a three-fourths vote, expel a member upon charges preferred and a trial had, as may be provided by ordinance; and may declare by ordinance, for what offenses City officers may be impeached, but the Council shall constitute and be a Court to try all cases of impeachment, and may provide the manner of conducting trials of the same, and shall have power to compel witnesses to attend and testify.

### Annual Meeting.

Section 32. On the second day of January next following any general City election, except as otherwise provided in this Charter, there must be a regular meeting of the Council and such meeting is designated by this Charter, and no notice thereof is necessary.

### Majority of Council.

Section 33. The majority of the whole number constituting the Council is a majority of the Council or members thereof, within the meaning of this Charter, and not otherwise, unless it is expressly so provided. The concurrence of a majority of a quorum is a sufficient majority to determine any question or matter other than the final passage of an ordinance or the appointment or removal of an officer.

### Election of a President; Mayor Pro Tem.

Section 34. The Council shall choose by ballot, one of its members to preside over the Council and perform the duties of the Mayor in the absence of the Mayor. He shall be designated President of the Council, and in the absence of the Mayor from the City, or if the Mayor be from any cause unable to act or in case of vacancy in the office of Mayor, said President of the Council shall have and exercise the power and perform all the duties of the Mayor.

In the absence of both the Mayor and President of the Council, the Council shall appoint a Mayor pro tem to preside over the meeting and during said meeting he shall exercise the power and perform the duties of the Mayor as presiding officer only.

### Powers of the Council.

Section 35. The Council of the City of La Grande has full power and authority within the City of La Grande.

### General Levy of Ten Mills.

1. To levy taxes for general municipal purposes, not to exceed ten mills on the dollar per annum, upon all property, both real and personal, which is taxable by law for State or County purposes.

### Special Levy of Ten Mills; Road Tax.

2. To levy a special tax of ten mills upon all the property assessed by authority of the first sub-division of this section for any specific object within the authority of this municipal corporation, including the payment of any debt; but the ordinance providing therefor must specify the object thereof and the estimated amount thereof; and to levy and collect a road tax of two (\$2.00) dollars upon each male inhabitant within the city between the ages of twenty-one and fifty years, except active or exempt firemen, which tax shall be set apart for the purpose of improving and working the streets and highways within the corporate limits of the City, which shall be called a street and road fund, and to provide for enforcing payment of the same.

### How City May Be Bonded.

3. To provide for the issuance of bonds by the City for any specific purpose, and to designate the manner and time for the payment thereof and the interest thereon. Whenever the City of La Grande shall contemplate the issuance of bonds for any improvement under this Charter, the Council shall, by ordinance, direct the manner in which the estimate of the cost of such improvements shall be ascertained, and such estimate shall be filed with the Recorder, and before any indebtedness shall be incurred, the Council shall cause it to be submitted to a vote of the taxpayers of the City at a special election called by the Council for that purpose to be held after a similar notice is given as in the case of a general municipal election, which election shall be held in a similar manner to the general municipal election; and each person who shall vote for or against the incurring of such indebtedness, shall have printed upon his ballot, if voting for such indebtedness, "For indebtedness—Yes"; and if against such indebtedness, "For indebtedness—No." If at such election the majority of legal votes cast shall be in favor of incurring indebtedness, then such indebtedness to the amount of the estimated cost of the contemplated improvement as submitted to the voters, may be incurred; provided, that such vote may be taken at any regular election. It shall be the duty of the Mayor to procure blank bonds of suitable design and cause the same to be properly filled out, in amounts of One Hundred (\$100.00) Dollars each, or any multiple thereof up to One Thousand (\$1,000.00) Dollars each, which bonds shall be made payable in twenty years or less, as the Council may by ordinance determine; and said bonds shall draw interest at the rate of not to exceed five per cent per annum, such rate to be fixed by the Council by ordinance, and interest on said bonds shall be payable semi-annually. Said bonds shall be placed in the hands of the City Recorder, and said City Recorder shall keep a register in which shall be entered by him the number and amount of such bonds, the date of the issue thereof, and the name of the person to whom issued. Each of said bonds shall be signed by the Mayor and Recorder under their names and office, and the Council shall also provide for the payment of the expenses of making any estimates thereunder, the time and manner in which any and all improvement thereunder shall be made, and the manner in which said bonds shall be disposed of; and, provided that all special elections for the purpose of creating any indebtedness, as further provided for in this section, any male person over the age of twenty-one years, who is a citizen

of the United States, or shall have declared his intention to become such, and who has resided in the State of Oregon for six months, and within the corporate limits of the City of La Grande for three months, next preceding such election, and who has registered according to law, shall be entitled to vote, and not otherwise.

### License on Callings and Amusements.

4. To license, tax and regulate brokers, auctioneers, taverns, hawkers, peddlers, pawnbrokers, wash-houses, laundries, bill posters, places of public amusement or entertainment, including theaters, operas, exhibitions, shows and the like, hotel and restaurant keepers, and runners, dealers in second-hand articles or merchandise, the keeping of billiard tables, bowling alleys, shooting galleries and such other business and professional callings as public good may require to be licensed, taxed or regulated, and such as are not otherwise prohibited by law; and for the purpose of this Charter, to define and declare what constitutes any such professions and callings, or such places of amusement or entertainment.

### Team and Transfer License.

5. To license, tax and regulate livery or boarding stables, hacks, cabs, hackneys, carriages, wagons, carts, trucks, drays or other vehicles used for the transportation of persons or passengers, or goods, wares, or merchandise, earth, rock, building material or other articles within the limits of the City, and prescribe the rates to be charged for such transportation.

### Saloon Licenses; Offensive Callings.

6. To prohibit the dealing in spirituous, vinous, or malt liquors, and decide what constitutes spirituous, vinous and malt liquors, the keeping of bar-rooms, drinking shops, or places where such liquors are kept for sale, or in any manner disposed of and the sale or disposal thereof; all offensive and dangerous trades, employments or business, and for the purpose of this Charter, to define and declare who is a keeper of a bar-room, drinking shop or place where spirituous, vinous or malt liquors are sold or disposed of, and what is a bar-room, drinking shop, or place where such liquors are kept for sale or disposed of; and what are offensive or dangerous trades, employments or business; but this sub-division does not empower the City of La Grande to declare a trade, employment or business offensive or dangerous contrary to the common understanding of the subject, nor to authorize any one to do any act or engage in any business contrary to the law of the land. And to license, tax, regulate and restrain bar-keepers, saloon keepers, dealers in and manufacturers of spirituous, vinous and malt liquors, and places where such liquors are kept for sale, or in any manner disposed of, and the sale and disposal thereof; all offensive and dangerous trades, employments or business, and to define and declare who is a bar-keeper or dealer in spirituous, vinous or malt liquors, and what is a bar-room, drinking shop or place where such liquors are kept for sale or disposed of, in any manner not contrary to the law of the land.

### Jails and Other Public Buildings.

7. To purchase sites for public purposes and provide for the erection of City jails, houses of correction, work houses and any other public buildings, and for the government and management of the same.

### Selling Property for Taxes.

8. To purchase, take and hold real property when sold for delinquent tax or assessment levied or imposed under the authority of the City of La Grande, and to sell the same.

9. The manner in which all special assessments for any of the purposes provided for in sub-divisions 21, 27 and 38 of this Charter, shall be made as follows: The Council shall appoint three Commissioners to consist of its own members, which said Commissioners shall make an examination of all property upon which said assessment is to be levied as to the valuation and extent, if any, of the benefits to be derived by said property by reason of said improvements. Said Commissioners shall then make their report in writing to the Council. After receiving said report the Council shall, before the levy of any special assessment for any improvement, give personal notice for ten days, or in the absence of any property owner, agent or person in charge of said property, by publication in a daily newspaper in said City for a period of ten days to either the owner, agent or person in charge of said property against which said assessment is to be made, of its intention to levy said special assessments, naming the purposes for which special assessments are to be levied, a description of the improvements so proposed, the boundaries of the district to be affected or benefited by such improvement, the estimated cost of such improvements and designate a time when the Council will meet and consider the proposed levy and the granting to any person feeling aggrieved, a hearing before said Council. After a compliance with this sub-division, the Council shall be deemed to have acquired jurisdiction to order the making of such improvements. All special assessments to cover the cost of any public improvement herein authorized shall be levied, assessed on and equitably apportioned among all blocks, lots, parts of blocks and lots, lands and real estate bounding, abutting, contiguous, fronting or adjacent or tributary to such improvement, or within the districts created for the purpose of making such improvement to the extent of the benefits to such lots, parts of lots, lands and real estate by reason of such improvements; such benefits to be equal and uniform. Such assessments may be according to the square foot or frontage, and all intersections of streets and spaces opposite alleys in any district ordered to be improved shall be equally borne by and apportioned among the owners of said property abutting upon or contiguous to said intersections and spaces opposite said alleys, according to the benefits which said property receives by reason of said improvements; but nothing herein contained shall be construed to exempt any street railway or other railway company from keeping every portion of every street, avenue and alley used by it, upon and across which its tracks shall be constructed at or near the grade of such streets in good and safe condition for public travel, but it shall keep the same planked, paved, macadamized or otherwise in such condition for public travel as the City Council of said City may from time to time direct. The portions of the streets and alleys to be kept and maintained by all such street railway or railway companies shall include all the space between different rails and track and also a space outside of the outer rail of each track of at least two feet in width, and the tracks herein referred to shall include not only the main tracks, but also all side tracks, crossing and turn-outs constructed for the use of such street railway or other railways.

Special assessments made and levied to defray the cost and expense of any work or improvements contemplated by the provisions of this Section and the cost of the collection thereof, shall constitute a lien upon and against the property upon which said assessment shall be made and levied, from and after the date thereof, and such assessment shall be collected in the manner prescribed by this Charter and ordinance. When any special assessment is levied it shall be the duty of the City Recorder to prepare a special assessment roll and to file said assessments; the City Recorder shall without delay, give at least five days' notice in one or more newspapers having general circulation in said City, of the time when such assessments will become delinquent, and the Chief of Police shall have the power and authority to sell at public sale all property appearing upon said delinquent roll and against which said special assessments shall have been levied for the satisfaction of any such special assessment, and to sell the same upon advertisement and in the same manner as prescribed by Chapter VIII of this Charter. If any assessment is set aside by order of any Court, the Council may cause a new one to be made in like manner for the same purpose, for the collection of the amount so assessed; provided, that improvement bonds, not exceeding the actual cost of improvements actually made, may be issued by the Council, authorized by ordinance, to run not longer than ten years with interest not to exceed six per cent per annum, secured by installment liens upon the property benefited. All liens for improvements may be made payable in installments, if so directed by ordinance.

### Police Force.

10. To provide and maintain either, or both, a day and night police force. Gambling; Prostitution; Opium; Tobacco; Cigarettes.

11. To suppress gaming and gambling houses, or places where any game in which chance predominates, is played for anything of value, and to punish any person who engages in such game, or keeps or frequents such houses; to prevent and suppress bawdy houses, or houses of ill fame, or places where fornication is practiced, and to punish any keeper and inmate thereof; to prevent and suppress opium smoking and houses or places kept therefor; or any person who shall vend or give away opium for the purpose of being smoked upon the premises, and to punish any keeper of such house or place, or person who smokes therein, or frequents the same; to tax, regulate, license, prevent and prohibit the sale of cigarettes, cigars, tobacco, or any of them to minors.

### Property Trespass.

12. To prevent and punish trespass upon real and personal property. Vagrants; Obscene Literature.

13. To define what shall constitute vagrancy and provide for the support, restraint, punishment and employment of vagrants and paupers, to prevent the sale, circulation and disposition of obscene literature, including books, papers, prints, pictures and the like, and to punish any person who sells or offers for sale, or who circulates or disposes of such literature, books, papers, prints, pictures, and the like, and to define and declare from time to time what literature, books, papers, prints, pictures and the like are obscene within the purposes and province of this provision.

### Nuisances—How Abated; Lien.

14. To prevent and remove nuisances, and to declare what shall constitute the same, and to punish persons committing, maintaining, or suffering nuisances and to provide the manner of their removal and to make the cost of such removal a lien upon the property where such nuisance existed; and to enter upon private property for the purpose of abating said nuisance; or to fill up or drain any lot, blocks, or parcels of land where any stagnant water stands, and to declare the same a nuisance and to make the cost of filling up or draining the same a lien upon the property so filled or drained, which may be done, and cost thereof collected in the same manner as street improvements, the work of filling up or draining of such lots, blocks or parcels of land shall be performed under the direction of the Fire and Police Committee, and the cost thereof shall be collected in the same manner as the cost of making repairs.

(Continued on page 6.)



WHICH BILL would you prefer to pay? A good suff one to the doctor for curing some of your family of pneumonia or rheumatism or our modest one for the coal which would have prevented the illness? Think it over. Then give us the order for coal. Do it soon, too. Even a little chill may mean a big bill—for the doctor.

G. E. FOWLER . Phone Main 10

# BLUE MOUNTAIN HOUSE

T. J. GRAY Prop. (New Management)

Rates \$1.00, \$1.25, \$1.50  
Best 25c meal in the city  
Beds 25c and 50c

Only house in the city employing white help only

All outside rooms. Board and lodge \$6. per week  
One block from depot

TRY OUR SERVICE

# ICE CREAM

This is the open season for Ice Cream and we are prepared to furnish the trade with the very best. Remember refreshment parlors are the finest in Eastern Oregon. A resort for Ladies and Gentlemen : : : :

E. D. SELDER, the Candy Man