



EASTER

This store has made special preparations for a large Easter business. We are showing everything that's new in men's fashionable attire. Each department is replete with the most wanted styles and our exhibit of

Adler's Collegian Clothes

surpasses any line ever shown in this city.



There's a thousand and one reasons why you should wear Collegian Clothes. They're Unlike Any Other Ready Made Garments. Young men who formerly had their clothes made to order, and who are now wearing Adler's Collegian Clothes, are better satisfied and are paying less than half. Ask any man who has worn these garments.

We are showing hundreds of styles in the very newest fabrics—light, dark, and medium. We guarantee a perfect fit before a suit leaves this store, and make no extra charge for alterations. Let Us Show You a Suit for Easter—prices range from \$15.00 to \$30.00.

ASH BROS.
CLOTHIERS & FURNISHERS

O'CONNELL'S Cigar Store

Pool, Billiards, Cigars, Tobacco and Soft Drinks—best and most complete line of cigars in the city.

Observer's Coast League baseball scores every day there's a game.

Corner Depot and Jefferson St.

Every family has need of a good, reliable liniment. For sprains, bruises, soreness of the muscles and rheumatic pains there is none better than Chamberlain's. Sold by all dealers.

GIVE US YOUR ORDERS

We do the Right Thing,
Do the Thing Right,
and do it Right Now

WENAH LUMBER CO.
GREENWOOD & MADISON

Home Phone 421.

Bell Phone, Main 732

Why pay Rent? We loan you money to build, and you pay us as you would rent.
J. R. OLIVER

We Are D-e-e-lighted

Our initiation into business circles of La Grande has been extremely satisfactory and the patronage accorded us by the general public has been flattering indeed. We are trying our best to earn and retain the patronage of La Grande.

Call and see us.

Very best goods known to the Bakers art.

The MODEL BAKERY

Plumbing and Heating

John Melville
1428 Adams Ave
LA GRANDE, - ORE

Don't Use Butter in Pastry

There's a finer "Shortening" now and the very best of it, cost less than "Cooking Butter." It is the

CREAM OF LARD.

Have you ever tried it.

ARMOUR'S SIMON PURE LEAF LARD

For Sale by

Pattison Bros.

Both Phones

JOSEPH CASE IS DECIDED

The first case in the state under the so-called Home Rule amendment was heard in Enterprise before Judge J. W. Knowlton last week. E. T. Schleur, who was granted a license by the Joseph council to sell liquors, was arrested and fined \$50 in a justice court there. The case was appealed but was heard on its merits from the beginning in the circuit court Wednesday. It was a jury trial. The defense was based on the city charter of Joseph giving the council right to license and regulate the sale of liquors, and on the Home Rule amendment adopted at the last general election.

The jury found the defendant guilty and he was fined \$50. The case will be taken to the supreme court at once. In his decision, Judge Knowlton after citing the Joseph charter, the Home Rule amendment, and elections of 1906, 1908 and 1910 by which the local option law was made applicable to this county, said:

The record further shows that the city of Joseph as a city has never voted upon the question of prohibition in said city. The questions arising upon this record are:

First, Did the city of Joseph have the power to license the defendant to sell intoxicating liquors within the limits of said city, under said constitutional amendment and,

Secondly, Did said city have such power without first submitting the question of prohibition to a vote of the people of said city.

It is well settled in this state that in the construction of a statute the cardinal point is to ascertain the intention of the lawmaker, and this intention must be determined from the language used, taking the words in their plain, natural and obvious signification. Ankeny vs. Multnomah county, 4 Ore. 271; Kamer vs. Clatsop county, 6 Ore. 238; State ex rel. vs. Simon, 20 Ore. 365; City of Portland vs. Meyer, 32 Ore. 368; Dutre vs. Ladd, 50 Ore. 120.

In the case of state ex rel. vs. Simon, supra, the opinion of the supreme court, among other things, says:

"Courts must not, even in order to give effect to what they may suppose to be the intention of the legislature put upon a statute a construction not supported by the words even although the consequences should be to defeat the object of the act. This is a case, it would seem, where the legislature has omitted by mistake or otherwise to make the necessary provisions to carry out its intention, but we cannot by construction supply these omissions. As was said by J. Davis, 'It is always competent for the legislature to speak clearly and without equivocation, and it is safer for the judicial department to follow the plain and obvious meaning of an act, rather than to speculate upon what might have been the views of the legislature in the emergency which may have arisen.'"

Also in the case of Dutre vs. Ladd, 50 Ore. 123, the court, speaking by King, Com. says:

"When the language is clear we have no discretion but to adopt the meaning which it imports."

Now under the amendment of the constitution above quoted every town, city or municipality is given "the exclusive power to license, regulate, control or to suppress or to prohibit the sale of intoxicating liquors; but such municipality shall within its limits be subject to the provisions of the local option law of the state of Oregon."

Lexicographers define the word "subject" as meaning "to make liable," "to bring under the control or action of," "to make subservient."

I believe that the only reasonable construction that can be placed upon the above constitutional amendment is that where the local option law is in force in a county by a vote of the people of such county, that towns, cities and municipalities do not have the right to license the sale of intoxicating liquors within the corporate limits of said town, municipality or city.

In the case of Scott vs. Ford, 32 Ore. 288, the supreme court of this state says, in its opinion:

"In referring to this rule of construction in 19 Cyc. 26, it is announced that whenever a statute limits a thing to be done in a particular form it necessarily includes in itself a negative, viz: That the thing shall not be done otherwise. This principle is so fundamental and so well understood that

it requires no argument to enforce it."

It seems to me that the case of Baxter vs. state, 49 Ore. 353, is clearly against the contention of counsel for the defendant in the case at bar.

In June, 1906, the people of the state adopted the following amendment to S. C. 2, Article 11 of the constitution.

"The legal voters of every city and town are hereby granted power to enact and amend their municipal charters subject to the constitution and criminal laws of the state of Oregon." In the case of Baxter vs. state, supra, the supreme court of this state holds that a city in a dry county has no power to pass an ordinance authorizing the sale of intoxicating liquors and that the local option law is a general criminal law of the state.

In its opinion in this above case, the supreme court says:

"The amendment does not affect the right of the legislature or of the people by the initiative to enact any law they deem proper affecting the criminal laws of the state and changes therein and new criminal laws will apply to the cities regardless of their charters."

Counsel for the defendant cites the case of Hall vs. Dunn, 52 Ore. 475, in support of his position. It must be remembered that the facts of that case and the case at bar are in no wise similar. In that case the record showed that the county of Jackson, in which the town of Medford is located, voted dry June 1st, 1908. That the legislature at the session of 1905 amended the charter of the city of Medford and gave the council power to license, tax, regulate or prohibit barrooms, drinking shops, bowling alleys, dance houses and all place where spirituous, malt or vinous liquors are sold or kept for sale irrespective of any general law of the state on this subject enacted by the legislature or by the people at large," etc.

It was held that under the above charter provision that the prohibition law which had been made applicable to Jackson county was not applicable to the town of Medford.

The supreme court says that by enacting a charter containing the above provision that the legislature intended to exempt the town of Medford out of the operation of the local option law. It also distinguishes the charters of towns having a similar provision in their charters such as Condon and Estacada with the provisions of the charters of Brownsville, Halsey and Junction City which granted to said towns authority to license, regulate and restrain the sale of intoxicating liquors subject to the provisions of the local option law.

And in that case the supreme court holds that the language "subject to the provisions of the local option law" indicated that the legislature did not intend to give the towns of Brownsville, Halsey and Junction City the power to license the sale of intoxicating liquors in the event the counties in which they are located went dry.

The dicta of the opinion in this case of Hall vs. Dunn, supra, to my mind, is very much in favor of the state in the case at bar. If the clause in the amendment of 1910 of section two, article 11, "subject to the provisions of the local option law of the state of Oregon" be susceptible of the construction that it means that it should be made applicable to a city by a vote of the electors in the same manner that the prohibition law is made applicable to a county or subdivision of a county, then again we must hold in favor of the state in this action because the record shows that no vote has been had.

DANGER IN DELAY.

Kidney Diseases Are Too Dangerous for La Grande People to Neglect.

The great danger of kidney troubles is that they get a firm hold before the sufferer recognizes them. Health is gradually undermined. Backache, headache, nervousness, lameness, dropsy, gravel, and Bright's disease follow in merciless succession. Don't neglect your kidneys. Help the kidneys with the reliable and safe remedy, Doan's Kidney Pills, which has cured people right here in this locality.

G. W. Knight 513 Franklin street, Pendleton, Ore., says: "Doan's Kidney Pills benefited me so greatly that I do not hesitate to recommend them. For eight or ten years I was troubled by pains across my back and kidneys and at times my joints and sides were affected. I had to get up several times at night to pass the kidney secretions and often noticed sediment in them. Doan's Kidney Pills relieved my aches and pains in a short time and corrected the trouble with the kidney secre-

tions." For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agents for the United States.

Remember the name—Doan's—and take no other.

Ap 17 Mar 15 Jun 12 Jul 3 31

"Read in Sunset Magazine. Motoring Through California by Lloyd Osborne beautifully illustrated in four colors. The Spell, a romantic serial by C. N. A. M. Williamson. In the Shadow of the Dragon by Grant Carpenter. Descriptive story of San Francisco's Chinese quarters. April issue now on sale 15 cents."

Notice of Street Improvement.

TO WHOM IT MAY CONCERN: Notice is hereby given that in pursuance of a resolution adopted by the common council of the city of La Grande, Oregon, on the 3th day of June, 1910, creating Sewer Improvement District No. 1 and designating boundaries of Sewer District No. 1, as such district, and in pursuance of a resolution adopted by said common council on the 12th day of April, 1911, whereby said council determined and declared its intention to improve all that portion of said district, in said sewer improvement district as hereinafter described, by laying sewers in the streets and alleys, the council will, ten days after the service of this notice upon the owners of the property affected and benefitted by such improvement, order that said above described improvement be made; that the boundaries of said district to be so improved are as follows:

(A) And the property affected or benefitted by said improvement is as follows:

Commencing at the junction of Willow street and the O-W, R. & N. Co.'s railway track, thence northwest to block "A", Honan's addition, thence southwest 250 feet, thence west down center of Jefferson avenue to the center of Fourth street and Jefferson avenue, thence north on Fourth street to center of Division street, thence west on Division street to city limits, thence south to center of Baker street, thence east on Baker street and "Z" avenue to a point directly north of the center line (north and south) of block 15, Gangloff's addition, thence south to center of "N" avenue, thence east on "N" avenue to a point directly south of the center line (north and south) of block 2, Wisdom's addition to La Grande, thence north in alley between Cedar street and Oak street to center of "O" avenue.

thence east on "O" avenue to Cedar street, thence north on Cedar street to Pennsylvania avenue, thence east on Pennsylvania avenue to a point opposite the center line (north and south) of block 11, Grandy's addition to the city of La Grande, thence north in alley between Second street and Third street to Main avenue, thence east on Main avenue to a point south of center (north and south) of block 1, Grandy's addition to the city of La Grande, thence north in alley between Third and Fourth streets to Adams avenue, thence southeast down Adams avenue to Willow street, thence east on Willow street to the place of beginning.

Notice is hereby further given that the council will levy a special assessment on all the property affected and benefitted by such improvement for the purpose of paying for such improvement. That the estimated cost of such improvement is the sum of \$71,800.08. That the council will on the 26th day of April, 1911, meet at the council chamber at the hour of 8 o'clock p. m., to consider said estimated cost, and the levy of said assessment, when a hearing will be granted to any person feeling aggrieved by such assessment.

La Grande, Oregon, April 13th, 1911.
CITY COUNCIL OF LA GRANDE, OREGON.

By C. M. HUMPHREYS,
Recorder of the city of La Grande, Oregon.

Begin your breakfast right by eating a dish of

Kellogg's Toasted Corn Flakes or Holland Rusk

Next comes a couple of fresh ranch eggs and two or three slices of Melrose brand bacon.

Then a stack of hot cakes made from Olympic Pancake flour, with Towles Log Cabin syrup and Blue Mountain butter on top.

Finish the meal with a cup of steaming hot coffee, but be sure the cook used White House coffee.

You can buy any of the above at

Clyde L. Kiddle's
Of Island City

Fresh vegetables in stock every Saturday. Buy your Sunday's supply then.

BREEDERS' SALE

OR IMPORTED and REGISTERED HORSES
STALLIONS AND BROOD MARES

TUESDAY, APRIL 25, 1911
AT ANDROSE BEARD'S BARN, ALBANY, LINN CO., OREGON

40 IMPORTED AND NATIVE BRED REGISTERED PERCHERON AND GERMAN COACH STALLIONS AND MARES. These horses were purchased from the best breeders and importers in the United States and out of the very best families and show herds. They were bred in one of the great horse centers of the world. We do not claim to have all the prize winners of France and Germany, but we do claim we will give you the real worth of your money. Why not come where you can buy horses at your own price, and every one of them is for sale, and will be sold for the high dollar, instead of going where there are only a few for sale, and half of them are supposed to be kept for their own use, unless a fancy price is paid.

These horses are as wide as a wagon, and a number of them weigh over two thousand pounds. FARMERS, is this not one of your best opportunities to secure good stallions and mares at your own price? These horses are fresh, right off the farm, subject to no disease and ready to go to work.

It was the Percheron horse that made Illinois famous as a horse center.

TERMS: CASH, unless satisfactory arrangements are made with the Clerk before the sale. Catalogue ready April 8, 1911. Horses can be seen at barn after April 8. Address all communications to J. M. Clark, care Beard's Barn, Albany, Oregon.

J. M. CLARK, A. J. DODSON, GEO. W. STUBBLEFIELD
ALBANY, OREGON

Perry Pneumatic Water Systems, Samson Wind Mills, Deming Pumps, Richardson & Boynton Warm Air Furnaces, Pipe Valves and Fittings, Gutters, Plumbing Fixtures of All Kinds, Full Assortment of Nickel Trimmings.

BAY & ZWEIFEL
PLUMBERS, HEATERS, SHEET METAL WORKERS