

RECOUNT IN THE HODGIN-KIDDLE SENATORIAL RACE ORDERED BY CIRCUIT JUDGE

SENATE TO BE FINAL JUDGE WITH FINDINGS OF CIRCUIT COURT AS CONVENIENT EVIDENCE

Notes cast for Ed. E. Kiddle, Republican, and John S. Hodgin, Democrat, for joint senator from Union and Wallowa counties on November 5, will be recounted.

A decision growing out of the petition for a recount, filed by John S. Hodgin—defeated for the office by four votes—was handed down by Circuit Judge Knowles today.

The decision today finds on two important issues, one of which is that there is no other course to pursue than that which he outlines, namely, that the senate is the last, final and really only body that can determine the legality of the vote, and that the circuit court under the law is merely advisory to the senate.

The case has been awaited with a great deal of interest. The one really important issue at stake was the matter of jurisdiction and this the court assumes, in an advisory way.

In their motion to quash the original petition for a recount, which Judge Knowles denied today, counsel for Mr. Kiddle set forth two principal contentions, to wit: That the court (circuit court) has no jurisdiction to order a recount.

Under this law, I take the view that it is not necessary for the court to decide whether or not under the provision of our constitution, the legislature is the sole exclusive judges of election and qualifications of its members.

The whole matter is still with the senate who can receive or reject evidence secured by the inspection and examination. It is merely a convenient method of preparing evidence in advance of meeting until that body convenes.

election to the candidate receiving the highest vote. A second contention by Mr. Kiddle and counsel was that the notice of contest does not set forth any facts sufficient to constitute a contest of election.

District Attorneys Confer. Colorado Springs, Colo., Jan. 3.—District Attorneys from all parts of Colorado are gathering here today for a conference at which they will exchange views on the subject of their duties and methods of work.

LEVY NOT TO BE FIXED NOW

COUNTY COURT NOT GIVEN ALL DATA.

State Ready to Convey Data Upon Which Levy Is Made.

Contrary to schedule, Union county's tax levy was not determined today, nor will it be until next week, sometime. Various reasons are responsible. The laws provide that the county court shall make its levy this week.

As far as the county budget is concerned, estimates have been determined but the state's portion of the annual toll remains the unknown quantity. The levy will be made next Thursday.

WEMAYER SUICIDES.

Washington, Jan. 3.—Representative William Wemayer of Michigan leaped from the liner Panama last night and was drowned. The information came by wireless from the liner.

To Push Woman Suffrage in Iowa.

Des Moines, Ia., Jan. 3.—A constitutional amendment providing for woman's suffrage will be introduced at the session of the Iowa legislature about to convene, with apparently the best chance of carrying that it has ever had in this state.

NEW MAYOR AND COLLEAGUES ASSUMED DUTIES LAST NIGHT

Formal Turnover of the Only a Few of the Appointments Are Now Acted Upon Personnel of Committees Leaves Chairmanship Unsettled

PROMINENT POLICIES OUTLINED BY MAYOR IN EPITOME. Committee work to relieve council meetings and trimming expense. Subjugation of personal interests to city's welfare.

Mayor W. J. Church and his colleagues in administrative affairs of La Grande stepped into private life and Mayor M. K. Hall and his colleagues took up the helm of state at the annual meeting of the city council last night.

Mayor Church is absent from the city and President of the County Mackey sent a committee of holdovers out to usher in the new mayor and the other officials. These men were in close proximity of course and President Mackey stepped down for Mr. Hall, Recorder Manager gave way to Lee Warnick, and at the council table, Davis remained quiet as he succeeds himself, but Mackey's council chair was filled by F. D. Halsten.

The Mayor's Message.

Mayor Hall conveyed the following communication to the council on his ascension to the dais: To the members of the city council: It becomes the duty of the mayor to appoint six different committees of councilmen, among whom is to be apportioned the work of carrying on the business of the city during the year.

I have made an effort to simplify the work of the committees by having two committees composed of the same councilmen where possible—thus you will see that the ways and means committee and the water committee are composed of the same members—as also are the police and finance committees, and the street and judiciary as far as possible.

In making this arrangement it has been found impossible to give all members of the council equal recognition. This, however, is a small matter, as I regard every member of this council the equal of every other member in every sense of the word.

I would request that each committee have a meeting at as early a date as possible, and effect an organization, electing their chairman, and apportioning the work of their department as they see fit. This is a departure from precedent and is made in the hope that each

Appointments Confirmed. City Attorney—J. P. Rusk. City Auditor—N. J. Mansager. Caretaker on intake—Ed. Propeck. Janitor—J. L. Dunnington. Appointments held up until next session: City engineer, physician, street and water superintendent, pound master, patrolmen, scavenger.

Instantly that the new officers were seated, Mayor Hall read his message to the council and followed that with action on the appointments. For a few minutes tiny ruffles of discord clouded the parliamentary voyage but a stiffer hold on the mayoralty helm and a kind but firm pointing out of the course Roberts made, lying before the ship of state, from His Helmsman, the mayor, got the craft sailing steadily without wobbles or refractory waves of debate.

Strained atmosphere was caused by the objection of Councilman Sargent to the appointment of a city attorney at that time—questions of procedure came up and several sharp rulings were necessary before the council got down to business. However at an informal caucus prior to the organization it was deemed best to leave some of the appointments go over, and thereby has been heated and prolonged the real excitement of the new administration.

The vote on confirmation of Rusk was a majority for his appointment. Dr. G. L. Bigger's appointment as city physician was not confirmed and no other appointment was made.

Campbell Is President.

Election of a president of the council took place, with Campbell and Lincoln as candidates, Campbell winning.

The committee will more fully realize that it has in charge the business of its department, and will be expected to conduct it in accordance with a definite plan. Of course the committeeman whose name appears at the head of each committee may be named as chairman, if the committee sees fit. Rearrangements of the committees by the mayor is possible at any time.

If the council as a whole should be of the opinion that the business of the city could be expedited by a different arrangement of the committees, I would be glad to have them so indicate.

I hope that the councilmen and mayor shall be able to get along harmoniously, having ever in mind that even harmony should be sacrificed when the best interests of the city are concerned.

Let us make the keynote of our administration, the subjugation of personal ambitions and desires, to the accomplishment of the greatest possible good for the greatest possible number, in the most economical manner.

I regard the following as the most important matter which I have to bring before you at the present time.

In setting forth the duties of the committees of the council, an ordinance which has long been in existence provides that each committee shall hold a meeting at a stated time before each regular council meeting, at which shall be considered business pertaining to their department, conclusions arrived at and embodied in the form of resolutions or or-

COMMITTEE APPOINTMENTS WITH TENTATIVE CHAIRMANSHIPS. Street committee—Sergeant; Davis, Wright, Halsten. Water committee—Jones; Fitzgerald, Lincoln. Fire and police committee—Campbell; Wright, Halsten. Finance committee—Halsten; Wright, Campbell. Judiciary committee—Davis; Sargeant, Fitzgerald. Ways and means committee—Lincoln; Fitzgerald, Jones.

Precedent in council procedure in this city has been upset in a semi-commandatory edict of the new mayor. Henceforth more detail work is to be done in committee rooms and the twice a month council meetings are to be merely checks and scrutinizers of what the committees have done. This is the custom followed in all large cities where it would be impossible for the council to take up these matters as a body—committee work will curtail the expense, it is

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WOOLMEN AT VALE CONVENE

EARLY INDICATIONS POINT TO LA GRANDE.

Good Attendance Marks Opening of the Vale Gathering.

BY C. M. HUMPHREYS. (Delegate to Oregon Woolgrowers' Convention From La Grande.) Vale, Ore., Jan. 3. — (Special) — With an address by President J. H. Dobbin, an address of welcome by I. W. Hope, mayor of Vale, George W. Hays, secretary of the Commercial club, another by George McNight the county judge and a response by Chas. F. Hyde of Baker, the Woolgrowers' convention opened here today.

The attendance is excellent. Early canvass of the situation indicates that La Grande has conspicuous possibilities of landing the next annual convention when that issue comes up tomorrow afternoon.

Oregon Woolgrowers Meet.

Vale, Ore., Jan. 3. —With a large and representative attendance the annual convention of the Oregon Woolgrowers' Association was opened here today and will be continued over tomorrow. At the close of the proceedings a large proportion of the members will leave for Cheyenne Wyo., to attend the annual convention of the National Woolgrowers' Association there.

It is my belief, that by following the system above outlined, the business of the city can be carried on with 24 meetings during the year, costing \$648.00. Council meeting cost the city last year \$1161.00, there being 43 meetings held.

I would suggest for the consideration

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32 LABORERS LEAVE FEDERAL PRISON ON BAIL

WRIT OF SUPERCEDEAS IS ALLOWED BY THE FEDERAL COURT OF APPEALS

BONDS ARE MADE HEAVY

Ten Thousand for Each Year of Sentence, Is Bond Fixed by the Court. —Hockin Not Included in the List Put Upon Bail Conditions.

Chicago, Jan. 3.—An appeal to the federal circuit court for a writ of supercedeas in the case of the convicted laborites this morning was successful and 32 of the 33 men may be released on bond. The bonds are put at \$10,000 for each year of sentence. Hockin was not represented by the defense attorneys. Judge Kohlsaat and Seaman sat with Judge Baker in the hearing.

Judge Baker ruled that the defense must show debatable points before the appeal will be perfected.

Attorney Miller warned the court that the dynamiters would probably leave the country if they were released. The court ordered the prisoners released as soon as the terms of the bonds are complied with.

Walsh to Succeed Dixon.

Helena, Mont., Jan. 3.—The Montana legislature which will convene here Monday is expected to make for itself an important place in the history of the state. Measures of much weight will be brought before the new legislature, chief among which will be a woman's suffrage bill, a comprehensive road law, provision for direct primaries, presidential preference primaries, and a limitation upon the expenses of the candidates, and bills dealing with reform in the methods of taxation, the conservation of waterpower, and a closer supervision over mining and other investment enterprises.

The Democrats will be in control of both houses of the legislature, which means that a Democrat will be elected to the United States senate to succeed Joseph M. Dixon, the Progressive Republican leader who directed the Roosevelt presidential campaign. The choice for the senatorship is T. J. Walsh, a wealthy Helena lawyer. Mr. Walsh has aspired to the senatorship ever since the days of the late "Tom Carter." Several years ago he was an unsuccessful candidate for congress.

Alleged Swindler in Court.

Boston, Mass., Jan. 3.—Frank C. Winchell, former president of the Oxford linen mills of Brookfield, was arraigned in the federal court today for a preliminary hearing on the charges of having used the mails in a scheme to defraud. Winchell's arrest followed a raid two weeks ago on the offices of the Sterling Debesture company in New York and other cities. The Sterling concern, it is estimated, sold during its career of six years, approximately \$33,000,000 of the stocks of various companies including the Oxford linen mills. Much of this stock was in legitimate companies, but an enormous amount it is alleged was of bogus concerns and was worthless.

Gideons Meet in Minneapolis.

Minneapolis, Jan. 3.—An interesting convention of Gideons, or "Christian traveling men" met in today with many members from Minnesota. The convention

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is this city in attendance and the Dakotas will last three days.