Local News In Brief

Sam Litch Here—

Sam Litch, a prominent stockman of Enterprise, was in La Grande this morning telling his many friends of the stock conditions there.

Lee Warnick Leaves—

Lee Warnick is in Elgin todayon business. He says in his line business is always good. "People seem to always watch out for the sheriff," he says.

Has New Position—

N. E. Wilkes left this morning for Enterprise where he will take over a position with the East Oregon Lumber company. For the past several years he has been connected with the George Palmer Lumber company at Vincent.

Must Shut the Door—

Chief of Police Roy Flexer was on the peck today, and when the outside door was opened and left ajar, he said, "The very next person that leaves that door open, I am going to fine," and the next unlucky person was one of the Observer's staff. Chief Flexer is ten cents ahead.

Baker Man Passes Through—

Sergeant D. L. Stevens, a recruiting officer at Baker, passed through La Grande this morning on his way to Elgin on business. Stevens will return Thursday evening and will spend a short time in La Grande looking over the town.

Lawyer Dixon Leaves—

H. E. Dixon left this morning for Wallowa where he will attend circuit court, held there this week. Judge Knowles left yesterday morning for Wallowa, where he will sit at the meeting of the court.8

To Imbler to Attend Funeral—

Mr. and Mrs. John White left this morning for Imbler where they will attend the funeral of Mrs. White's niece, Miss Elva Conklin, this afternoon. While there they will be the guests of the home of Mr. and Mrs. V. A. Berry.

ASK TO SEE One of those weather Thermometers at Putnam's.

1-11-1t

COMING EVENTS.

Jan. 12.—Ng Poon Chew, noted Chinese statesman and editor, will lecture at high school auditorium under auspices of Lyceum Bureau, 8:15 p. m.

Jan. 15.—La Grande High School basketball team plays Enterprise girls team at Enterprise.

Jan. 17—Volunteer Firemen's Annual Dance, Rex Hall.

Jan. 20.—Ladies Columbia Symphony Orchestra will appear in concert under auspices of L. D. S. Choir at Tabernacle.

Jan. 20.—Opening of Country Club.

LOOK HERE

Before buying your winter wearing apparel at Jan. Make Room Sale prices. All lines reduced down to cost.

Save By Paying Cash

Clint's Clothiery

"The Store With a Conscience"

DANCE

TUESDAYS
SATURDAYS
Watch this space for Special Dates

REX HALL

N. A. Desilet, Mgr.

HAVE YOUR ACCOUNTS STRAIGHTENED UP FOR THE YEAR AND YOUR INCOME ACCOUNT MADE OUT—By
G. P. Christie
Expert Accountant
1115 Adams Ave.

Pendleton Man Here—

John McMerlin, business man of Pendleton, is in La Grande today. He says that while things are dead in Pendleton, he is really some booster for that place.

Mrs. Richmond to Pendleton—

Mrs. W. E. Richmond left this morning for Portland where she will spend a few days visiting friends

John Rogers to Hot Lake—

John Rogers left this morning for Hot Lake where he will receive treatment for a short time.

Richland Man Here—

C. J. Steelman is in La Grande today from Richland, where he is a rancher. He will spend a few days here on business.

Elgin Rancher Here—

John Mayfield and his wife are registered at the Savoy. They are ranchers residing near Elgin and are spending the time here on business.

Mrs. Jamison to Medical Springs—

Mrs. Mary Jamison left this morning for Medical Springs where she will spend a few days as the guest of her daughter, Mrs. R. G. Selder.

Spends Day in Baker—

Mrs. J. A. Turner left this morning for Baker where she will spend the day with friends.

The Stoop Children to Academy—

Mrs. W. B. Stoop left this morning for Pendleton, where she will take her children, Verona and Dohl, to the Academy to attend school.

Mrs. Wallace Joins Husband—

Mrs. W. Wallace left this morning for Baker, where Mr. Wallace is an engineer on the O.-W. R. & N. They will make their home there for a short time.

Frank Lindsey Returns—

Frank Lindsey will leave tonight for Camp Lewis, where he is stationed. He has been spending the past several weeks here as a guest of his brother, Curtis Lindsey.

Mrs. Ludia Visits Brother—

Mrs. W. J. Lundia left this morning for Walla Walla, where she will be the guest of her brother, U. H. Ferguson, for the next ten days.

The Lindseys To Portland—

Mr. and Mrs. J. L. Lindsey left this morning for Portland, where they will spend a few days on business. From there Mrs. Lindsey will go to Condon, where she will be the guest of her mother, Mrs. M. O. Clarke.

Gone to Walla Walla—

Mrs. Earl Shaw and daughter, Lois, and Mrs. M. A. Walker left this morning for Walla Walla, where they will be guests at the home of Mr. and Mrs. Loundey Walker for the next few days.

The Zeeks Leave—

Mr. and Mrs. E. O. Zeek left this morning for Seattle and Portland, where they will spend the next month as the guest of friends and relatives. The Zeeks spent last evening here as the guests of their daughter, Mrs. F. B. Craig, and are from Union.

Union Man Here—.

William Bettis is in La Grande today, from Union, and he says he rather likes to get away from the Union wind that always blows. Besides taking a vacation from the overblowing wind, Bettis is visiting his son, William, Jr., who came down from Vincent the other evening, and it is probable that they will make their home in La Grande.

Canadian People Here—

Mr. and Mrs. A. E. McGenety, who have been guests at the home of Mr. and Mrs. W. A. Buchanan, left this morning for Portland where they will spend a few days as the guests of relatives. From there they will return to their home in Canada, where they report that there was no rain to injure the fall crops and that plowing is now in session. Mr. McGenety is a farmer there.

Thinks of News First—

E. O. Wooley, editor of the North Powder News, is in La Grande this morning and as usual, questions of news bothers him. When he stepped up to one of his old friends this morning, the first thing he said was, "I know everything that happens in La Grande; I read your paper." It seems that Mr. Wooley is quite a booster for La Grande, after all.

Faces Serious Charge—

Deputy United States Marshal left this morning for Baker, where he will take Roy Herr before the United States Commissioner. Herr is under arrest on the charge of transporting stolen goods to another state. The hearing is set for this afternoon.

Announcement

OLD-TIME DANCES will be given in Rex Hall on Thursday evenings. Nothing but the graceful, old-time dances will be danced. Music by Lindsey's superb orchestra. Everyone enjoyed the first dances; be sure and attend those to be given. Lessons by appointment. Call Main 47.

Mr. & Mrs. P. J. Powers

Visiting with Daughter—

Mrs. C. A. Gould, of Gresham, Oregon, is in the city visiting with her daughter, Mrs. R. W. Leighton.

Will Entertain Bible Class—

Mrs. A. S. Duryea will entertain the members of the Ladies' Bible Class of the Presbyterian Church, Wednesday afternoon, at her home, 1504 N Avenue.

Maccabee Reception—

Mrs. Claude Mackey is entertaining the Maccabee ladies this evening at her home 1208 First St. in honor of the new officers of that lodge. The affair will be in the form of a reception.

Will Enter School—

Mrs. J. A. White and daughter, Juanity, and Mrs. George Conley will leave tonight for Walla Walla, Wash., where Miss Juanita will enter school. Mrs. Conley intends going from Walla Walla to Portland and other coast cities.

Missionary Society Meeting—

The Woman's Home Missionary Society of the Methodist Church will meet Wednesday afternoon at 2:30 o'clock, at the home of Mrs. W. W. Kinzie, 1906 Third street. Mrs. A. W. Leffel will be leader for the afternoon, and all women interested are invited to attend.

Returns to Pendleton—

F. M. Sturgill of the Security Construction Company, has returned to his home in Pendleton, after spending several days here on business. Mr. Sturgill is in charge of the work being done on Cabbage Hill.

Will See Salem Meeting—

Mrs. Albert R. Hunter is spending several days in Pendleton visiting with her sister, Mrs. Affie B. Hanna. From Pendleton Mrs. Hunter will go to Salem to join Mr. Hunter, who is state representative from Union county, and will remain until the close of the legislative session.

Charles Conkey Optimistic—

Charles Conkey left this morning for Minam and he laughed at the mere mention of the lumber outlook. "Well," he drawled, "I have no regret that I am no longer in the banking business, the woods is the place for a man like me, and business is picking up. Label me an optimist, if you like," he said as he stepped on the branch train.

Netiles Return to Eugene—

Mr. and Mrs. Gus Nettle have returned to Eugene from La Grande, where they have been for the past year. Mr. Nettle has sold the bakery in which he was interested there and plans to remain in the city. He is a brother of Mrs. Emily Friedner, of the Osburn hotel. Mr. and Mrs. Nettle will be at home to their friends in the house on Sixteenth avenue formerly occupied by Professor F. C. G. Schmidt.—Eugene Register.

Venus is Brilliant—

La Grande people who do a little star gazing now and then have noted during the past few weeks that the planet Venus is extremely brilliant and is on close proximity in the heavens to a less brilliant star. Professor Daniels, of the Hill Military Academy, explains that the star is now near the greatest elongation of its orbit which places it between the earth and the sun. Although Venus approaches nearer the earth at times than its present position, its luminosity is very marked. During the clear weather here last week, it was visible before sunset. The star near Venus is known as Zeta 2.

JAPANESE SITUATION IS IMPORTANT.

(Continued from Page 1)

the governor urged legislation to put dealers in bonds under control of the superintendent of banks.

Taking up in detail departments of the state government, Governor Olcott made the following recommendations:

That the state board of control be given authority to revise budget estimates made by each deparment and branch of the government.

That ample provision be made for caring for wards of the state.

That the state should rehabilitate its training school for boys. The building and plan are obsolete, he said. "It should be a school to produce honest, self-reliant citizens, rather than hardened, hard-boiled criminals."

That a box factory should be established for prison labor, and that the state should cease operation of the prison flax plant and dispose of it to private interests.

Employment of paroled men only at the prison wood camp at Aumsville was recommended.

That families of men convicted under the non-support law be allowed payments from earnings of prisoners in the proposed box factory.

Amendment of the act providing for a school for adult blind in Portland, so funds might be made available at once instead of waiting until 1922.

Endorsed move for group employment of the blind in connection with some industries.

Provision for a state officer to assist persons discharged from state hospitals for the insane as the prison parole officer assists discharged convicts to obtain employment.

Law making it an offense to aid in escape of any one confined in boys' training school, girls' industrial schools, the state hospitals or the institution for the feeble minded.

Enactment of northwest uniform traffic laws.

Provision for placing fines collected for violation of prohibition law in special fund for prosecution of law enforcement work. "I would be opposed to any alteration of the prohibition laws which would make them less effective," said the message. "If they can be amended so as to bring about better enforcement results, I will welcome such changes and be glad to give them my hearty approval."

Endorsed work of state highway commission and asked legislature to coordinate its work in connection with roads with the work of the state commission.

Conservation and protection of forests. Key to reforestation problem lies, said the message, in efforts to prevent fire and to keep fires from destroying new growth. Urged support of federal government in aerial patrol work.

Requested careful consideration of recommendations of committee of fifteen appointed to investigate changes in workmen's compensation act.

Preferential right extended to honorably discharged soldiers, sailors and marines if any continuation of land settlement plans is contemplated.

Maintenance of National Guard on high plane.

Support and betterment of soldiers home near Roseburg.

Broadening functions of insurance department in regard to licensing real estate brokers, so department would have authority to refuse licenses to persons unable to establish good character.

Greater authority for fire marshal's office to make rules for protection of life and property.

Increase in fees paid by banks for supervision work. Increase in minimum capital required for banks in cities over 50,000.

Recommended care that laws do not carry burdens too heavy for industries to bear. "Prosperity or poverty of our wage earners closely follow on the success or failure of our industries."

Centering administrative affairs of the board of inspectors of Child Labor and of industrial welfare commission in office of state labor commissioner. Consolidation of office of state sealer of weights and measures with office of state dairy and food commissioner.

Revival of state lime plant at Gold Hill.

Enactment of habitual offenders law.

Amendment permitting county courts to transfer funds for combating epidemics.

Refunding of $5.00 fees by automobile mechanics under law which was declared unconstitutional.

Placing of bust of Jason Lee in one of the two niches provided for state in rotunda of capitol building at Washington, D. C.

Law providing cooperation of state industrial accident commission and the state treasurer in placing investment of industrial accident commission funds.

Proper accomodations for tourists. Favored continuance of appropriations to Pacific Northwest Tourist Association.

Auditing of accounts of state fair board by state auditor.

Increase in fish and game license fee from $1.50 to $2.50.

Protection of natural beauties on highways.

WRITTEN DECISION ON ROAD CASE INTERESTING

(Continued from Page 1)

and, in fact, expressly averred in the answer, that no sale has been made of any of the bonds authorized to be issued at said election. The answer also contains the following allegations, regarding the giving of the notice of election, etc., "That thereafter the said election, so called for said purposes, was duly noticed as required by law, by posting notices in the various election precincts of said county in number and in the places and within the time required by law, said notices setting forth the proposal for said bond issue by stating the amount of said bonds proposed to be issued, the time they should run that the rate of interest the same would bear, and designating the roads the bonds issued should be applied, the beginning and terminus of the same, and the amount to be applied to each road in the permanent improvement of the same, and giving the date upon which said election would be held."

"This allegation is largely a conclusion of law and perhaps renders the answer vulnerable upon demurrer, but, waiving this question, it is alleged that the notice of the election stated 'the amount of the bonds proposed to be issued, the time they should run and the rate of interest that they should bear, and designating the roads upon which the bond issue would be applied.' While it does not appear from the pleadings, yet, as a matter of fact, the ballot question voted upon by the electors at the bonding elecion was as follows:

"'Shall there be issued serial bonds of Union County to the amount of $1,498,000??

"Then follows some sixteen different series of different amounts of each series, ranging in amount from $60,000 to $113,000, each series redeemable at different times, from January 15th, 1925, to January 15th, 1940, with interest at the rate of not to exceed five and one-half per cent per annum. Paragraph 8, of the complaint, alleges as follows:

"'But there is no money in the treasury of Union County, Oregon, with which to pay for construction of said roads or any part thereof, and neither the County of Union nor the defendants or either thereof have or has any money or funds of Union County, Oregon, with which to construct, or which are applicable to the construction of said permanent roads or any part thereof, or to the payment of such construction, and, for that reason, defendants are without authority to let or make any contract for the construction of such roads.'

"This paragraph is admitted by the answer, "Except as hereinafter alleged', and it is not shown that the county has any money to pay the contract. The effect of entering into these contracts necessarily would be to exceed the constitutional indebtedness of the county, if it has not already been exceeded, as alleged in the complaint. Section 10, Article XI, of the Constitution of the State reads as follows:

"'No county shall create any debt or liability which shall singly or in the aggregate with previous debts or liabilities, exceed the sum of $5,000, except to suppress insurrection or repel invasion, or to build or maintain permanent roads within the county, and debts for permanent roads shall be incurred only on approval of a majority of those voting on the question and shall not, either singly or in the aggregate with previous debts and liabilities incurred for that purpose, exceed six per cent of the assessed valuation of all the property in the county.'

"Under the provisions of this section, the legal voters of the county have authorized the increasing of the indebtedness of the county beyond the constitutional limitation by the issuing of bonds of certain denominations redeemable at certain times, and drawing interest at five and one-half per cent, and not otherwise. Sections 4635-4649 Olson's Code provides the procedure for the election upon the bonding question, and the sale of the bonds. Section 4646 provides as follows: 'After having entered the order as provided in section 4638 the county court shall cause the bonds to be issued and shall advertise such amount of them for sale as, in the judgment of the court, may be necessary, and thereafter from time to time the court shall make such additional sale of bonds so issued as may be necessary. Such sale shall be made through bids received on such advertisement, as the court may deem necessary to afford the best means of procuring the highest prices for such bonds, and all bids shall be in writing, and publicly opened at a time and place to be specified in the advertisement. Whatever other means of advertising the sale of such bonds the court may adopt, it shall advertise such sale for at least three weeks in two newspapers printed in the county, if there are that many, and if there is but one, then in it. The bonds shall be sold to the highest bidder, but preference shall be given to citizens of the county, and if the court is not satisfied with the bids it may reject any or all of them.'

"Section 5655, Olson's Code reads as follows:

"'All moneys raised under the provisions of this act shall be used in constructing permanent public roads in that county, which roads shall be constructed by the county court under its exclusive jurisdiction and such expert assistance as they may employ.'

"Undoubtedly the legislative assembly contemplated that the bonds be sold before the contract is let; otherwise the county court would be incurring an indebtedness of the county over and above the constitutional limitation, unless the contracts were to be paid out of the special funds arrived from the sale of the bonds. It is true that section 4642, authorizes the county court after the issuance of bonds has been authorized at an election, "to issue warrants drawn upon the county treasury for the purpose of securing the funds or the portion thereof sought to be secured by the issuance of such bonds which warrants shall be in denomination of fifty dollars or multiple thereof up to one thousand dollars, and shall bear the same rate of interest, as the bonds would bear, in lieu of which such warrants are issued."

"It is not claimed in the answer that the defendants intend to issue county warrants in lieu of the issuance of bonds. It is therefore unnecessary for the court to pass upon the right of the county court to issue county warrants when the legal voters have consented to the increase of the indebtedness of the county above the constitutional indebtedness by the issuance of bonds of a certain denomination, redeemable at a certain time, and drawing not exceeding five and one-half per cent interest.' It is alleged in the complaint that it is not advisable at the time to sell the bonds. The question of advisability of selling the bonds this court has nothing to do with. This is simply a governmental and executive question, and it is held in the case of State ex rel vs. Lord, 28 Oregon 498, that, in such matters, the court will not interfere by injunction. The law leaves such matters of advisability to the county court and not to the circuit court. The circuit could will only see that the county court proceeds according to law in the exercise of the authority given it by law.

"For the above reasons I do not believe that the defendants have made a sufficient showing by their answer and affidavits to justify this court in dissolving the temporary injunction, and therefore the application will be denied.—J. W. KNOWLES, Circuit Judge.

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FOR RENT—Fiveroom modern house. Good location. Phone Red 1451. 1-11-3tp

FOR SALE OR TRADE—One low manure spreader, one new wagon, one new gas drag saw, one second-hand sulkey plow. For good young team and horses, milk cows and brood sows, phone Farmer 197. 1-11-3tpk

For these cold nights, try a Kantleek Water Bottle at Putnams. 1-11-3t

FOR RENT—Room for gentleman. Close in. Call Black 551. 1-11-2tp

A punch that can't be equaled for the price. When you have a party or lunch at your home, and want something of this kind, phone us several hours ahead of the time you need it—if you can—and we will deliver it promptly. Al Cain at the Palace Confectionery Co. 1-11-tf

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— AND —

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Our Reconstruction Prices are up to the minute and we follow the market strictly.

Aaron Check Gingham	15c yd.
27 inch Pearl or Daisy Outing	32½c yd.
27 inch Good Heavy Outing	19c yd.
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Ladies' and Children's Outing Night Dresses, One-Half Price

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Everything in the store is marked with the new market.

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