

## Changes Applied to City Charter, Election Called

At the time of going to press it is learned that this Friday evening the city council will meet for the purpose of passing an ordinance calling a special election when the voters of Vale will be given a chance to pass upon the new city charter. The election is to be held within 90 days.

Considerable changes were made in the new charter at Thursday's special meeting of the city council, upon suggestions of last Wednesday's mass-meetings as well as previous ones. Some changes are:

The registration of voters for city election will take place from the first of February to the Saturday preceding the election which is early in March.

Sixty day's residence in the city in addition to that specified in the state, is necessary to become a qualified voter.

The recorder shall be elected.

Franchise may be taxed either on the gross earnings or net income at the discretion of the city council.

## KING GETS DECISION IN U. S. COURT

**Famous Nine-Year-Old Suit Ended in Supreme Court in Washington --- Judge Davis' Opinion Affirmed by Supreme Bench---Interesting Details**

Former Supreme Judge Will R. King won his case before the United States supreme court at Washington, D. C. according to a telegraphic dispatch received here last week, thus ending the famous nine-year old case appealed from the Malheur county circuit court.

Of further interest is the decision in this famous case because the United States supreme bench affirmed Judge George E. Davis, who was on the bench when that suit was in the Malheur circuit court in 1907.

The case, Wm. Miller plaintiff in error, against Will R. King, substituted for the First National Bank of Payette, Idaho, defendant in error, was tried in the supreme court on January 30th of this year, but first appeared in the Malheur county circuit court in 1903 and was tried in this city two or three times under the title of the First National Bank of Payette against the Moss Mercantile Company and Wm. Miller. It was in 1903 that Henry Helmick thus secured judgment against O. W. Porter for \$2930.25 and costs. But the suit was taken to the supreme court of this state, where it was tried twice, when finally Judge Will R. King took up the judgement himself.

Through assignments, counter claims and various legal entanglements the case had never been settled and the Moss Mercantile Company of Payette appealed to the United States supreme court. It was last month that Judge King went to Washington, after a short visit, to try his own case, which then stood in favor of Will R. King who was substituted for the original plaintiff the First National Bank of Payette.

It will be recalled that Judge King came into some prominence in the national capital while trying his own case, because of having made the supreme justice actually smile upon explanation of some of the details in the case.

## AN EXHIBITION OF SPRING MILLINERY

Mrs. W. R. Gray wishes to announce that her millinery opening will be held on Thursday, March 7. You are most cordially invited to call and inspect this display of millinery. You will find hats on exhibition here equal in style and quality to those shown in much larger cities.

This millinery showing embraces all styles that are most correct and is the result of experience combined with good taste. There will be hats to meet the most exact tastes, extending from the nobly trimmed tailored hats to the most beautiful trimmed dress hats. In fact, all that is most exquisite in fashion's realm.

You will also find a complete line of Gage tailored and dress hats. These hats are noted for their correct styles in up-to-date millinery. Don't forget to call Thursday March 7th. One door west of Nelsen's furniture store.

Washington, Feb. 24.—Representative French will appear before the public lands committee on Monday in behalf of the Borah-Jones three-year homestead bill. As a member of the committee, Mr. French believes it will be reported in a reasonably satisfactory form and pass the house.

W. M. Rose of the Vale Saddlery Co., has just received a fine lot of saddle blankets of the Indian design. You should see them—they are beautiful, something new. This saddle and harness emporium carries everything in the leather line.

Under granting of franchises, the term "reasonable" time may be fixed by the city council.

The section regulating saloons and fines will say in part:—the saloon man shall be fined for the first offense and upon the second offense shall lose his license and council may at its discretion collect the bond.

"Elective" has been inserted in the section referring to the impeachment of officers, which will read "elective officers".

As to the section referring to water liens against property owners, such liens were deemed necessary and that no real hardships would be worked on owners of rented property as water would be shut off at the end of the first month if not paid by the renter. The section referring to damages against property owned in case of accidents on defective sidewalks, was struck out.

Many other changes were made as suggested at the various mass meetings and which will be seen when the printed charter is circulated.

## HARD PULL FOR NEW CHARTER AT MASS MEETINGS

Among the objections to the new city charter brought by the charter committee at the mass meeting held Wednesday evening was that no provision had been made as to the power of the mayor in case of a tie, wherein City Attorney Duncan explicitly stated that the mayor was empowered to vote in all cases except in impeachment proceedings.

Jas. Munro, of the committee also opposed the charter because no provision was made for raising funds for special sidewalk improvements.

In answer to this Attorney Duncan replied that in all cities this work was taken care of by the general street improvement bonds.

Ben W. Mulkey was opposed because the failure to give notice of special election should invalidate the election. Upon general discussion it was decided to insert in the section referring to this matter that notice of election should either be posted or published 15 days before the election day.

The impeachment of an officer upon a charge brought by a single person as mentioned in the new charter was condemned as too drastic. An hour's discussion proposed that the complaint should be made to and filed by the city attorney. The provision for damage cases against property owners received considerable opposition and no decision was arrived upon although many favored the bringing of such cases against the city which in turn could have recourse upon the property owner.

J. P. Duke objected to section 93 on the issuing of bonds. He stated that besides always being opposed to bonds which seemed to be an evil necessity, that this section should be more specific as to the time when such bonds could be redeemed. Attorney Duncan immediately answered the argument by reading the section which was plain enough and fair to all concerned.

Mr. Duke further objected to the charter because in section 84, which regulates franchises, the word "reasonable" did not convey any specified meaning as to the time when streets should be repaired. The method of selecting a recorder received some attention, some adhering to the election system and others to the appointment by the mayor or council.

## JOEL PRIEST HERE AFTER DATA FOR HOMSEEKERS

That the Oregon Short Line advertising matter which will be scattered all over the country telling of the great advantages of the intermountain county will feature Vale and Malheur county was learned on Tuesday through the visit of Joel L. Priest, the industrial agent of the O. S. L., with headquarters in Boise.

Mr. Priest says that a great colonization crowd is coming to Eastern Oregon and that Vale should be ready to receive its share. He was here to secure some data on the alfalfa crops of this particular section and hopes that growers will send to his office some information on this great Malheur county crop for the purpose of inserting it in the pamphlets to be printed and scattered broadcast by the railroad company.

Mr. Priest believes that the people of the east have been thoroughly aroused to western opportunities by all of the advertising features that have been made during the past year and that the immigration of the states in this section of the country will be heavier than ever before. He is also positive that Vale will get its full share of this tide of people sweeping westward.

For business reasons arising, since my petition making me a candidate for City Recorder at the coming city election was filed, it will be impossible for me to accept the office and as there is no way for me to withdraw at this time I must ask my friends to vote for some other candidate.

C. C. MUELER.

Go to T. T. Nelson's for Furniture.

## THOUSANDS OF BOOKLETS TO TELL COLONISTS OF NEW HOME

Ten thousand beautifully illustrated pamphlets of thirty pages telling of the real worth, resources, advantages and opportunities to be found in Vale and its tributary country, have been ordered printed by the publicity committee of the local Chamber of Commerce and within another week or two several thousand copies will already have found places in the homes of prospective homeseekers.

The booklet to be gotten out will contain nothing but facts that can be substantiated. It will tell of Vale and the opportunities to be found here by the homeseeker. It will tell of the new railroad now building from this city into the interior of the state, of the opening up of a vast acreage of unappropriated lands directly tributary to Vale, and of the fact that Vale is not only the headquarters of present railroad building but will be the one important railroad center and trading point of the southeastern Oregon country. This folder will still further convey to the homeseeker the facts concerning the proposed early construction of the Bull Creek irrigation project, most probably to commence in April, and also of the fine rich farm land that can be purchased at reasonable price under this 40,000 acre project.

This book-letter to the homeseeker will be especially attractive with the thirty or forty photo illustrations which can only reveal facts as they are in reality. All the descriptive matter has been compiled by the publicity committee and new photographs of the new buildings recently erected in town as well as of the surrounding country are being secured. The copy will be turned in to the job department of the Malheur Enterprise early next week and copies of the pamphlets will be turned out of the press as fast as possible.

## GOOD ROADS QUESTION IS UP TO PEOPLE

**Local Chamber of Commerce Appoints Committee to Look Into Governor's Proposed Legislation ---Good Roads Builders to Come Here to Lecture**

Good Roads and Governor West's proposed legislation on this matter received considerable discussion at last Monday's meeting of the Chamber of Commerce and it is most likely that Judge Lionel R. Webster, of Portland, the greatest good roads enthusiast in Oregon, will be secured soon to talk to the people of this city on good roads. The committee, appointed to look into the Good Roads petition of Governor West consists of Messrs. Bruce R. Kester, I. W. Hope, Jas. Munro, W. G. Norton and T. T. Nelsen.

The committee on securing a speaker to talk on "Feeding and Fattening of Livestock" asked for another week, but reported in brief that it was most probable that several speakers could be secured shortly.

Among other matters of interest to come up for discussion at the meeting was the reading of a communication from the Pendleton Commercial Club on the taxing of railroads which after some discussion was left to a committee to report upon at the next meeting. Another letter from the Medford Traffic Bureau referring to freight rates was read and this also left to the same committee consisting of Messrs. Rigby, Stone and Hoyt.

Progressive whist formed the enjoyable pastime at a social affair given last Friday evening by Mr. and Mrs. James Munro at their cozy residence in this city. Mrs. W. W. Caviness took first honors among the ladies and Attorney C. M. Crandall, the gentlemen's prize. During the latter part of the evening the hostess served the guest with the daintiest of luncheons.

J. A. Baird, of Weiser, Idaho, an expert jeweler and watch repairer, arrived in town a few days ago and has already opened up a place of business in the Vale Drug store. Mr. Baird comes here well recommended. His adv. may be seen in another column.

Mrs. W. R. Holmes, wife of the well-known banker of Enterprise Ore., spent a few days last week visiting her cousin, Mrs. Ed. R. Hamilton.

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## BRYAN TALKS TO PEOPLE

(Continued from Page 1)

nate Lafollette, and the Democrats should nominate a good man, he would be willing to sit back and say "They are both good men; which ever wins the people win".

Mr. Bryan merely outlined, in the brief time that he had, the progress that has been made in recent years toward popular government, citing the establishment of the Duma in Russia, and the adoption of constitutions in Persia and in Turkey, the overthrow of the power of the House of Lords in England, and now the downfall of the Manchu Dynasty in China and the creation of a new government named from our own, the United States of China.

In this country he mentioned the election of senators by the people, and congratulated the people of Oregon in being pioneer in that movement, and in having the nearest approach to popular election of senators that is possible without an amendment of the constitution, and predicted that the constitution would soon be amended in this regard. He spoke also of the adoption of the primary in a large number of States, including Presidential primary laws in five States, and said they were bound to come in others. He mentioned the advance in income tax legislation and the corrupt practices acts of the several States, and stated that few days ago President Taft signed a bill providing for publicity in campaign funds before the election, which had passed without a dissenting voice in the House or Senate.

Speaking of the initiative and referendum, he mentioned its adoption in several States, and said: "Four years ago Mr. Roosevelt sent his man Taft, of Ohio, all the way to Oklahoma to advise them to leave the initiative and referendum out of their constitution. The people listened to Mr. Taft and proceeded to adopt their constitution containing these provisions. They took it to Mr. Roosevelt and said 'Here is a constitution we have adopted. We like it. What do you think of it?' Mr. Roosevelt said he didn't like it. 'But take it home and see what you can do with it.' And last week Mr. Roosevelt went before a constitutional convention at Columbus, Ohio, Taft's home, and advised them to put the initiative and referendum in their new constitution." He also stated that Woodrow Wilson, before a number of teachers in Tennessee recently, said that for twenty years he had taught the boys of Princeton that the initiative and the referendum were wrong, but he had come to believe that they were right and he had been wrong. Mr. Bryan welcomed such illustrious men as recruits to the cause he had advocated for so long.

Speaking of the recall, he said some people were afraid of it now, as they had been of the initiative and referendum a few years ago, but that it was so dangerous as they seemed to think, and they would come to accept it the same as they had the initiative and referendum.

"A few years ago," he said, "people back east were afraid of me. They called me a 'radical'. But now it makes me dizzy to keep up with the procession".

He said Mr. Roosevelt had stolen nearly all the planks out of his platform, but he didn't mind that. He said the platform was made for use, and if they could get a chance to use it he was glad to see someone else use it.

The speaker seemed to take delight in the Republican situation situation, and said that four years ago Roosevelt had guaranteed Mr. Taft; that he thought Roosevelt was making a mistake at the time, and now by his action he admitted it, and that Taft was not fit to be President. And if we could have a dictaphone in the White House to hear what Mr. Taft says when there are no reporters around, he believed Taft could say that Roosevelt was not fit to be President. "And I have so much respect for the veracity of both men that I am inclined to think they are both right." He said "We will soon be in the midst of a campaign. Things are warming up. The temperature rose several degrees last Monday morning. We are going to have lots of fun in the next few months."

Immediately after the speech Mr. Bryan was escorted by the reception committee to the Ontario Hotel, where a supper was served.

E. R. Hamilton of the Malheur Clothing Co., returned Tuesday from the East, accompanied by his nephew, Elwin Turner of Lynn, Mass., who will make his home with Mr. and Mrs. Hamilton. Ed says he is glad to get back to Vale. He found the old home in Nova Scotia the same as 20 years ago, but saw wonderful improvements in the eastern cities of this country.

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