HALF OUR ILLS ARE CATARRH.

[Letters From Two Prominent Men.]

CONGRESSMAN DUNGAN.

Congressman Irvine Dungan of Jackson, O., elected to the Fifty-second Congress as a Democrat, in a recent letter from Washington, D. C., says:

"I desire to join with my many friends in recommending your invaluable remedy, Peruna, to anyone in need of an invigorating tonic, and whose system is run down by catarrhal troubles. Peruna is a permanent and effective cure for catarrh and I would advise all who are afflicted with this disease to try this remarkable remedy."—Irvine Dungan.

Everybody is subject to catarrh. Peruna cures catarrh, acute or chronic, wherever located.

Hon. Thomas Gahan of Chicago, member of the National Committee of the Democratic party, writes as follows:

"I was afflicted with catarrh for fourteen years and though I tried many remedies and applied to several doctors I was not able to find a cure. I took Peruna for twenty-two weeks and am now entirely cured."—Thomas Gahan.

If you do not derive prompt and satisfactory results from the use of Peruna write at once to Dr. Hartman, giving a full statement of your case and he will be glad to give you his valuable advice free.

Address Dr. Hartman, President of The Hartman Sanitarium, Columbus, O.

Ask your Druggist for a free Peruna Almanac for 1904.

FERRY'S SEEDS

Deserve your confidence. They have never failed—won't fail now. Sold by all dealers. 1904 Seed Annual postpaid, free.

D. M. FERRY & CO. Detroit, Mich.

Why do You Cough?

Do you know that a little cough is a dangerous thing? Are you aware that it often fastens on the lungs and far too often runs into Consumption and ends in death? Can you afford a trifle with so serious a matter? Acker's English Remedy for Coughs, Colds and Consumption is beyond question the greatest of all modern remedies. It will stop a cough in one night and it will check a cold in a day. It will prevent Croup, relieve Asthma and cure Consumption. Our faith in it is so strong that we guarantee every bottle to give satisfaction or money back. For sale by F. W. Schmidt & Co.

STATE OF OREGON

Executive Department, Salem, Oregon, December 1st, 1903.

In accordance with the provisions of an Act entitled "An Act submitting to the electors of the state of Oregon, at the general election to be held on the first Monday in June, 1904, the pending proposed constitutional amendment," filed in the office of the Secretary of State February 24th, 1903, I, Geo. E. Chamberlain, Governor of the State of Oregon, do hereby cause the proposed amendment to the constitution of the State of Oregon, hereinafter set out at length and designated as "Office of State Printer Amendment," to be published for five consecutive weeks in the East Oregonian, a newspaper published in the sixth Judicial District of the State of Oregon.

Done at the Capitol, at Salem, Oregon, this first day of December, 1903.

(Signed) GEO. E. CHAMBERLAIN
Governor of the State of Oregon.

By the Governor:
F. I. DUNBAR,
(L. S.) Secretary of State.

SENATE JOINT RESOLUTION No. 1.

Resolved by the Senate, the House concurring:

That the following article, as an amendment to the Constitution of the State of Oregon, be proposed and referred to the next legislative assembly, and if the same shall be concurred in by a majority of all the members elected to each House thereof, and shall afterwards be ratified by a majority of the electors of the state, then the same shall be a part of the constitution of the State of Oregon:

Article 1. That Article XII, Section 1, of the constitution of the State of Oregon be and the same is hereby abrogated, and in lieu thereof shall be inserted the following:

The legislative assembly of the State of Oregon is hereby empowered to provide by law for the election of a State Printer, to provide for his compensation and to prescribe his powers and duties.

Adopted by the Senate January 29th, 1903.
C. W. FULTON,
President of the Senate.

Concurred in by the House
L. B. REEDER,
Speaker of the House.

Adopted by the Senate January 20th, 1904.
GEO. C. BROWNELL,
President of the Senate.

Concurred in by the House January 21st, 1903.
L. T. HARRIS,
Speaker of the House.

UNITED STATES OF AMERICA,
STATE OF OREGON,
Office of the Secretary of State.

I, F. I. Dunbar, Secretary of State of the State of Oregon, and custodian of the seal of said state, do hereby certify that I have compared the preceding copy of Senate joint resolution No. 1 of the legislative assembly of 1903, "Office of State Printer Amendment," with the original copy now on file in this office, and that the same is a correct transcript therefrom and the whole thereof.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed hereto the seal of the State of Oregon.

Done at the Capitol, at Salem, Oregon, this first day of December, A. D. 1903.

(Signed) F. I. DUNBAR,
(L. S.) Secretary of State.

NOTICE TO CREDITORS.

The undersigned having been duly appointed administratrix of the estate of Jedidiah Beale, deceased, all persons having claims against said estate are hereby notified to present the same to me, with the proper vouchers, at my residence, No. 215 Ann street, in the city of Pendleton, Oregon, within six months from this date.

Dated at Pendleton, Oregon, Nov. 27, 1903.

IDA BOLCOTT,
Administratrix of the estate of Jedidiah Beale, deceased.

Oil and Sweet Spirits of Eden

Are guaranteed to cure any case of Rheumatism—Money back if they fail.

A. C. Koeppen & Bros., Agts. for Pendleton

FOR A NEW HEARING

HARNEY COUNTY MURDER CASE SENT BACK TO TRIAL.

Major Lee Moorhouse Receives Decision From Supreme Court in Case of State of Oregon Against George S. Miller and James Colwell—Guilty of Murder in Second Degree—Killing Was Over Ownership of a Colt.

Major Lee Moorhouse, deputy clerk of the supreme court, this morning received a decision from the court, in the case of the state of Oregon against George T. Miller, James Colwell and Bert Bailey, jointly indicted for the murder of J. W. Curtis, in Harney county, on March 22, 1902.

In the trial, Bailey was discharged and Miller and Colwell were found guilty of murder in the second degree. The supreme court reverses the decision of the trial court and grants the defendants a new trial on legal technicalities explained at length in the decision. Judge Morton D. Clifford, of Grant and Harney counties, was the trial judge. J. K. Weatherford represented the appellants and the supreme court opinion, remanding the case back for a new trial, is rendered by Justice Wolverton.

The case in question is one of great prominence in Eastern Oregon. Three stockmen of Harney county, George S. Miller, James Colwell and Bert Bailey, went on the night of Mrch 22, 1902, to the premises of J. W. Curtis, near what is known as the Narrows, in Harney county, to recover a colt, which they alleged was stolen from Miller by Curtis. Curtis had warned Miller not to come on his premises, and the three defendants went after dark, with the intention of turning the colt out of Curtis' pasture and driving it away.

In the evidence it developed that Miller was armed with a shotgun, and was met by Curtis, before he reached the corral where the colt in question was held, and ordered off the premises. Curtis was armed with a 22-calibre rifle, and in an altercation Curtis was shot by Miller, and instantly killed. The plea set up by Miller was self-defense, himself and Colwell testifying that Curtis was shot while he was shooting at the defendants with the 22 rifle. Photographs were introduced in evidence, showing that several shot entered Curtis body from behind, and in the side, proving that he was shot while going from the defendants, thus weakening the plea of self-defense.

One of the principal reasons upon which the new trial was granted, however, was that prejudicial questions were asked by the state, in the cross-examination, thus causing influences to act on the jury in forming a verdict, which were unjust to the defendants, and one other reason cited in granting the new hearing was a portion of the instructions of Judge Clifford, which was to the effect that danger of life must be present, plainly apparent and urgent on the instant, to warrant the plea of self-defense, whereas the supreme court holds that the appearance or hint of danger, or reasonable ground for belief that danger exists, is sufficent support for the plea of self-defense.

K. OF P. ENTERTAINMENT.

Very Enjoyable and Attended by About a Hundred People.

The Knights of Pythias entertained their wives and friends, and the friends of their wives last night at their hall. About 100 people were present, and a most enjoyable time was had, the principal entertainment of the evening being progressive whist. At this game Colonel J. H. Raley and Dr. Marie Equi won the first prizes, the gentleman's being a very neat cribbage deck in a leather case, while the lady was presented with a copy of "Bitter Sweet," bound in burnt leather.

Dr. T. H. Henderson and Robert Renn were the winners of the booby prizes, one being a present of the much played game of Jack Sprat, and the other a designation of the three fates, consisting of a picture of a very poor hand at cards, an empty cup and an opium pipe showing the three vices to be shunned by all.

An enjoyable musical and literary program was presented during the evening, and the guests voted the knights to be royal entertainers.

SETTLED AMICABLY.

Property in Question Deeded to Mrs. Staags and Contest Withdrawn.

The final settlement of the estate of Alfred Staags, deceased, came up in the probate court this afternoon and was settled amicably to all concerned.

The contest in the case had been brought by the widow, who objected to the provisions of the will, which gave her an interest in the property as long as she remained unmarried. The widow objected to this provision for the reason that she had children by a former marriage, and, therefore, would not feel like improving or maintaining the property at her expense when it would do her children no good after her death.

The heirs in the estate deeded the property in question to Mrs. Staags, and the contest was settled out of court.

OLD SETTLER DIED.

Mrs. Nancy Wilkinson Passed Away Near Alba, Aged 66 Years.

Mrs. Nancy A. Wilkinson died at her home near Alba, yesterday morning, from an attack of heart failure. Mrs. Wilkinson was an old resident of the county, having lived near Alba for many years. Her husband was a well known farmer of that part of the county for a number of years, and died several years ago. The deceased was 66 years of age at the time of her death.

There are three sons surviving—William M., Spence and Joseph Wilkinson—the latter of whom is the proprietor of the Mountain Home, a summer resort about half way between this city and Teal Springs.

The funeral will be held tomorrow morning at Pilot Rock, at 10 o'clock, the burial to be made in the cemetery at that place.

SAMUEL ADKINS DEAD.

Passed Away After Short Illness With Pneumonia.

Samuel Adkins died in this city yesterday afternoon about 4 o'clock, after a short attack of pneumonia. The deceased was well known in the city, having been here and in the vicinity for many years. He was 45 years of age at the time of his death and was a native of Springfield, Mo., having come to this state in his early manhood.

The body is now at the undertaking parlors of M. A. Rader, awaiting the arrival of his sisters, who are residents of Portland. They will be in the city this evening, and will make arrangements for the burial.

"MUSIC HATH CHARMS."

Lo Appreciated the Song, Though He Had Little to Say.

Judge G. A. Hartman entertained an uninvited guest last night for a short time at his home. Miss Jessie Hartman and her brother Fred, were in the drawing room, playing and singing, when the door opened noiselessly and an Indian in the proverbial blanket and jag, slipped into the room and took a seat. He maintained a dignified silence while the music was in progress, and it was only on turning around at the close of the song that his presence was discovered. Naturally, his hosts were surprised, and on being invited to leave the Indian expressed his appreciation of the entertainment and took a stately departure.

A SEVERE COLD

Is nearly always followed by serious complications. Protect the system from sudden Colds, Chills or attacks of Malaria, Fever and Ague by taking Hostetter's Stomach Bitters. It is the best safe guard in existence and at this season of the year no home should be without it. It will also cure Dyspepsia, Indigestion, Nervousness, Insomnia and Kidney Troubles. Be sure to try it. Ask your druggist for our 1904 Almanac.

HOSTETTER'S STOMACH BITTERS.

AN IRRIGATION MAP

THE COUNTY SURVEYOR IS PLATTING NEW DISTRICT.

First District in the State Under the Law of 1895—Organized as a Sequel of the Late Special Election in the Tumalum District—Only One Obstacle to Immediate Success.

J. W. Kimbrell, the surveyor, left this morning for Freewater, where he will be engaged for the next three weeks in making a map of the new irrigation district formed last Monday. He will note all of the streams and their divisions, and every spring and rise in the land, so that those looking at the map will be able to see the exact condition of the land and the value of it for irrigation purposes.

Dimensions of District.

There are in the new district three three-quarter sections, or 2,400 acres, of land which will be brought under water, 200 acres of which will be new land. In the election 69 families voted, and it is estimated that there are 97 families now in the district.

Inside of two years there will be from 100 to 125 families in the district, and all of these represent landholders and men of property and thrift.

From the division of the Little Walla Walla and the Tumalum to where the two streams come together again is a distance of 12 miles, and in this distance is represented property valued at $1,000,000, while in the section incorporated in the new district the property is worth half that sum.

This section is located in the delta of the Little Walla Walla, where the stream is divided into several channels, and it is this part of the country that is to be surveyed. The map has been made for a part of the distance, and it is the intention of the surveyor to extend it to the junction some miles below with the Tumulum, bringing the water back into one channel.

New District a Compromise.

The district formed was a compromise over the one attempted four months ago and defeated at the polls. In the present district a little over half of the land at first taken in is included, and it is thought that those who have kept out will inside of the next two years ask to be allowed to share the benefits of the incorporation. They will see from the results gained by the farmers in the present district that they should have gone in at the first and will join if permitted, for they have everything to gain and nothing to lose. When this comes it will nearly double the size of the district, and make it one of the richest sections in the state.

The organizers of the district are now at work on plans for new ditches and other improvements, which will do much to add to the value of the land, and to increase the convenience of taking care of the crops that will be raised.

Only One Obstacle.

There is but one thing that stands in the way of the new district, and that is the fight now on in the circuit court between it and the Hudson Bay company. The latter has started a ditch which contemplates taking a large amount of water out of the river above the district, which action would rob the land of a great deal of its value, as there is not more than is needed at the present time. The court has given the district an injunction against the Bay people until the case is heard at the next term, when, if the injunction is made permanent, the district will be in the best of condition, and if it is not it will be crippled.

This is the first irrigation district formed in Oregon under the King district law of 1895.

Lambs Sold.

Saunders Bros. sold to John Hayes of Heppner 800 head of lambs for $1.25 per head, they to deliver them at Farmsworth's ranch, near Hardman. Mr. Hayes paying the expense of delivering.—Long Creek Light.

NEWS OF ATHENA

DEATH OF MRS WILLIAM FERGUSON IN IDAHO

Mrs. Ferguson Came to Oregon in 1875 and to Umatilla County in 1877—W. R. Taylor Is Recovering—S. C. Kilgore Severely Kicked by a Horse—New Blacksmith Shop and Chop Mill—Christmas Trees at Both Churches.

Athena, Dec. 21.—The friends of Mr. and Mrs. William Ferguson in and near this city received news of the death of Mrs. Ferguson at her home near Kamiah, Idaho, Friday, November 11. Mr. and Mrs. Ferguson and family were among the first settlers of Wild Horse, near Adams, where they lived till about 10 years ago, where they went to their present location. Mrs. Priscilla E. Ferguson, the deceased, was born in Johnson county, Missouri, in 1842, where she lived till she came west in 1875 and settled near Prairie Grove on the John Day river. She came to this county in 1877. The deceased leaves a husband, four sons and two daughters, and a host of friends.

Mr. and Mrs. John Haligus, after a week or more visit, have returned from Lewiston to their home.

Otis Gerking, a former resident of this city, but now of Payette, Washington, spent a few days last week visiting his parents and other relatives and friends.

Miss Bettie Scott of Fresno, Cal., after visiting relatives here for several weeks, has returned home.

S. C. Kilgore, Sunday evening, while trying to make one of his horses stand around so he could bridle the other, was kicked by both feet of the animal in the right side knocking him breathless for a few seconds. He was made pretty sick though no bones were broken.

The new M. E. church windows are in, which gives it a beautiful appearance. One of them cost $190. When the building is completed it will be among the nicest buildings in the city.

Mrs. Will Potts and children of Warren are visiting at the home of her mother, Mrs. Walker, and her brother, Albert Bales, of this city.

The members of the Christian and Baptist churches are spending a busy week preparing Xmas trees.

The Xmas vacation will begin on Thursday, the 24th, and last until Monday, January 4.

A big Christmas dance will be held in the opera house, December 23. A good time is expected by all.

W. R. Taylor, who has had quite a siege with blood poisoning in his hand, is reported to be improving very rapidly and out of danger.

B. F. Ogle has sold to the Tharp brothers two lots on Fourth street, south of Main, for $850. They intend to put up a blacksmith shop and a chop mill.

The Athena public school will not have a Xmas tree, but each room will have a program. The eighth grade will debate the Panama question.

TREE WITH PRESENTS ON FRIDAY NIGHT NEXT.

Protracted Meetings Began at Presbyterian Church on the Reservation This Evening—Big Dinner Will Be Given at the Mission on Christmas Day—No Set Program.

Rev. J. H. Corneilson, the pastor in charge of the Presbyterian mission on the reservation, was a Pendleton visitor today, on a Christmas buying expedition. He is making preparations for the Christmas tree that will be given at the mission on the night of Christmas.

This evening a series of camp-meetings will be started which will last for a week or over. Last year a large number of people came to these meetings, and the indications are that this year will see an increased attendance. Services will be conducted for a week or more by the pastor and his assistants, and it is thought that a very enjoyable and profitable time will be had. Families from all of the surrounding country come to the meetings and great interest is manifested in them.

The mission will have its tree on Christmas night, and as all of the campers will take part, a large crowd is expected to receive presents from it.

On Christmas day will be given a big dinner at the mission, and this is one of the events of the week, for last year at least 250 persons took dinner at the mission, and this year it is thought the number will be greater than before.

There will be no set program for the night of the tree, but before giving away the presents there will be a prayer meeting, which will be thrown open to all, and at its close the tree will be relieved of its load of presents.

MASONIC ELECTION.

Full Corps of Officers Chosen by a Large Turnout of the Members.

A full delegation of the Masons were at the lodge rooms last night to elect the officers of the lodge for the ensuing term. After the routine of the meeting the officers were elected as follows:

Worshipful master, T. W. Ayres; senior warden, Dr. E. A. Vaughn; junior warden, J. B. McDill; chaplain, Rev. G. W. Rigby; secretary, Joe H. Parkes; treasurer, W. D. Hansford; senior deacon, Will Moore; junior deacon, L. Hunziker; tyler, W. W. Nye; senior steward, W. H. McCormach; junior steward, C. A. Eppinger.

T. C. Taylor, Robert Forster and G. A. Hartman were elected trustees for the lodge for the ensuing year.

The installation took place immediately following the choice of officers.

PLOWING IN PROGRESS.

Rain Is Welcomed by Farmers in the Cold Springs Country.

H. J. Miners, of the Cold Springs district, was in the city today on business and reports plowing yet in progress in many places in that locality. The rain of the past week has been welcomed by the farmers who are enabled to finish up their fall plowing. Usually the ground is too dry to plow at this season of the year, but this year is an exception and a large acreage will be plowed.

The soil in that district will stand more rain than in many parts of the county, and while the same amount of rain in other districts would have been a hindrance to farming, it was just what was needed there.

Dr. Lieuallen in Town.

Dr. Fred Lieuallen, of Portland, is in the city for a holiday visit with relatives and friends. Dr. Lieuallen is a former resident of Adams, but is now located at Portland.

LIVESTOCK AT FAIR

MANAGEMENT WILL GIVE PREMIUMS FOR WINNERS

Oregon Livestock Association Held a Meeting in Portland to Appoint Committees to Co-operate With the Fair Directors to Arrange Date for Stock Exhibits—Officers of State Association Elected.

Portland, Dec. 23.—The Oregon Livestock association held a meeting yesterday in the Hamilton building with about 30 members present from all parts of the state to discuss the livestock show at the Lewis and Clark fair.

Henry W. Goode, director general of the exposition, stated before the assembled members of the association that the board of directors of the exposition would give cash awards for the best stock exhibited, instead of the gold and silver medals they had previously decided upon, for they consider that a better grade of stock will be shown if good cash prizes are awarded.

A resolution was passed to appoint a committee to report the dates suitable to the fair, but owing to not being able to ascertain the authorized time permission was given the president to select the time to hold the livestock exhibit, which will be the last of September.

A committee on legislation was appointed, consisting of D. H. Looney, chairman, W. H. Wehrung and Chas. Cleveland, to take up such matters as are of interest to livestock men. The annual dues are raised from $1 per annum to $2.50.

A resolution was passed to encourage the Multnomah Fair association to give large premiums for livestock at the fair in 1904.

Richard Scott, president, and M. D. Wisdom, secretary, were instructed to receive applications for membership for delegates to the National stock convention up to January 10 at the office of the Rural Spirit, Hamilton building.

The officers elected for the coming year are: President, Richard Scott; vice president, George Chandler; secretary, M. D. Wisdom; treasurer, Charles Cleveland.

TO CANCEL JUDGMENT.

Suit Brought to Compel Credit for Payments Made.

A case was filed this morning in the office of the county clerk by James A. Fee in which W. R. Campbell brings suit against C. O. White to require him to cancel a judgment of the circuit court in order to remove a cloud from the title to the plaintiff's land.

Some time ago the defendant in this case brought suit against Campbell for $320, alleged to be due on a note, together with $50 attorney's fees and $40.55 costs. The present plaintiff alleges that he paid the judgment rendered by the court, but that White has failed to satisfy the judgment, wherefore he asks for a decree against the defendant requiring him to cancel the judgment and for the costs and disbursements of the action.

WEDNESDAY'S LOCALS.

Frank Kopp of Ridge is in the city today.

E. McBride, of St. Joe, was in the city today for a short business visit.

T. F. Sheridan, of Echo, is in the city today for a short business visit.

J. W. Lennox, of Umatilla, is spending a few days in the city on business.

F. P. Miller, a resident of Freewater, was the guest of friends in the city yesterday.

W. H. Jones, of Unity, spent the day yesterday as the guest of Pendleton friends.

W. R. Parker, of Umatilla, was a visitor in the city today for a short time on business.

Marion Jack, one of the prominent farmers of Havana Station, was a Pendleton visitor today.

T. J. Kirk, the well known farmer of Athena, spent the day in the city today on a business visit.

Miss Nellie M. Stevens, of Weston, was the guest of friends in the city yesterday, for a short time.

H. Connell, the roadmaster of the O. R. & N. at Umatilla, is in the city for a short visit on business.

William Mosley, of Athena, was a Pendleton visitor today having come to the city for a business visit.

Miss Nellie Downey, of Weston, spent the day with friends in the city on her way home for the holidays.

H. H. McReynolds, one of the prominent residents of Pilot Rock, was in the city today for a short business visit.

E. O. Sanders, a ranchman of Cove, was a Pendleton visitor yesterday, having come in to the city to transact business.

C. E. Nelson, the proprietor of the brick yard at Weston, visited with friends and transacted business in the city yesterday.

Mrs. Alice Banks and daughter, Miss Grace, of Malheur City, were the guests of friends in the city today for a short time.

Rev. J. T. Griffin, of Milton, is in the city for a few days in the interest of the Seventh Day Adventist church, of which he is pastor.

Mr. and Mrs. James Lieuallen of Adams are the guests of relatives and friends in the city and will remain here until after the holidays.

Charles McMullen and E. M. Ebbert, two Weston students, were in the city today for a short visit while on their way home to spend the holidays.

B. F. Ogle, one of the prosperous farmers and stockmen of Ridge, passed through the city today, en route home after a visit with friends and relatives at Athena.

TOURNAMENT AT HEPPNER.

Eight Events Scheduled, With Added Money.

The Heppner Rod and Gun club is making arrangements for a tournament to be held at that place on Christmas day. Eight events are scheduled to take place, with added money for each event of from $10 to $15. This, with the entrance fees added, will make an average of about $25 to the purse.

NEW O. R. & N. WIRE.

Telegraph Service Is Increased Between Umatilla and Spokane.

Umatilla, Dec. 22.—A new wire has just been strung by the O. R. & N. between this place and Spokane, to meet the great increase in company business. This new wire will be for the exclusive use of the company, and will handle nothing but strictly local business.

It will be cut in only at important places, such as Walla Walla, Wallula, Tekoa, Starbuck, Colfax, Riparia and Spokane. This makes four wires in use by the company along this line, besides the four Western Union wires, making a total of eight wires on the telegraph line between here and Spokane.

FAST FREIGHT TRAINS.

Cargo of Oriental Goods to Be Transported East Over O. R. & N.

The arrival of the big Oriental steamer Indrapura, at Portland Saturday night, with a cargo of silks, lily bulbs, matting, tea and other Oriental goods for the East, means several special freight trains over the O. R. & N. to convey this fast freight to its destination.

This class of merchandise is given preference, fast schedules are prepared for it, special trains are sent out with light tonnage, in order that fast time may be made, and the trainmen always welcome a "tea" or "silk" special, next to a passenger run.

NEW SEATS.

O. R. & N. Adds New Ones to its Depot Accommodations.

The O. R. & N. company has put in a lot of new seats in the depot, which adds much to the convenience of the traveling public. The seats are of slat work with iron divisions, which make it impossible for one person to take all of the room on one bench for himself. There are now plenty of seats for all who may wish to find them, in the waiting room.

Guardianship Petition.

A petition was filed in the probate court this morning by Mrs. Agnes Rainville, asking for letters of guardianship in the case of her daughter, Maggie Rainville, who is the heir to a piece of land by the death of her father. The petition was granted and letters were ordered to be issued by the clerk.

To Visit W. S. Perry.

Mrs. Hugh McArthur, of Portland, formerly of Athena and Weston, will arrive tonight to visit with her sister, Mrs. W. S. Perry, in this city until after the holidays. Mrs. Perry and Mrs. McArthur will probably spend Christmas with friends and relatives in Weston.

DEATH WAS SUDDEN

SPECTACLE PEDDLER WAS FOUND DEAD IN BED.

Nothing Found That Throws Any Light on His Identity or History—His Dog Grieves Immeasurably—No Inquest Necessary—Will Be Photographed.

C. H. Baker, who is familiar to the people of the city, and has been for the past three years as a peddler of spectacles, and who had his stand in front of Schmidt's saloon, was found dead in his bed at the Queen lodging house yesterday afternoon, shortly after 5 o'clock, and is now at the undertaking parlors of Baker & Folsom, awaiting the action of the county officials.

Little Known of Him.

Baker has been in the city for over three years for longer or shorter visits, and has had his stand in front of the saloon all of that time until he has become a fixture of the place. He was a very peculiar man, and no one in the city knows aught of his affairs, or of his history. When the officials were notified of his death and broke into his room, there was nothing to determine his home or to tell of his family or friends. Not a letter or card was found.

In his grip were found some clothes, a few little odds and ends, a few bills from a Chicago optical house, directed to different places in Colorado, and a couple of pictures of his dog.

He has been in the habit of taking trips once in a while, and when leaving on these he would never tell where he was going, but would on his return tell where he had been. He was a hard drinker at times, and in his room were found several empty quart whiskey bottles.

From Natural Causes.

Coroner W. G. Cole, on examining the body, decided that death had been from natural causes, as his clothing had been removed, and the man was lying as though in a natural sleep.

He will be buried by the county, as he left no means to meet the expenses, as his assets are comprised in the stock of glasses which he had for sale.

A pathetic part of the finding of the body was the devotion of the dog of the deceased man, which was found lying across the master's bed when the searching party went into the room. The dog and the man had been friends and companions ever since Baker came to the city. They were inseparable; they ate together, worked together and occupied the same room at night. The dog was a large spaniel, and his picture is the only thing found in the room that would show that the man had a thought of anything besides his bottle and his food.

Dog Made Trouble.

Yesterday afternoon when the men went into the room the dog would not allow them to approach the bed, but lay with one forefoot on his master's chest, and one across his face. Each time the visitors approached the bed the dog drove them back, and it was not until they had fought the spaniel from the bed that they could examine the man. The dog is now in the care of Mr. Schmidt, and so far has refused to eat, but makes constant efforts to reach his master's side.

Pleased With Pilot Rock.

W. W. Allen, formerly of this city, who took charge of the Pilot Rock Hotel, last week, is in the city today on business. Mr. Allen is well pleased with his new location and has all the trade his hotel will accommodate. He reports the roads in very good condition until the city limits of Pendleton are reached.

Vansycle Visitors.

M. O. Rose, Alva Pierce and Henry Miley, of Vansycle, were in the city yesterday doing Christmas trading. They report the winter most favorable to farming in that vicinity and a great amount of fall seeding done on account of the excellent condition of the ground.

A sentence of death has been passed upon the 20,000 unregistered, ownerless dogs in Cincinnati.

BLACK LEG

In Cattle can be prevented. CUTTER'S BLACK LEG VACCINE, California's favorite, the most successful, easiest used and lowest priced reliable vaccine made. Powder, string or pill form. Write for free Black Leg Booklet.

THE CUTTER LABORATORY
San Francisco

Our vaccines are for sale by Brock & McComas Co.

REPEAL LAND LAWS

PUBLIC DOMAIN BEING DELIVERED TO SYNDICATES.

Actual Homesteaders Will Soon Find No Available Public Land on Which to Settle — Arguments Favoring Large Holdings for Livestock Purposes Are Exploded.

Washington, Dec. 22.—Land grabbers seem to have fallen upon evil times. Secretary Hitchcock has put his agents on their trail throughout the West and the newspaper dispatches are burdened with stories of fraudulent entries and rumors of indictments. But this is not the worst of it—from the standpoint of the land grabbers. The American people are waking up and demanding the repeal of laws which make the land grabber possible.

Disclosures thus far made indicate that the stealing is going on with two main objects in view. One is to enable stockmen to get firm possession of land which they have for merly used as a free range; the other to extend and to perfect a hard-and-fast monopoly of the timber resources of the West.

Both objects strike straight at the prosperity of the common millions of homeseekers to whom this public property now belongs by every moral and legal right.

The prosperity of the future homeseeker in the Rocky mountain region demands that he shall have an opportunity to enjoy the use of the public range. While he will undertake to handle but few head of stock, in comparison with the great cattle syndicates and corporations, it is nevertheless essential that he shall enjoy his rights in the public pasture.

Every time a quarter section is transferred from the public domain to one of the big companies the opportunity for profitable settlement by genuine homesteaders is curtailed. Carried to its logical conclusion the present policy of land absorption by monopolies would shut out poor men from the use of the public pasture almost entirely. And this would have a most unfortunate influence upon the settlement of the arid region.

The instruments used in the acquisition of the public domain are the desert land law and the commutation clause of the homestead law. The former requires no residence whatever on the land; the latter a residence of only 14 months, which is frequently merely nominal.

The claim that the present laws are necessary to preserve the livestock industry from gradual extinction through the encroachment of cultivators of the soil is wholly groundless. The figures of the last national census show that Montana, Wyoming, Washington, Idaho, Utah, Nevada, Arizona and New Mexico, covering 820,000 square miles, had only 4,860,509 head of cattle. On the other hand, the farming state of Iowa, with only 55,000 square miles had 5,367,630 cattle, or half a million more than the six states and the two territories which follow the range method. There is but one element benefited by the abuse of the laws which is now going on. That is the element which is acquiring the ownership of vast estates to be held for speculation and monopoly.

The absorption of the timber lands strikes another and an even harder blow at the settler. The wanton destruction of the forests which follows impairs the watershed on which the settler depends for the supply of his irrigation ditches. Monopoly imposes a high price for the lumber which the settler must use in making his improvements. Finally, he is deprived of the opportunity to get a little timber on his own account which he might use in good faith and in compliance with the spirit of the law.

These land frauds throughout the West are open and notorious. They are not always frowned upon by public sentiment in the localities where they are committed. In every Western community there is a strong desire to see the country developed "while we are alive." Capital is required for the work, and if capital must be tempted into the field by the opportunity to make a profitable monopoly of the timber, why, then nothing could be better than the present laws.

The administration is doing its duty in hunting down the land thieves as rapidly as it can. A healthy public sentiment is beginning to come to the support of those who demand the repeal of the laws. But the remedy lies wholly in the hands of congress. Congress must act, and act speedily, or the most valuable portions of the public domain will be forever lost.—William E. Smythe.

FORGER ESCAPES.

F. W. Parker, Wanted at Portland Gives Joe Day the Slip This Morning.

F. W. Parker, the smooth forger, wanted in Portland, escaped from Detective Joe Day, of Portland, on O. R. & N. train No. 3, near, or at Umatilla, this morning. Day had been to Missoula, Mont., to get Parker, and take him to Portland, and had put his prisoner to bed undressed, with irons on, after which he had lain down in an opposite berth himself.

Day saw that Parker was all right when the train passed Wallula, and being worn out with his long chase after Parker, fell sound asleep and when he awoke at Umatilla, his man was gone, having made his escape in his underclothing, handcuffed.

No trace of him has been found at this time. Parker's father gave him a large amount of money when he left Montana, with which to pay up the amounts he had secured through forged checks.

WETTEST FOR TWENTY YEARS

T. G. Smith of Echo Says That Is the Present Condition.

T. G. Smith of Echo was in the city last evening. Mr. Smith has lived in that immediate vicinity 20 years and avers that the present is by considerable the wettest fall and winter in that time. At no time during that period has the soil been so completely saturated, or to such a depth during this season, as this year.

Mr. Smith says the intention is to have the Echo school house, the new $4,000 structure, ready for occupancy in a couple of months. The increased amount of room is badly needed.

All business is flourishing in and around Echo and all Echoites feel that their lines have been cast in pleasant places.

Wanted.

We would like to ask, through the columns of your paper, if there is any person who has used Green's August Flower for the cure of Indigestion, Dyspepsia and Liver Troubles that has not been cured—and we also mean their results, such as sour stomach, fermentation of food, habitual costiveness, nervous dyspepsia, headaches, despondent feelings, sleeplessness—in fact, any trouble connected with the stomach or liver? This medicine has been sold for many years in all civilized countries, and we wish to correspond with you and send you one of our books free of cost. If you never tried August Flower, try a 25 cent bottle first. We have never known of its failing. If so, something more serious is the matter with you. The 25 cent size has just been introduced this year. Regular size, 75 cents. Tallman & Co.

G. G. Green, Woodbury, N. J.

Will Be Photographed.

The coroner will have a photograph taken of the dead man in order that if in the future anyone should come who wishes to establish his identity, he will have a means so to do.

Women as Well as Men Are Made Miserable by Kidney and Bladder Trouble.

Kidney trouble preys upon the mind, discourages and lessens ambition; beauty, vigor and cheerfulness soon disappear when the kidneys are out of order or diseased.

Kidney trouble has become so prevalent that it is not uncommon for a child to be born afflicted with weak kidneys. If the child urinates too often, if the urine scalds the flesh, or if, when the child reaches an age when it should be able to control the passage, it is yet afflicted with bed-wetting, depend upon it, the cause of the difficulty is kidney trouble, and the first step should be towards the treatment of these important organs. This unpleasant trouble is due to a diseased condition of the kidneys and bladder and not to a habit as most people suppose.

Women as well as men are made miserable with kidney and bladder trouble, and both need the same great remedy. The mild and the immediate effect of Swamp-Root is soon realized. It is sold by druggists, in fifty-cent and one-dollar size bottles. You may have a sample bottle by mail free, also a pamphlet telling all about Swamp-Root, including many of the thousands of testimonial letters received from sufferers cured. In writing Dr. Kilmer & Co., Binghamton, N. Y., be sure and mention this paper. Don't make any mistake, but remember the name, Swamp-Root, Dr. Kilmer's Swamp-Root, and the address, Binghamton, N. Y., on every bottle.

Home of Swamp-Root.

NOTICE OF REFEREE'S SALE

Whereas, on the 24th day of November, 1903, by consideration of the Circuit Court of the State of Oregon, for Umatilla county, in a suit there pending, in which George Parvenu is plaintiff and Bridget Fidgeon, Peter Carroll, Katie Carroll, John Hilsullen, Katie Hilsullen, Thomas Hilsullen, James Hilsullen, Bridget Heffron, Annie Sweeney, Nora Sweeney, Kate Sweeney, Mary Sweeney, Margaret Sweeney — Kathron and — Kegheron are defendants, it was ordered, adjudged and decreed that the lands and premises described in said decree, namely: Lot No. seven (7) in block 35 of the Reservation Addition to the town (now city) of Pendleton, in Umatilla county, State of Oregon, as per plat thereof of record in the County Recorder's office of Umatilla county, Oregon, be sold in the manner provided by law for the sale of lands on execution, and that the proceeds thereof be applied, first, to the costs and disbursements of said suit and the cost and expenses of said sale, and the balance, if any, paid in to the clerk of said court; and by which decree T. D. Taylor, sheriff of Umatilla county was duly empowered and directed to make sale of the land and premises mentioned and described in the decree according to law and said decree, and an execution and order, under the hand of the clerk and seal of said court, dated the 24th day of October, 1903, and to me delivered.

Now, therefore, by virtue of said decree execution and order of sale, I will, on the 26th day of December, 1903, at the hour of two o'clock in the afternoon of said day in front of the court House door of the Umatilla County Courthouse sell the said land and premises hereinbefore described, namely: Lot No. seven (7) in block 35 of the Reservation Addition to the city of Pendleton in Umatilla county, State of Oregon, as per plat thereof of record in the County Recorder's office in Umatilla county, at public auction to the highest bidder for cash in hand.

T. D. TAYLOR,
Sheriff of Umatilla county
Oregon, reserve.

CONTEST NOTICE.

Department of the Interior,
U.S Land Office, La Grande, Ore., Oct. 29, 1903.

A sufficient affidavit of contest having been filed in this office by Clarence E. Kinman, of Umatilla county, state of Oregon, contestant, against Homestead entry No. 8794, made November 8, 1899, for the S½ Sec. 22, Tp. 5 N., R. 32, E. W. M., by Frederick Stevens, contestee, in which it is alleged that the said Frederick Stevens died Feb. 1, 1901; that he left no heirs direct or in-law; that administrator of his estate, James Doran, as such administrator, has caused near him to be made for heirs and has failed to find any; that since Feb. 1, 1901, the tract of land above described has been absolutely abandoned by said Homestead Entryman Frederick Stevens, and has not in any way been cultivated or settled up by the Frederick Stevens or his heirs, and that there is at present no one claiming the land above described and that no one has claimed it because since the death of said Frederick Stevens, Feb. 1, 1901, and that no one is living on the land at the present time, nor has lived on it