

# Please accept our thanks

Our trade for 1901 has been the best in the store's history. We have only our friends and patrons to thank for our past success, and we feel incompetent on this occasion to fully express our sentiments. Nineteen hundred and one has gone. We thank you. Nineteen hundred and two is here. We wish you all the happiness it may bring. With wishing you a Happy New Year we remain,

Yours very truly,

**The Alexander Department Store**  
 our large announcement for Jan 4.

## Another Carload of

### Sewing Machines



Nothing so useful or ornamental for a Christmas Present as a Sewing Machine. The famous

**Rotary White Standard and Wheeler & Wilson to choose from**

Others from \$20 to \$30.

Big Discount for Cash until January 1902.

Full line of Carpets, Rugs, Lace and Silk Curtains and others at greatly reduced prices for cash. Wall Paper and matting at cost.

## WESSE FAILING THE CARPET MAN.

### Upright Pianos

When desiring to select a useful as well as an ornamental Christmas present can do no better than by buying a Schimmel Piano. It is a standard and high grade make of piano, highly polished and guaranteed and retail everywhere for \$450. I handle these pianos from the factory and can sell them at two thirds of the price. Call and inspect these pianos and get a bargain.

## JOE BASLER

602-604 Main Street, Pendleton.

### BUY THE

## Best Babbitt Metal

IN 10 POUND BARS.

For line shafting and all bearings of machinery of the mill or factory it cannot be surpassed : : :

Made from Type Metal.

Best Oregonian Office, Pendleton, Or.

**GAL BLANKS** Write the East Oregonian for a free catalog. A full supply always kept in stock.

## LA DOW WINS CASE

BELLINGER 30 DECIDES IN UNITED STATES COURT.

Case Has Been in Court for Five Years, But This Decision Ends It.

In the suit of Lewis McArthur La Dow against Letitia Lombard, involving the ownership of business property in Pendleton, a decision in favor of La Dow was rendered by Judge Bellinger in the federal court at Portland. Litigation concerning the La Dow estate has occupied the time of different courts for a number of years past, and has been of an interesting character.

George A. La Dow died in 1873, leaving an estate to a widow, Mattie A. La Dow, and two sons, Frank La Dow and Lewis McArthur La Dow. The property of the estate included lots 5 to 10 inclusive, block 8, Pendleton, valued at over \$40,000, which descended an undivided half to the children, and the dower right to the widow. She was appointed guardian of the children.

### Story of the Case.

As set forth in the complaint in the present case, on October 12, 1889, Mrs. La Dow, as guardian of Lewis McArthur La Dow, who was then 16 years old, petitioned the county court of Umatilla county for leave to sell the minor's undivided half of these lots in order to provide for his support, alleging that the personal property only realized \$375 per year, which was not enough, and that the real property spoken of was not very productive. The plaintiff on the other hand, avers that at the time there should have been \$11,000 cash on hand or his benefit.

The county judge, William Martin, issued the order and the sale was made in November, 1889, to Charles B. Isaacs, or the alleged consideration of \$15,000. Mrs. La Dow and children were then living in Los Angeles, and the guardian ad litem appointed to look after the interests of the boy in the transaction, it is said, paid no attention to it.

On September 27, 1889, or immediately prior to the sale, Mrs. La Dow as guardian of Lewis McArthur La Dow, her son Frank, who was of age, and Isaacs, mortgaged the property or \$17,500 to the Jarvis-Conklin Mortgage and Trust company. It is alleged that Isaacs paid no money for the conveyance to him but the transfer was only made to enable him and the others to mortgage the property, which scheme had been previously agreed upon.

### Transfer to Howard.

In March, 1894, a deed to the property was executed by the same parties to James A. Howard for the alleged consideration of \$40,000, subject to the Jarvis-Conklin mortgage, and on January 21, 1895, Howard deeded the undivided one-half of four of the lots, being 5, 6, 7 and 8, to R. M. Lombard. The price named was \$17,500, and Lombard assumed half of the mortgage previously mentioned, and thereafter Lombard transferred it to Letitia Lombard, his mother. Howard and she then divided their common interest, she taking the west 27 feet of lots 7 and 8, at Johnson and Court streets, and assuming \$1500 of the mortgage. Her son acted as her attorney in fact. The complaint recites that Howard never paid \$40,000, but that this was only a pretended consideration.

In November, 1895, the Jarvis & Conklin Mortgage company sued to foreclose the mortgage, and the state circuit court in Umatilla county, and also the supreme court, decided that the mortgage so far as it related to Lewis McArthur La Dow's undivided one-half of the whole property, was absolutely void. A sale was permitted on the foreclosure proceedings of the other undivided one-half of the lots, etc., which was bid in by the North American Trust company, the successor of the Jarvis-Conklin company.

### Judge Bellinger's Decision.

Judge Bellinger in his decision, said in part:

"It is conceded, or at least not disputed, that the guardian's sale to Isaacs was an expedient to secure a loan on the property by means of a mortgage executed by the purchaser, who did not pay anything for the guardian's deed to him; neither did Howard pay anything for the property."

"His interest grew out of an understanding by which he was to have some interest in the property for services in collecting rents, paying taxes and interest on the mortgage. The purchaser at the guardian sale was to mortgage the property and then recover it to the parties in interest. Instead of doing this, the property was conveyed to Howard to manage, and thereafter a portion was conveyed to Lombard."

### The Necessity for Money.

"The necessity for money to meet the minor's requirements, as shown by the petition on which the order of sale was made, was met by the loan which the mortgage secured. This fact, and the fact that Isaacs's mortgage anticipated his title, tend to show that the sale was a mere device to effect the mortgage."

Mention was made in the testimony of Howard and other evidence, showing that Lombard paid \$1000 and also gave 50 or 60 suburban lots or the property; also regarding the claim invoked in behalf of Mrs. Lombard that because the supreme court declared the mortgage void, she should receive credit for the portion she assumed on

the purchase price of the property she bought from Howard.

In conclusion, Judge Bellinger said: "I am convinced that there are no equities in favor of Lombard or his grantor in the premises, and it is against equity that Lombard should be permitted to profit at the expense of the complainant by reason of the illegality of the mortgage which the sale was intended to effect."

### SPUR TO WALTER'S MILL.

The Grading Has Been Completed and the Side Track Will Soon Be In.

Grading has been completed for the spur connecting Walters' mill with the O. R. & N. main line. This spur leaves the railroad a little below the bridge across the Umatilla river in the lower part of town and runs along the river bank to the mill. The grading was done by Mr. Walters, at a cost of \$700, and it is estimated that the laying of the ties and rails will cost the railroad company not less than \$-300. The work will be completed within the next two or three weeks, when Mr. Walters will be able to load the products of his mill from trucks at his door to the cars for shipment, saving the hauling by dray and wagon to the depot, almost a mile away, which has been done in the past.

### The Air Ship Sails.

The recent trial performance of an air ship in Paris was very successful inasmuch as it sailed as well against the wind as with it. This gives them a new principle to work on, and some day we may see an air ship invented that will be practical for many uses. This mode of travel will doubtless supplant many other means of transportation, the same as Hostetter's Stomach Bitters has supplanted many inferior medicines in the cure of indigestion, dyspepsia, constipation, liver and kidney troubles or malaria. If you are a sufferer from any of these diseases, don't fail to try the Bitters. It will not disappoint you. Be sure to get the genuine, also obtain a copy of Hostetter's Almanac for 1902 from your druggist.

### BUTTER CREEK TELEPHONE.

Will be in Operation for Thirty Miles Up Butter Creek by Saturday.

The Butter creek telephone line is expected to be in operation within a week. The poles have been set for a distance of nearly thirty miles, beginning at Echo and winding up at the Sloan Brothers' stock ranch, on Butter creek. This was finished Saturday and the work of stretching the wire was begun this morning, and it is expected that the farmers and stockmen will be able to use the line before the coming Saturday, as it is a very small job to stretch the wire and insulate it. Phones have been placed in more than a dozen homes along the line, and all the business houses in Echo will have them and as soon as the wires are stretched and all that will be necessary to complete the work will be to connect the phones with the line and the stockman can sit in his own home and converse with the outside world to his heart's content. The telephone has done its share of civilizing by bringing men closer together.

### KILL THE DANDRUFF GERM.

Or Your Hair Will Fall Out Till You Become Bald.

Modern science has discovered that dandruff is caused by a germ that digs up the scalp in scales as it burrows down to the roots of the hair, where it destroys the hair's vitality, causing falling hair and ultimately, baldness. After Prof. Unna, of Hamburg, Germany, discovered the dandruff germ, all efforts to find a remedy failed until the great laboratory discovery was made which resulted in Newbro's Herpicide. It alone of all other hair preparations kills the dandruff germ. Without dandruff, hair grows luxuriantly. "Destroy the cause, you remove the effect."

## For the Holidays

AT KLINE'S

## Family Liquor Store

You will Find

The Best

The Cheapest

The Purest

The Largest Stock

Of Wines, Whiskies, Brandies and Gins of All Kinds, Both

Foreign and Domestic

No. 217, Court Street.

## Holiday Bargains.

OUR BARGAINS in HOLIDAY GOODS, and also our special prices on CLOTHING and heavy goods, have kept us on the jump all last week, and we expect to be as busy all this week.

Never before have we done so much business as during the past two weeks, and that fact assures US that our goods are priced right, and if you will come into our store and look over our stock, YOU will be convinced that you can do better at our store than any place in town.

We are continuing our Special Sale on Clothing and if you want a BARGAIN in a SUIT or OVER-COAT don't wait too long, but COME AT ONCE.

# Where Whole Families can Trade THE FAIR

## Frazer Opera House

Geo. L. Baker, Lessee and Manager, Jas. B. Welch, Local Manager.

WEDNESDAY, JAN. 1st, 1902.

Begin the New Year by seeing

# A Romance of Coon Hollow

PRICES 25c, 50c, 75c, and \$1.00.

Seats on sale at Frazers.

## GET YOUR WIFE

A SET OF ROGER'S 1847 KNIVES AND FORKS FOR CHRISTMAS. WE HAVE A FULL LINE OF THIS CELEBRATED SILVERWARE. IF YOU SEE OUR CARVING SETS YOU WILL BUY ONE.

## HANSFORD & THOMPSON, The Leading Hardware Men.

HOW DO YOU expect people to know what you have to sell if you don't ADVERTISE? The new store can never be known unless it advertises.

## James A. Howard

REAL ESTATE BROKER.

Court St. near First Nat. Bank

Has Real Estate for Sale

See Here:

360 acres of choice wheat land, about ten miles northeast of Pendleton. This is one of the finest improved farms in the county and has good school advantages. Will sell for cash or trade for equal value in unimproved land.

Eight fine lots in Pendleton at \$100 each, on easy terms.

160 acres of wheat land south of Pendleton, \$800.

35 acres choice fruit and garden land near Milton. One-half of tract in bearing fruit tree, 7 acres alfalfa. All under irrigation. Finely improved.

120 acres on McKay Creek, 20 acres at bottom land under irrigation, balance good wheat land, well improved.

560 acres good wheat land, in a body, four miles from Pendleton; terms half cash balance on time to suit purchaser at 6 1/2 per cent interest.

### LOANS

ON

## WHEAT LANDS

At lowest rates

## J. R. DICKSON,

East Oregonian Building,

Pendleton, Oregon.

## I. L. Ray & Co.,

Buy and sell

Stocks, Bonds

and Grain

for cash or on margins.

New York Stock Exchange, Chicago Stock Exchange, Chicago Board of Trade.

402 1/2 Street, Pendleton, Ore.

You get Good Beer..

When you drink

## PILSNER BEER.

Guaranteed not to cause headache or dizziness.....

Ask for it.

Schultz Brewing Co.