

SAME OLD STATUS

MARSHALSHIP AND RECORDERSHIP MUDDLE

The Lawyers are Having Wind Battles Over it and Pendleton's Government is at Sea Without Rudder or Compass.

The city marshal and recorder fight goes merrily on and all are wondering "where we are at."

Deputy Sheriff Joe Blakley and Attorney John Mc. Court, who were appointed to these offices Wednesday evening were enjoined not to act and the order signed by Judge Hartman. Plaintiffs filed their papers with the county clerk before they slept and the new officers were not allowed to take their places Thursday as was ordered by the mayor and four of the councilmen, in the meeting Wednesday night. Consequently Heathman and Beam are still enjoying the rights and are transacting the business of marshal and recorder.

Hearing the injunction.

At two o'clock yesterday afternoon the hearing of the injunction was up before Judge Ellis, who made a similar ruling in that case to the one in the former case, which grew out of the election of Lane and Frazier to succeed Heathman and Beam as marshal and recorder. The judge held that so far as the mayor and councilmen were concerned, the plaintiffs had no grounds for complaint and the injunction was dissolved against them, but was sustained against Blakley and McCourt. However, in rendering his decision Judge Ellis added that the matter was not exactly clear to him as to what was the right thing to do.

The Argument Took Time.

The argument took up all the afternoon and considerable spirit was shown by Mayor Halley, who said he was tired of the way the plaintiffs were dilly-dallying about the matter and wanted to know why they did not give up the offices, when other men were appointed and qualified by the council, with the consent and approval of the mayor, to take their (Heathman and Beam's) places, and they were declared out, and then if the appointments were not lawful to bring suit to test the validity of the action and recover their offices. The mayor said that if that were done and the case was decided in favor of plaintiffs he would uphold them in office and do all in his power to assist them in carrying out the duties of their respective offices.

Answers were Filed.

Immediately after Judge Ellis rendered his decision the defendants announced that they had filed their answers in the injunction cases and were ready to defend them in court. It was then almost five o'clock and as the counsel for plaintiffs were not prepared to fight, the judge adjourned court until 10 o'clock Friday morning when the mandamus proceedings was taken up.

Judge Ellis Overruled Demurrer.

The arguments in the mandamus proceedings brought by Blakley and McCourt, the newly elected marshal and recorder, demanded the attention of Judge Ellis all this forenoon, and was concluded between 2 and 3 o'clock, when the judge overruled the demurrer filed by Pierce and Balleray, attorneys for Heathman and Beam. They were given until tomorrow forenoon to file their answer. The answer filed last evening by the attorneys for the new officers, at the conclusion of the argument in the injunction case, brought by Heathman and Beam, which was decided in favor of the plaintiffs, was taken up as soon as the mandamus was decided. This is now being argued.

Blakley is Eligible.

It has been currently reported on the street today that Joe Blakley could not serve because he held a homestead. This is not true. Mr. Blakley filed on a homestead on the 17th day of August, 1901, but he relinquished his claim the 22d of this month. This entitles him to the position of marshal, for the law gives a man six months in which to take up his residence on a homestead.

Put Your Best Foot Forward.

and walk into the Pendleton Shoe Co's. parlor, where you will find a stock of Footwear, from which you can get what you want at the lowest prices. Winter styles are being closed out as spring is near.

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Having relinquished his right before the six months were up, he is eligible.

PERSONAL MENTION

J. D. Casey is in town from Hilgard.

E. D. Turner, of Meacham, is in town.

William Anderson is in town from Milton.

Charles Alspauch, of Helix, was in the city Thursday.

J. S. Cherry, the Pilot Rock stockman, is in Pendleton.

Harry L. Morse, from McKay, was in Pendleton yesterday.

A. J. Kelley, of Milton, is registered at the Golden Rule hotel.

F. M. Bates, of Walla Walla, is a guest of Hotel Pendleton.

George Minger, the butcher, spent yesterday in Pilot Rock, on business.

Jim Wyrick has accepted a position with the Thompson Hardware Company of this city.

Orvil Coffey is in town from Free-water, and says that everything there is on a boom.

E. Boettcher expects to ship 13 cars of mutton sheep from the O. R. & N. feed yards Saturday to Chicago.

Mrs. Valandingham, of Klamathon, Cal., is visiting at the home of Mrs. Robert Brown, 221 Garfield street.

Mrs. T. C. Taylor has returned from Portland, arriving on last night's train, after an absence of nearly a month.

Hubert Stanfield, who has been attending the Portland Business College, has completed his course and is now in the city.

A marriage license has been issued by County Clerk Chamberlain, to John J. Goodman and Cora M. Hunter, both of Umatilla county.

James Wyrick, who is attending public school, will leave this evening to visit his parents near Helix. He will return Sunday afternoon.

Karl Greenwald, one of the clerks in the Boston store, has recovered from an attack of quinsy, being confined to his home for several days.

Dr. W. G. Cole left this morning for Walla Walla, where he goes to assist in the operation on John E. Lathrop, who is in the hospital there.

Mrs. Clara Cahoon returned from Portland Thursday morning, where she has been visiting her daughter, Mrs. W. P. Fell for the past five months.

N. D. Knettle, a prominent capitalist of Pomeroy, Wash., stopped last night at the Hotel St. George on his way home from a business trip to Salt Lake.

F. O. Baker, in charge of the advertising department of the Spokesman-Review, passed through Pendleton Thursday evening on his way to Salt Lake.

Mrs. Leona Thompson and daughters, Misses Ida, Harriett and Ted, are expected to return to their home in Pendleton, about the 5th of March, after spending the past three months in California.

Lester Swaggart is in Athena today and while there will start a crew of men at work excavating for his new brick, which is to be built in partnership with Mrs. Stahl, of Walla Walla. The building is to cost \$10,000.

William E. Rapson, colonel and brigade engineer uniformed rank of the Knights of Pythias, from Washington, is in the city paying a fraternal visit to the members of Damon lodge. He will remain here several days.

Charles E. Comstock, representing the Equitable Life Assurance Company, is making his headquarters in Pendleton. He is registered at the Hotel Pendleton. The Equitable Life is one of the great assurance companies of the world.

William Jones, Charles Anderson, of Boise; R. F. Cook, of Mountain Home, and E. A. Vansicklyn, of Weiser, have been in town and are making trips out over the county contracting for stock sheep to be taken after the shearing season is over.

J. S. Kees returned Thursday evening from a visit to his homestead, 10 miles south of Pilot Rock. Mr. Kees says that it rained and snowed there most all day Thursday, but that it was not cold. The grass is green and stock looking fine and farmers are all busy preparing for spring work.

William Roberts, who spent two months in California has returned and taken up his home in the eastern part of town, where he purchased a residence. Mr. Roberts has large farming interests in this county, which he has leased for a number of years, and expects to make his home, for a while, at least, in town. He says that Joe Garrans, who accompanied him to San Francisco, to visit his parents, and who was ill when he left here, is much improved and will return in a few weeks.

Fred E. Judd, of the Pendleton Scouring and Woolen Mills, is in receipt of a letter from home, in which he is informed that his uncle, Colonel E. D. Judd, had a very narrow escape from the Park Avenue hotel, which burned in New York a few days ago, Colonel Judd being rescued by the firemen from a third-story window. Taken in connection with his feeble health, the experience was a great shock to him, the Colonel being more than three score and ten years old.

UMATILLA HORSES

THE HORSE INDUSTRY IS AN IMPORTANT ONE.

Umatilla Has the Reputation of Having More Good Horses and Better Horses Than Any Other County in Oregon.

Frank Frazier and Tom Thompson have recently returned from La Grande, where they purchased and had shipped to Pendleton what they consider the best draft stallion in Umatilla county. The animal is a Clyde, dark bay in color, weight 1800 pounds, 8 years old, and of handsome conformation, and certainly a fine looking horse. It was raised by McDonald Brothers, well-known horse breeders, of Union county. Mr. Thompson was in Chicago several years ago at an exhibition of draft horses and saw the dam of this stallion take first prize as a 2-year-old. Consequently, he was pretty well satisfied that the joint purchase by himself and Mr. Frazier would be a profitable investment not only for themselves, but for the horse breeders generally of this section.

Umatilla the Land for Horses.

Speaking of horses, a well informed gentleman stated that "Umatilla county has the reputation of having more good horses than any other county in the state." The best two stallions are considered to be Westfield, owned by Frank Frazier, of Pendleton, and Caution, the property of J. A. Baddely, of Weston. The progeny of these two sires led all others in the Pacific Northwest last season, at the different racing meets. Allie M., owned by Jim Irwin, of Pendleton, is a Westfield product, and she broke the world's record as a 2-year-old at the North Yakima races, trotting a mile in 2:19 1/4, finishing in a walk away to the front of a bunch of good ones. It is the opinion that had she been forced to show her true speed, on a good Eastern track, for instance, that she could have done the mile in 2:16. Westfield is a member of the Wilkes family, while Caution is by Electioneer.

Mount Hood and Hassalo.

Mount Hood and Hassalo, two Westfield colts, won four races at the Spokane meeting last fall. C. F. Smith, a mining man of Roslyn, B. C., was so pleased with what he saw that he sent down a mare from that city during the past month to be bred to Westfield, believing that the best results could be thus obtained. Dr. John M. Brooke, of Portland, has recently purchased from Frank Frazier a 3-year-old gelding by Westfield. The animal is a big one, weight 1300 pounds, and as a roadster will be hard to beat.

Demand for Westfield Fillies.

There is also a demand for Westfield fillies. Mr. Frazier has recently received letters from the Willamette Valley and other sections, asking for information as to where such animals could be purchased. Any one having a Westfield filly has something that can be sold, if he will give his name to Mr. Frazier and thus get into communication with these prospective purchasers. Horsemen were here recently from La Grande endeavoring to pick up some good, young, well-bred mares for their stock ranches. The

horse raisers of Union county got into the business before it was taken up here, but now they have to come here to get some of their animals, that is, if they want the best Walla Walla men also are Umatilla county customers. They have in the recent past took over a couple of good roadsters, not having the suitable animals at home from which to make their selection. Four or five different men have recently been in Pendleton after good road horses, but the local men, who own such animals, when asked what they are willing to sell for, look fixedly at the ceiling or the sky, if the conversation occurs out of doors. That means that they are holding their prices out of sight.

Clyde Favorite Draft Horses.

The Clyde is a favorite as a draft horse among horsemen, being considered a better boned animal than the Percheron, and with good action when strength and weight are considered.

The best horses are always in demand at fancy figures, consequently it pays to raise the best, as there is nothing too good for wealthy men, when they take a fancy to an animal. This is proven by the fact that C. J. Hamlin, of Buffalo, N. Y., sold his horse, Daredevil, record 2:09 1/4, to Thomas W. Lawson, the yachtman and copper king, of Boston, for \$50,000. This is the highest price paid during the past decade.

Leland Stanford's Act.

One of the greatest sales, and highest prices received for a horse was when the famous Leland Stanford sold an animal for \$125,000. To show that he did not care particularly for the money, but simply would not part with his property without suitable consideration, Mr. Stanford divided the money equally among 125 young men and made it possible for them to secure an education at the Leland Stanford University.

Clerk's Wise Suggestion.

"I have lately been much troubled with dyspepsia, belching and sour stomach," writes M. S. Mead, leading pharmacist of Attleboro, Mass. "I could eat hardly anything without suffering several hours. My clerk suggested I try Kodol Dyspepsia Cure, which I did with most happy results. I have had no trouble, and when one can go to eating mince pie, cheese, candy and nuts after such a time, their digestion must be pretty good. I indorse Kodol Dyspepsia Cure heartily." You don't have to diet. Eat all the good food you want, but don't overload the stomach. Kodol Dyspepsia Cure digests your food. Tallman & Co. and Brock & McComas Co.

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is like some kinds of coffee the more it is shaken up the worse it gets. Now if you want the coffee question Settled

Settled

once and for all try our Owl Special,

it is a mild, highly flavored coffee and is just right.

Owl Tea House

Cheapest place in Oregon.

If You Want to Buy or Sell

- A house
A lot
A farm
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A cow
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A dog
A wagon

OR ANYTHING ELSE

Put an add in the classified columns of the East Oregonian, as there is no other means of securing so great an audience to your needs as through the columns of this paper.

Everybody hereabouts reads it. Don't you?

ST. JOE STORE. Special Sale... of Ladies' Muslin Underwear, Corset Covers, and Infant's White Dresses, for one week, beginning Saturday, Feb. 22, Ending Friday Night, Feb. 28. Our New Spring Goods are beginning to arrive and we will show the largest and most up-to-date stock in Pendleton this season, and you can rest assured our prices will be right. Wait and see them before buying.

THE LYONS MERCANTILE CO. A SURPRISE In handsome furniture is one of the most agreeable surprises that delights the mistress of a home, especially in such new designs as we are showing in all lines such as are kept in an Up-to-Date, First Class Furniture Store The largest stock from which to select and all at prices that defy competition. Undertaking parlors in connection. M. A. RADER. Main and Webb Streets Pendleton, Oregon.

POULTRY and EGGS International Poultry Food makes them. Beef Meal gives them flavor. Clamshells make them solid. Mica grit aids digestion. Try a sample. C. F. COLESWORTHY, Hay, Grain and Feed. 127 and 129 East Alta Street. Pendleton, Oregon.

IT IS SOMETHING TO BE PROUD OF To wear a shoe that fits, that has correct shape and that pleases the eye as well as the pocket book, Don't waste money in buying shoes because they are cheap, for in the end they will be most expensive.

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HOTEL ARRIVALS.

The Pendleton.

- Sam Kunstadter, Chicago.
George Harris, Portland.
Audy Nylander, Portland.
Arthur E. Hall, Memphis.
A. H. Marsh, Aberdeen.
Whig Southard, St. Louis.
J. A. Cooke, San Francisco.
W. S. Walters, San Francisco.
George McGilvery, Spokane.
John Fleming, city.
T. M. Robertson, Montana.
F. J. Ginger, Spokane.
William Anderson, Milton.
S. S. Gill, Spokane.
E. J. Keller, Portland.
F. W. Waite, city.
Mrs. R. C. Beach, Lewiston.
Mrs. J. A. Steach, Hamilton.
F. M. Bates, Walla Walla.
A. St. Clair Gay, Portland.
George S. Robertson, Colorado.
T. A. Rhea, Heppner.
Harry L. Morse, McKay.

The Golden Rule.

- Bob Wilner, Spokane.
A. J. Kelly, Milton.
L. Cunningham, Portland.
Will Ingram, Portland.
W. Robinson, New York.
A. Zimmerman, city.
H. L. McLean, Baker City.
Mrs. E. Sage, Portland.
Elna Hinton, Baker City.
Mabel Cooley, Baker City.
Mrs. L. F. Marchbank.
J. D. Toney, Baker City.
Mrs. Mary Blomgren and family.
W. R. Phillips and wife, Union.
Mary Brown, Junction City.
L. A. Sanders.
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Wall paper, wall paper! Where? At Sharp's big wall paper store, opera house block, Court street.

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