

HEPPNER HERALD

S. A. PATTISON, PUBLISHER.

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FRIDAY, APRIL 12, 1918.

MR. TUTTLE AND THE GAZETTE-TIMES

In its issue of April 4th our esteemed contemporary, the Gazette-Times, attempts to rebuke the Herald for publishing an article in a recent issue in which reference was made to the fact that sheepmen, farmers and business men were complaining of the treatment accorded them by one Joseph E. Tuttle, a federal customs agent who was lately in Heppner on business connected with the income tax.

The first count in this indictment, brought against us by the G.-T., is the more or less damning one that the Herald "takes the role of champion for the business men, stockmen and farmers of Morrow county." While the charge may indurate in the eyes of our esteemed neighbor that a particularly heinous offense has been committed, the Herald man is sufficiently depraved to plead guilty. Since when did it become a crime for a Morrow county newspaper to "take the role of champion" for the people of Morrow county? Are they not pretty good people? Are they not straining every energy to produce wheat and wool and meat to feed our armies and our allies? Do they not buy Liberty Bonds and subscribe to the Red Cross, the Knights of Columbus and the Y. M. C. A.? Have they not "gone over the top" in every patriotic campaign since the war started? Have they not sent more than 100 of their boys to the front to fight for democracy? Why, they even support Morrow county newspapers with their subscriptions, advertising patronage, etc.; does Mr. Joseph E. Tuttle do even that much? The Herald is not in a position to answer that question.

The fact is that the Herald is glad to be able to "champion" the people of Morrow county when they are maligned by Mr. Tuttle or any other man, be he government employe or private citizen.

The article of which our critic complains was based on statements made to the Herald by several very reputable citizens of this county, as set forth in a sworn statement published elsewhere in this paper. It may here be added that during the conversation referred to in that sworn statement Mr. Tuttle also made the statement to the editor of the Herald that if it were not for himself and other federal agents coming to this county the "people would not pay this tax and the government would have no money to carry on the war." Will the G.-T. attempt to maintain that it is a crime for a Morrow county newspaper to defend the people of Morrow county from such a baseless, foolish and spiteful charge?

Our critic also complains that the Herald did not interview Mr. Tuttle before printing the article referred to. By the same token why did not the Gazette-Times interview the editor of the Herald before publishing its absurd "presumption" that the article was "inspired" by "the attorney who had become aggrieved," but whom the G.-T. fails to name. The Herald, however, is able to supply this omission of our neighbor by stating that Sam E. Van Vactor is evidently the attorney referred to for the reason that, as stated in the sworn statement, Mr. Tuttle charged the editor of

the Herald with having permitted Mr. VanVactor to "inspire" the article. It therefore seems reasonable to assume that Mr. Tuttle may have been the "inspiration" behind the G.-T. Whether the inspirational manifestation was due to physic or purely material methods is, of course, not known.

The caption of our critic's article, "A Square Deal For All," seems to be too comprehensive for the text that follows. That little word "all" means everybody, as we understand Webster, including stockmen, farmers, business men — even neighbor newspaperman and attorneys. Why, then, does our critic attempt to limit its application of the "square deal" to one non-resident federal agent whom the evidence shows to have been at least somewhat lacking in diplomacy in meeting the public as a public official should meet the public, while ignoring the rights of its own neighbors, friends and supporters?

Our critic further charges that the "Herald attempted an injustice to Mr. Tuttle" in publishing the article concerning that gentleman's methods. Will he (our critic) be good enough to read a letter published in this issue of the Herald addressed to Milton A. Miller, Collector of Internal Revenue at Portland, and signed by a dozen public officials, bankers and business men of Heppner, and then tell us in his next issue whether, in his judgment, these well-known gentlemen in writing that letter have "attempted an injustice to Mr. Tuttle?" If he decides that they have so offended against Mr. Tuttle will he publicly call these gentlemen to account in his paper next week as he attempted to do with the editor of the Herald last week? If he decides that these gentlemen have not "attempted an injustice on Mr. Tuttle" by writing a letter which is much stronger than the Herald's article, will he be fair enough to print the statement next week that he was wrong in making such a charge against the Herald?

Former Heppner Boy Recalls Old Days

Garfield Crawford, former well-known Heppner boy, member of a well-known pioneer family and brother of Vawter Crawford, publisher of the Gazette-Times, who went to Texas several years ago where he achieved considerable distinction in newspaper work and is now publisher of the Critic, Fort Worth's militant weekly, evidently keeps in touch with happenings in his old home town, as is shown by the following article clipped from a recent number of the Critic:

"I remember when Heppner, Oregon was a thriving little western town of 1200 population and twelve saloons and an equal number of gambling halls. In those days men were not afraid to trust their neighbor's son around the corner with their daughters and men lent each other money, their horses and went to each others homes and stayed all night. But that was a long time ago.

"Now, times have brought about a change in Heppner, Ore. That little town is bone dry for Oregon is a bone dry state. To have liquor in your possession is a felony in Oregon and it is even hinted that if you even knew of a man who once saw a bottle of Old Rip, Old Crow or Canadian Club, you are to be despised and your neighbors feel it their duty to inform the court on you.

"The case I have in mind is of no interest to the people of Texas, but it does show the smallness of character and man's inhumanity to man. Out at Heppner a few weeks ago there were a number of bootlegging cases to come before the district court. A boy whom I have known since infancy was yanked before the court to explain why he paid \$15 per quart for liquor. Then the old home paper said:

"The next case occupying the

attention of the state was that of Geo. Swaggart, who was brought into the court on the charge of having intoxicating liquor in his possession last September. The arrest was the outgrowth of a charge made by Mr. and Mrs. John Vink, who lived for a time in the Swaggart residence on Court street. The Vink's swore on the witness stand that they were given whiskey to drink, about a tablespoonful, by Mr. Swaggart. The state set forth the assertion that it was booze which came into Mr. Swaggart's possession after the saloons had gone out of business and S. E. Van Vactor, for the defendant, attempted to prove that the booze was taken from stock obtained from the saloon of McAtee & Aiken just before the state went dry. On top of this, for a year, Mr. Swaggart said he had got his shipment regular to protect his old stock. He acknowledged giving the whiskey to the Vinks, but stoutly denied having come into possession of the liquor after the state went dry. The jury was out but a short time and returned with a verdict of guilty. Mr. Swaggart has filed notice for appeal. The fine imposed was for \$250."

"I knew George Swaggart from the time I was big enough to run away from church, after Sunday school. He was then in the saloon business and he was until the day the state was voted dry. He is a conscripted prohibitionist, but I'll bet a dollar to a hole in a Swiss cheese that he is just as good a pro as those who informed the court of his alleged perjury.

"I want to live among men who have the bigness of mind and the generosity of soul to distinguish between law violation and friendship accommodation. I love the old characters that built Heppner, like I love the men who have made Texas, but I do hate these latter day saints, these camouflage artists we now have strutting up and down the land."

Nursery Stock? See Harry Cummings

I am re stocking our Nurseries with the very best varieties of all the different trees and plants desirable for cultivation. I am better equipped to supply your needs in any thing you may want than any time before.

In addition to our own, I have the stock of three thousand acres of the finest nursery goods grown anywhere, all healthy, vigorous, true to name and all grown in Oregon. You can get the Milton Stock from me more advantageously than elsewhere. I am the only fellow that has genuine nursery grown Cork Elm.

Cummings Nurseries, Heppner, Oregon. 421f

Wood and Coal

I handle Rock Springs Coal, Cord Wood and Slab Wood. Leave orders at Humphreys' Drug store or phone 392. 391f Ed BRESLIN.

FOR SALE—Golden Campfires Eggs for setting. Inquire of Mrs. G. C. Aiken, Box 142 Heppner, Oregon. 4745f

CLEAN UP.—Now is the time to clean up your rubbish. I will haul it away for you when you are ready. See me or call Main 555. Leo Cantwell. 471f

Notice of Hearing of Final Account

In the County Court of State of Oregon for Morrow County.

In the matter of the estate of J. L. Fisher, deceased. Notice is hereby given to all persons interested that M. F. Wadsworth, administrator of the above mentioned estate, has filed in the County Court of Morrow County, Oregon, his final account and report, and that said report has been read to the court and approved. Monday, the 19th day of May, 1918, at the hour of 10 o'clock A. M., and the court will sit at that time to hear the said account and report, and the time and place for hearing of objections to said account and report, and for the hearing and distribution of said estate.

All persons interested therein having objections thereon may file the same with the clerk of said court on or before said day and time, specifying the particulars of said objections.

This notice is published for four consecutive weeks, beginning with the issue of April 22, 1918, in accordance with the order of said court.

W. F. WADSWORTH, Administrator, Oregon, 1918.

Professional Column

DR. R. J. VAUGHAN DENTIST Permanently located in Oddfellow's Building HEPPNER, OREGON

S. E. NOTSON ATTORNEY-AT-LAW OFFICE IN ROBERTS BUILDING HEPPNER, OREGON

DR. N. E. WINNARD PHYSICIAN & SURGEON HEPPNER, OREGON

DR. A. D. McMURDO PHYSICIAN & SURGEON Telephone 122 Office Patterson Drug Store HEPPNER, OREGON

DR. GUNSTER VETERINARIAN Licensed Graduate HEPPNER : : OREGON Phone 722 (Day or Night)

Watch paper for dates DR. J. G. TURNER Eye Specialist PORTLAND OREGON Regular monthly visits to HEPPNER and TONE

WOODSON & SWEAK ATTORNEYS-AT-LAW Office in Palace Hotel. Heppner, Ore.

SAM V. VAN VACTOR ATTORNEY-AT-LAW HEPPNER, OREGON

LOUIS PEARSON TAILOR HEPPNER, OREGON

Office phone Residence phone Main 643 Main 665 FRANCIS A' McMENAMIN LAWYER Roberts Building, Heppner, Oregon

ROY V. WHITEIS REAL ESTATE—INSURANCE LOANS Heppner, Oregon

Notice of Sheriff's Sale

By virtue of an execution and order of sale duly issued by the Clerk of the Circuit Court of the State of Oregon for the County of Morrow, dated March 26, 1918, in a certain suit in the said Circuit Court for said County of Morrow and State of Oregon, wherein Francis F. Kessler, plaintiff, recovered judgment against Mary E. Hawley and R. W. Hawley, defendants, for the sum of five hundred fifty and no one-hundredths dollars, with interest thereon at the rate of 8 per cent per annum payable semi-annually, from the 24th day of September, 1911, and the further sum of forty-five dollars attorney's fees, and for costs and disbursements taxed at eighteen and 20-100 dollars. Notice is hereby given that I will on Saturday the 17th day of April, 1918, at 2 o'clock in the afternoon of said day, at the front door of the Court House in Heppner, Morrow County, Oregon, sell public auction to the highest bidder for cash in hand, the following described real property, to-wit: Beginning at the southeast corner of the northwest quarter of the northwest quarter of section twenty-five, township five north of range twenty-six east of the Willamette Meridian, which is a recent monument six inches in diameter, eighteen inches in ground, marked on top with a copper nail, running thence south no degrees twenty-three minutes east six feet and six tenths feet; thence south eighty-nine degrees forty-three minutes east, three hundred thirty feet to the point of beginning. Reserving therefrom one-half of a road sixty feet in width along the north and east sides, shown on the maps of the Oregon Land and Water Company as lot one, block twenty west, situated in Morrow county, in the State of Oregon, and containing five acres, more or less. Also all of lots numbered nineteen, twenty, thirteen, fourteen, fifteen, sixteen, seventeen and eighteen, in block numbered thirty-one in Irrigon, Morrow county, Oregon, according to the recorded plat thereof. All of the above described property being subject to the terms and conditions of the original deeds by the Oregon Land and Water Company to the grantee. Taken and levied upon as the property of said defendant or as much thereof (beginning with the smallest division) as may be necessary to satisfy the said judgment in favor of said plaintiff and against said defendants together with all costs and disbursements that have accrued or may accrue.

GEO. McDUFFEE, Sheriff of Morrow County, Ore.

JITNEY SERVICE.—Call a jitney for special train trips or any other service, day or night Day phone Main 182. Night phone Main 555. Leo Cantwell. 44f

WANTED—Job to plow summer fallow by the acre. Will furnish teams and harness, but want two or three bottom plow supplied. Ad J. H. Bower, Hamilton, Oregon. 47 49

Herald Office for Job Printing

How About That War Garden You are Going to Plant? Early yet to plant but just the time to secure the seed. We handle four of the best. D. M. FERRY & CO., Michigan NORTHROP & KING, Minnesota G. C. MORSE & CO., California CHAS. H. LILLY, Oregon As some varieties are very scarce this year we advise early buying. Phelps Grocery Co. Heppner, Oregon

The United States Food Administration Says SAVE FATS We must save fats to feed our fighters. We must save fats to help our fighters fight. Every hog is as necessary to winning the war as a shell. Every pound of fat is as sure of service as a bullet Use fowl, fish, Vegetables, Vegetable Oils, Cheese Purely Vegetable Cotosuiet, Crisco, Olive Oil, Wesson Oil, Mazolo (made from Indian corn.) SAM. HUGHES COMPANY

Notice for Publication

Department of the Interior, U. S. Land Office, at the Dallas, Oregon, April 5th, 1918. Notice is hereby given that William Shipley, of Lexington, Oregon, who on November 23, 1914, made homestead entry No. 014192, for lots 3 and 4, 23rd N.W., SW 1/4 Sec. 17, T. 23 N., R. 23 W., Section 1, Lot 1, Sec. 17 Township 5, South Range 23 East, Willamette Meridian, has filed notice of intention to make Final three-year Proof, to establish claim to the land above described, before C. C. Patterson, U. S. Commissioner, at Heppner, Oregon, on the 4th day of June 1918. Claimant names as witnesses: William H. Fudberg of Lexington, Oregon; Clifford N. Frailey, of Lexington, Oregon; Ralph L. Benge, of Heppner, Oregon; George W. Van Winkle, of Heppner, Oregon. H. FRANK WOODCOCK, Register.

Registration of Land Title

In the Circuit Court of the State of Oregon for the County of Morrow. Application No. 25. In the matter of the application of Edna Woolley Johnson, Audrey Woolley Dye and Valmaleta Woolley to register title to the NW 1/4 of section 19 in township 2 south, range 24 east of W.M. applicants.

Edna M. Fletcher, Susan A. Hughes, John E. Brock, Ruby Dixon and John Frazer, Frances Fraser and Bruce Fraser, minors, R. F. Fraser and Helen V. Knappenberg, also all parties or persons, known or unknown, claiming any right, title, lien or interest in or to the real estate above described, and to all whom it may concern, defendants.

To the above named defendants: Take notice, that on the 8th day of March, 1918, an application was filed by said Edna Woolley Johnson, Audrey Woolley Dye and Valmaleta Woolley in the Circuit Court of the State of Oregon for Morrow County for initial registration of the title of the land above described. Now, unless you appear in said court on or before the 15th day of April, A. D. 1918, and show cause why such application should not be granted, the same will be taken as confessed, and a decree will be entered according to the prayer of the application, and you will be forever barred from disputing the same. (REAL) J. A. WATERS, Clerk. By Gay M. Anderson, Deputy. Joe J. Nye, Attorney for Applicants. Address, Heppner, Oregon. 4629

Notice for Publication

Department of the Interior, U. S. Land Office at La Grande, Oregon, March 5th, 1918. Notice is hereby given that Bertha B. Hinton, formerly Bertha B. Elstner, of Lewis, Oregon, who on May 14, 1913, made homestead entry No. 012011, for one-half, sec. 35, tp. 14 n., r. 23 e., W. M., lots 1, 2, 3 and 4, 7/8 sec. 36, sec. 2, tp. 14 n., r. 23 e., W. M., has filed notice of intention to make three-year Proof, to establish claim to the land above described, before C. C. Patterson, United States Commissioner, at his office, at Heppner, Oregon, on the 11th day of May, 1918. Claimant names as witnesses: James T. Morgan, Walter L. Wiggins, Arthur P. Hughes and Stephen B. Goff, all of Lewis, Oregon. C. S. DUNN, Register.

Pain Here is a message to suffering women, from Mrs. Kathryn Edwards, of R. F. D. 4, Washington Court House, Ohio. "I am glad to tell, and have told many women, what I suffered before I knew of Cardui and the great benefit to be derived from this remedy. A few years ago I became practically helpless... TAKE Cardui The Woman's Tonic "I was very weak," Mrs. Edwards goes on to say, "and could not stoop without suffering great pain... Nothing seemed to help me until I heard of Cardui and began the use of it... I gradually gained my strength... I am now able to do all my work." If you need a tonic take Cardui. It is for women. It acts gently and reliably and will probably help you as it helped this lady. All Druggists

House and Lot for Sale Good lot, close in on May street, opposite First National Bank, with good, modern 7-room house for sale at a reasonable figure if sold soon. For price, terms, etc. enquire of J. L. Wilkins at Palace Hotel. 48-50