

## ROBERT SPERRY, IONE KILLED IN ACCIDENT

Speeding Car of Oscar Bergstrom Turns Turtle on Highway—Wayne Sperry Also Badly Injured and Car Owner in Hospital—Funeral of Robert Sperry Held at Ione Tuesday Morning.

The turning over of the Dodge roadster of Oscar Bergstrom on the Willow creek highway at a point opposite the farm residence of Ellis Minor at about 8 o'clock Saturday evening, resulted in the instant death of Robert Sperry and the serious injury of his cousin, Wayne Sperry of Ione, with slight injuries to the driver of the car.

The accident was the direct result of reckless speeding on the highway. The party had just left Ione, their destination being Arlington. Bergstrom and Wayne Sperry had just driven down to Ione from Heppner, making the distance, in 25 minutes, or it is stated by those who overheard their remarks to the effect, and they had put everybody else off the road between the two points. On arriving at Ione they were joined by Bob Sperry who wished to go to Arlington to take a train into Portland.

The other boys were to meet some young ladies at Arlington and return with the expressed intention of attending the celebration at Parkers Mill. Starting out, it is asserted the boys were going to make a record drive to Arlington, expecting to arrive there in 35 minutes. On reaching a point near the Minor residence the car swerved from the road and in turning it back again the front wheels were evidently turned too abruptly, one wheel went down and the car turned over from the momentum at least three times for a distance of more than 100 feet before coming to a stop.

Bob Sperry was caught by the weight of the car and was literally smashed to pieces, his death being instantaneous. Wayne Sperry was picked up unconscious, suffering cuts, scalp wounds, a broken arm and leg, while Bergstrom escaped with minor injuries, but has since been confined in a hospital at Heppner, a nervous wreck from his experience. The car was a total wreck.

Bob Sperry was found to be dead when reached by Ellis Minor, the first party to reach the wreck. Physicians were called and Drs. Walker of Ione and Chick of Heppner immediately responded. They took charge of Wayne Sperry and it took them two hours to sew up his scalp and dress his other injuries. He was taken to a hospital at Portland on Sunday and it is reported that he is doing quite well. The coroner thought it unnecessary to hold an inquest over the remains of Robert Sperry and his body was immediately prepared for burial by Undertaker Hyatt of the Case Furniture Co., of Heppner.

The funeral of Robert Sperry was held at Ione on Tuesday morning at 11 o'clock, under the auspices of Heppner Lodge No. 358, B. P. O. Elks, of which he was a member. Rev. W. O. Livingstone, of this city, delivering the funeral address. The services were very largely attended by the people of Ione and vicinity. Bob being a native son of that town and a resident there all his life, and greatly esteemed by all. He was the eldest son of Reuben and Luvisa Sperry and was especially popular among the younger people of the community, was a fine athlete and classed as one of the best ball players in Eastern Oregon. His sudden death cast a gloom over the entire community.

It may be that this sad and terrible accident will prove a warning to those inclined to speeding and reckless driving on the highways; and it may not, for people seem slow to learn and there is a mania on the part of many to "burn up the road" regardless of danger to life and limb. Just what the authorities will do in regard to this case, has not been made public.

## COMMERCIAL CLUB TO MEET TOMORROW

We are informed by President McMenamin of the Heppner Commercial club, that there will be a meeting of the club at 8 o'clock tomorrow, Friday, evening at Hotel Patrick, and it is the urgent request that there be just as full an attendance as possible. Some important questions, that need immediate attention will be brought up and other matters engaging the minds of the club members should be laid aside for the time that these can be looked after. Heppner should not forget that the commercial club can do a lot of good work for the town and there should be an awakening out of the state of comatose in which the organization has lapsed. Be at the hotel promptly at 8 tomorrow evening.

## How About That MAGNETO

On Your Tractor or Combine?

If it needs repairs, we are at your service. We will go to the ranch and do the work or you can have it attended to in the shop.

WE GUARANTEE ALL OUR WORK

Battery Electric Service Station  
Heppner Oregon

## Tax on Admission Must Be Paid By July 31

"Foreign and domestic corporations, tobacco manufacturers, theaters and other amusement resorts where charge for admission is made, bowling alleys, pool and billiard halls and passenger automobiles for hire must pay their annual tax for the fiscal year ending June 30, 1922, on or before July 31," announces Clyde G. Huntley, collector of internal revenue. "Failure to pay these taxes during the current month will subject delinquent taxpayers to a penalty of 25 per cent of the amount of taxes."

Foreign corporations are required to pay a tax equivalent to \$1 for each \$1,000 of the average amount of capital employed in the transaction of their business during the preceding year ending June 30, 1922. The tax on domestic corporations amounts to \$1 of so much of the fair average value of their capital stock for the preceding year as is in excess of \$5000. In estimating the value of capital stock, the surplus and undivided profits must be included.

Following are the miscellaneous occupational taxes: brokers, \$50; pawnbrokers, \$100; shanty brokers, \$50; customhouse brokers, \$50; proprietors of theaters, museums and concert halls where a charge for admission is made, having a seating capacity of not more than 250, shall pay a tax of \$50; having a seating capacity of more than 250 and not exceeding 500, \$100; having a seating capacity of more than 500 and not exceeding 800, \$150; having a seating capacity of more than 800, \$200.

Circus proprietors are required to pay a tax of \$100; proprietors of bowling alleys and billiard rooms are required to pay \$10 for each alley or table; proprietors of shooting galleries, \$20; proprietors of riding academies, \$100. Persons carrying on the business of operating or renting passenger automobiles for hire are required to pay \$10 for each such automobile having a seating capacity of more than two and not more than seven, and \$20 for each such automobile having a seating capacity of more than seven.

## GETS SEVERE CUT ON FOOT WITH CAMP AXE

Ray Taylor suffered a very severe cut on the foot with a camp axe last Sunday morning, and his little outing in the mountains came to a sudden end. With his wife and Mr. and Mrs. L. W. Briggs he had left early Sunday morning for the mountains near the Duran cabin, and on arriving there about 6 o'clock he was preparing some wood for the camp fire, using a small camp axe. Striking a knot the axe was caused to glance and struck his foot, cutting a bad gash along the inside of the instep, going right to the bone. Mrs. Briggs bound up the injured member and they immediately returned to Heppner where the services of a physician were had. It took several stitches to draw the wound together and the injury has been properly mending. The fishing trip that Mr. Taylor had planned for Sunday was nipped in the bud but he will make up for it some other time.

Jack Mulligan and C. V. Hopper got in yesterday from Portland where they had been on a business trip. They took a run up to Salem Tuesday. The Fourth was pretty quiet in Portland, and the heat was intense. The population beat it out of town for the cool retreats just as fast as possible. When the thermometer gets up to 85 in Portland, people really suffer with the heat.

Mrs. John H. Pieper was a caller at this office while in the city yesterday afternoon from the Pieper farm. Harvest will commence with them the coming week, the hay being put up preparatory to starting the combine.

Owing to a break in the water main up Willow creek at a point between the Kelly and Florence places, the city was caused to be without an adequate water supply for a day or so the first of the week. Manager Pruyn has had a force of men on the job and the damage is being repaired. In the meantime water is being conserved by the supply that the city may not be short in case of an emergency.

Tom Healy, young son of Mike Healy underwent an operation for the removal of adenoids and tonsils by Dr. McMurdo the past week and was soon able to return home. The lad had been suffering from this trouble for some time.

## Senator Stanfield Makes Heppner a Short Visit

Senator Robert N. Stanfield was called to Heppner for a short time on Monday to attend to some business affairs. Being in town for a couple of hours only, he had no time for political matters. The senator has been here for some time, looking after his extensive livestock interests and he will now hurry back to Washington and become absorbed again with his official duties, expecting to leave for the capitol on the 6th.

Accompanying Senator Stanfield was Al Roberts, formerly of this city and late chief of police of Pendleton. Mr. Roberts spent his few hours in the city in looking up a number of old time friends; and John Fleming, extensive livestock buyer of Portland. The gentlemen were driven over from Pendleton by D. B. Wade. They found it hot here, it being the warmest day so far recorded for the season in Heppner, but when they left Pendleton about 10 a. m. it seemed to be warmer than it was here.

## Our Healthy Baby



## Women Best Students At University of Oregon

UNIVERSITY OF OREGON, July 6.—Sixty-three students of the eighteen hundred registered during the spring term received no grade below Two in any subject. Of these 34 are women and 29 men—a record which appears to give the women the lead in high scholarship during the term. The greater part of the special and general scholarship honors announced at commencement, however, based on one and two years' work, were carried off by the male students. Of the undergraduate students, several received no grade lower than 1, the top mark, under the Oregon system which rates the best work 1 and so on down to 6 for failure. The average grade is somewhere between 2 and 4.

The highest total number of hours (term credits) of 1 made by any graduate was made by Edgar Blood of Portland, a junior in business administration. Miss Wave Lesley, another junior, living in Eugene, followed closely with 17 hours. Miss Emily Vasile of Portland, senior in English literature, received 9 hours honors and 4 hours 1. (Honors are not granted for work below the grade of 2.) Arthur Rosebrugh of Salem, a junior, received 12 hours 1, with his grade in one three-hour class not yet reported.

The junior class has the largest number of students, 30, who did not fall below 2 in any subject; the seniors are next with 20, the freshmen have 7, and the sophomores 5.

M. D. Clark is in receipt of information from New York that Bishop Padock is confined to a hospital in that city suffering from a nervous breakdown. He is reported to be improving and will soon be able to return to his work in Oregon.

## Is Very Proud of His New Garage Building

E. Nordyke was in the city for a short time Monday. He has recently built a concrete garage in Lexington, the machine shop of which has been leased to Messrs. Kelly and Jordan, and Mr. Nordyke states that the boys are a busy lot. The building is not entirely completed, but he and having all they can attend to, according to the plans that Mr. Nordyke adopted, but he is working along at it and in due course of time will have everything as he wants it.

## Party of Gresham People Visit at Cleveland Home

A happy party of people from Gresham arrived at the farm of Mr. and Mrs. W. H. Cleveland just east of Heppner on Sunday and remained over the Fourth. They were all former neighbors of the Clevelands and drove up over the highway to have a visit and take a look at Morrow county.

## Bert Peck Ships Fine Pig to Alderdale, Washington

Bert Peck shipped out a fine 8-months old Jersey Red boar Monday morning, the animal going to the ranch of McMenamin and Ward at Alderdale, Wash. The animal weighs 200 pounds now and gives promise of being a record breaker when he reaches maturity. Bert raises a good many fine pigs now, his stock coming from the Dillabaugh pens at Boardman.

Miss Mary Duran, graduate of Lexington high school, class of '21, who has been attending college at Philomath during the past year, returned home on Saturday to spend the summer vacation with her parents, Mr. and Mrs. E. S. Duran.

## STANFIELD SCORES TARIFF BLOCKERS

Oregon Senator Here on Brief Business Trip Tells of Filibustering—Bonus Bill to Pass—Administration Backs Smith-McNary Bill—Business Much Better.

(Pendleton Tribune.) One of the greatest political filibustering moves of a party of any time is being displayed by the democratic senators at Washington at the present, according to Senator Robert N. Stanfield who stopped in this city last night for a short visit. "The hands of the senators are tied by the minority group in the senate so that it is impossible for us to do anything at present. The deadlock over the tariff bill in the senate is wholly the fault of the democratic party, as the republican senators are ready and have been for some time to vote on the schedules."

"The democratic minority in the senate is attempting to cast discredit on the present administration by making the delay disheartening to the American public. It is impossible for the senate to secure unanimous consent to a vote on the tariff or even to force a cloture, the two thirds rule," the senator declared. "The blame for the inaction at Washington rests not with the democratic administration but with the democratic senators," the senator stated with emphasis.

Out of about 4000 schedules on the tariff, only 1200 have been agreed upon and the others are tied up tight over the refusal of the minority to allow a vote, according to Senator Stanfield. "Unless there are some patriotic democratic senators who put consideration of people as a whole over party politics, there will be no relief or action until after election. At the present time, we can do little," the senator said.

"On the soldiers' bonus bill, I will say that I personally am wholeheartedly in favor of adjusted compensation for those who served the flag, and that I believe that this administration is committed to its passage, regardless of the means of financing it, which must necessarily come later. I do not believe that the president will veto this bill when it is passed by the senate, even if a sales tax measure be not incorporated. The pledge was given and the pledge must be fulfilled. We must keep the faith."

"That the administration is favorable to the Smith-McNary bill was the opinion of Senator Stanfield, who loudly praised the work of Senator McNary in its behalf. "I do not believe that this bill will be passed this session of congress, but I do believe that it will be taken up and passed at the next session."

Business conditions indicate a revival nation-wide in scope in the opinion of the Oregon senator, who has been in the west for some time on government and personal business. Already the effects of the emergency tariff are apparent in this section he said. The emergency tariff was largely sponsored by Senator Gooding of Idaho and Senator Stanfield.

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## Supreme Court Turns Down Plea of Slayers

Attorney for Rathie and Kirby Will Make One More Effort to Prevent Execution.

Portland, July 4.—Unsuccessful in his attempt to get a writ of error from the United States supreme court to stay the execution of John Rathie and Elvin D. Kirby, slayers of Sheriff Taylor of Pendleton, Charles W. Garland returned from Washington, D. C. yesterday. He said he would make one more effort to get federal judges here to issue an injunction restraining the warden from hanging the pair as scheduled for Friday, July 7.

It was two years ago that Sheriff Taylor was shot down in an attempt to stop a jail-break in which Rathie and Kirby were ringleaders. A dispatch from Salem to the Oregonian under date of July 4, states that John Rathie, who, with Elvin Kirby, alias James Owens, will be hanged in the state penitentiary here Friday for the murder of Sheriff Taylor of Umatilla county in 1920, has accepted the Catholic faith, according to announcement by prison officials today. For the first time both Rathie and Kirby have been visited by the prison chaplains daily.

Penitentiary officials said arrangements for the hangings had been completed, with the exception of sending out the invitations. These will be mailed tomorrow. Both Rathie and Kirby appeared cheerful today. They conversed with prison officials and spent several hours reading the newspapers. It was said today that Rathie had directed that his body be sent to his relatives in Idaho for burial.

## Circus Draws Big Crowd To Town Last Saturday

Howe's Circus and Van Ameybr's wild animals appeared in Heppner last Saturday for two performances, and were the means of drawing a large crowd to the city. In fact, there had not been so many automobiles parked on the streets before for many a day, and the occasion was apparently much enjoyed by the town. The circus tent was filled to capacity in the afternoon and in the main the performance was good. The trained animals seemed to be the chief attraction, and some of these were quite good, though better performances by horses, ponies and dogs have been put on here several times before. The cage of six big African lions appeared as the best attraction on the program, as they had the appearance, at least, of being very ferocious. One feature was noticeable by its absence, and that was the acrobatic performance that usually accompanies a first class circus.

There was a fair representation of "camp followers" and some few games were going on around the tents of a questionable order, but nothing to what has appeared heretofore in this line. We heard of one fellow who says that he was relieved of his pocketbook, cash and all, but how much this set him back we did not learn.

The day was hot and under the circus tent in the middle of the afternoon there was no chance to be particularly comfortable, and the heat seemed to have the effect of checking the enthusiasm and pep of both performers and audience. But we all saw the elephant, took Johnny to the show, bought a few toy balloons and pink verminades and came away happy, ready to be taken in again when the next big show comes along. It's great for the children.

County Agent Calkins arrived last evening with his car of Shetland ponies, recently purchased from J. B. Stump of Monmouth. He took Mr. Stump's entire band, 25 in all, and he will have no difficulty in disposing of all the animals he wishes to sell, as there is a strong demand for the ponies here.

WANTED—Position as cook during harvest season by competent young woman; will take place at ranch house or cook wagon. Inquire this office.

Mrs. James Craig of Lexington, who was under care of the doctor and underwent an operation at Heppner Surgical hospital two weeks ago, was able to return home Tuesday, we are informed by Dr. McMurdo, her physician.

## Teachers Majority in U. of O. Summer School

UNIVERSITY OF OREGON, July 6.—More than 75 per cent of the 334 students enrolled in the Eugene branch of the University of Oregon summer session are school superintendents and teachers, according to the figures in the registrar's office, which show that 250 are engaged in some form of school work. The Principals' club, made up of principals and superintendents, has nearly seventy members, including representatives from most of the large towns of the state. The total enrollment in Portland and Eugene, is now more than 800, with the prospect that the 850 mark will be reached or passed by the late registrants.

Graduate students enrolled number 50, and more than twice as many upper division courses—for third and fourth year students and graduates—are taken than lower division—for freshmen and sophomores. This is accounted for by the administration, largely, by the greater number of teachers and graduates enrolled than usual.

There is a notable unity of purpose on the part of the members of the session, and a lack of interest in athletics," said Dean Colin V. Dymont, director of the summer term on the campus, "and an effort to do seriously the graduate work, in many cases with the view of obtaining a master's degree."

Most of the undergraduate summer work is being done in Eugene this year, and many of those enrolled there are regular University students and those preparing to enter in the fall.

## Live Cecil Items of Interest

Ruth May who attends high school in Portland arrived in Cecil on Sunday and will spend her vacation with her parents, Mr. and Mrs. T. W. May of Lone Star ranch. Miss Pearl Edmonds of Morgan, Miss Mildred Henriksen of Strawberry ranch and Mr. and Mrs. Geo. Perry visited at the home of Mr. and Mrs. Jack Hynd on Thursday.

Mr. and Mrs. Jack Hynd and son Jack of Buttery Flats left on Saturday for The Pines, Ukiah, where they will spend a few days with Mr. and Mrs. Chas. Hynd. Geo. Krebs, Herman Hovecast, Tunis Snyder, all of The Last Camp, left on Wednesday for Skinner creek where they will spend the next ten days.

Herbert Hynd, accompanied by the Misses Annie and Violet Hynd were the guests of Miss Mildred Henriksen of Strawberry ranch on Sunday. Mr. and Mrs. R. E. Duncan of the Busy Bee ranch are enjoying a visit from Mr. Duncan, Sr., of Colorado, who may settle here for the winter.

Mrs. H. Logan and son Billy left on the local Wednesday and will visit with Mrs. F. Buchanan in Ione for a few days. Mr. and Mrs. Z. Logan of Cecil left on Wednesday for Portland where they will spend a few days with friends. Mr. Harry Shady Dell left on Saturday for Hood River where he will spend the Fourth with friends.

John McEntire of Killarney is the owner of a new Ford car so is real busy on the highway these days. Misses Georgia Summers, Elma Rufen and Doris Logan were callers in Morgan on Sunday evening. Jack Hynd of Buttery Flats arrived home on Thursday from the county seat, sporting a fine new Buick.

Mr. and Mrs. Geo. Noble of Rhea Sidling visited with Mr. and Mrs. Geo. Henriksen on Thursday. Miss Violet Hynd of Buttery Flats spent a few days in the county seat looking up friends. Mr. and Mrs. F. C. Malloy and family of Morgan were Cecil callers on Tuesday.

## Dexter Is Defeated in 3rd Round by Fitzmaurice

Considerable interest was manifested in the boxing contest at Parkers Mill on Wednesday between Jake Dexter of Heppner and Charley Fitzmaurice of Condon, who were advertised for a ten-round go with the gloves. While Dexter was the heavier man of the two by 30 pounds, Fitzmaurice manifested the greater skill and knocked the Heppner man out in the 3rd round. The contest was witnessed by a fair sized crowd, and the opinion seems to be that the Condon man is far superior to Dexter in skill.

E. C. Ashbaugh, formerly of this city but for many years a resident of Portland, was here yesterday. He travels in the interests of the Portland Credit Mens association.

## J. B. Carmichael Is Hurt When Wagon Turns Over

Word was received here this morning to the effect that J. B. Carmichael of Lexington was quite severely injured late Wednesday afternoon when thrown from a wagon loaded with hay at the Summer place on the creek a couple of miles below town. When Mr. Carmichael realized that the load was going over, and that he might be thrown against the tines of a pitchfork that had been carelessly stuck in the load with the tines up, he made a jump and landed on his back against a tree stump. He was badly injured in the back, and at this time it is not known just how severe the injuries may prove. He was carried home and Dr. Chick was called from Heppner to minister to him. It is hoped by his family and friends that Mr. Carmichael's injuries may not prove to be so serious as present indications would suggest, but his age is somewhat of a handicap and it may be some time before he fully recovers.

## ROAD WRANGLERS ARE CENSURED BY BARRATT

Tying Up of Market Road Money by Court Decision Affects Ten or More Counties of State.—Work of Small Group of Obstructionists, Say Members of Commission.

W. B. Barratt returned home from a meeting of the state highway commission in Portland the first of the week. Mr. Barratt had the opportunity to express to the Polk county road wranglers who have succeeded in tying up market road funds over the state by court decisions, just what he thought of their petty local quarrels. Mr. Barratt is quoted by the Oregonian regarding his attitude toward this matter, but states that the Portland paper did not give all that he said. In the course of its report of doings of the highway commission, the Oregonian has the following:

Road work in about ten counties is being held up and countless inconveniences because of Polk county, or rather because of a small group of the obstructionists in the town of Independence. This statement was made direct to the Polk county court yesterday by members of the state highway commission. The road obstructionists in Polk county, not content with blocking completion of the west side highway through the courts, have "gummed-up" the road game in many other counties through attacking the agreement of the Polk county court to contribute market road funds on the unfinished state highway in that county. Market road money was about all the court had and the obstructionists went to court and a decision was obtained from Circuit Judge Kelly to the effect that market road funds cannot be placed on state highways. Nearly a dozen counties have been so placing market road funds and, in view of Judge Kelly's decision, this road work must stop.

As soon as possible the commission will try to get a decision from the supreme court. The development has brought a shower of criticism against Polk county as a whole, although members of the county court, with some heat, denied yesterday that they were responsible and declared the whole affair was the work of a few individuals. "Morrow county," exclaimed W. B. Barratt, of the highway commission, "has spent more money on 35 miles of macadam road than you people want to pay for a first class highway clear through your Polk county. Morrow has spent \$255,000 on these 35 miles and Tuesday it took me two hours to drive over it. We want an outlet to the Columbia river highway, but you people of Polk are holding us up."

"It isn't true," interrupted Judge Robertson of Polk county. "No, it is a few individuals in our county," added a Polk county commissioner. "A new," continued Commissioner Barratt, "you want the state to pave your road for you—you want other counties to be deprived of aid and much needed roads in order that you may have hard surfaced pavement for nothing. It would be robbing counties in eastern Oregon and western Oregon. I, for one, won't stand for it. You're not fair and we're not asking for anything fair. You voted bonds and never sold a dollar's worth. You voted your bonds for market roads and not for the highway. If the state paved your highway and you haven't sold your bonds, what would prevent you from cancelling the bond issue and getting a road system for nothing?"

At the former meeting of the commission with the Polk county court the commission tried to have \$25,000 turned over toward constructing bridges on the highway and \$40,000 in bonds, the commission saying that it would use the bond money on some section in the county, possibly near the Benton county line. Somehow the delegation misunderstood the commission and had an idea that if the \$65,000 was turned over the commission would finish paving through the county and ask for no more funds. It was when this idea was expressed that Commissioner Barratt opened up.

Chairman Booth gave assurance that, so far as the county court was concerned, the commission and court have been on good terms and have tried to find some way out of the tangle in Polk. One agreement was reached, at least. Judge Robertson promised to pay the state \$27,000 due on the Dallas-Salem road, of which sum \$14,000 is to be paid July 5 and \$13,000 August 10th.

The west side highway must now wait, explained Chairman Booth, until a decision on market road funds is reached in the supreme court. P. J. Gallagher, representing the Malheur county court, asked for a new interstate bridge at Ontario, across the Snake river. Judge Wade of Coos county requested the improvement of the Coquille-Bandon road. Judge Smith, of Lake county made a request for the Lakeview-Drews Valley road.

No action was taken on these requests, as the highway commission intends visiting these points within a short time. The commission will leave Portland July 3 with the intention of covering the entire road system of state highways.

While in the mountains Tuesday T. J. Humphreys ran onto a fine buck deer near the mill. The animal did not seem to be in the least excited and slowly trotted away so that all the company got a good look at him. He was a fine specimen, about two years old, and Tom says he appeared to fully recognize the fact that it was closed season and no one was packing a gun for him.

## Notice of Removal.

We have removed our offices from the Masonic Building to the rear of the First National Bank Building and will hereafter be found in the latter location.

WOODSON & SWEET.