

LOCAL ITEMS.

Fred J. Holmes returned this morning from a business trip to Portland.

A. C. Huntington left last evening to spend a few days at Hot Lake.

Mrs. George Good and daughter Mrs. Harned who have been visiting in the Willamette Valley have returned.

Mrs. Peter O'Sullivan is convalescing and will soon be able to get out. —Pendleton Tribune.

Commissioner J. M. Selders of Coos is over attending the Development League.

J. R. Fulp one of the pioneers of Pine Valley is in La Grande today attending the Development League.

Perry Blanchard was called to Lathier today on account of the illness of his brother.

George Zweifel returned to Portland last evening after visiting his cousins Nate and Walt for several days.

Mrs. J. H. Slater and daughter Mrs. A. B. Cherry who have been visiting in Pendleton for several days returned home last evening.

The funeral of Chas. Melquist was held this afternoon from the Elks hall there was a large number of friends of the deceased in attendance.

J. W. Spencer and H. C. Vlaacke left this morning for Wallowa county on timber land business, expecting to return not later than Thursday.

The Lindsey estate has purchased 80 acres of land from Herman Rottig north of Island City adjoining other lands owned by the estate.

Enterprise will entertain the district Epworth League convention of the La Grande district, the date will be in June.

The Baptist Missionary Society will meet tomorrow afternoon at the home of Mrs. M. H. Kirtley, on Fourth street. The topic is India, under the leadership of Mrs. J. E. Stevenson.

J. J. Sheets arrived yesterday from Chicago with a view of making his home in the west. He is a nephew of Boge Sheets of Joseph, one of our former pioneer residents.

Mr. and Mrs. Milton Rows, who have been visiting their daughter, Mrs. Hermann, of South La Grande for several months took their departure this morning for their home in Chicago. They were delighted with our beautiful valley and the Northwest in general.

Chas. Wilson who was arrested last night for short changing several business houses last night had his trial this afternoon before Justice Stewart, who will render his decision tomorrow morning at 9 o'clock.

Workmen are busy this week in the office of the Blue Mountain creamery, making changes and alterations in the arrangement of the office rooms that will result in much greater convenience. Partitions are being removed, and the office room thereby is much enlarged. New paper and fresh paint will be applied as soon as the carpenters are through with their work.

H. D. G. Cox, state organizer of the Farmers Educational and Cooperative Union, arrived from Walla Walla this morning and expects to remain in the valley for several weeks and continue the work commenced recently. His object this time is to organize a county union. Before a county union can be organized there must be at least five local organizations, at present there are three, at La Grande, North Powder and Allice.

Engineer T. R. Berry, who developed the Cove power station for the Grand Ronde Electric company was in the city this morning on his way to Baker City. Mr. and Mrs. Berry are living near Portland having purchased a small tract of land and have set out seven acres in apples and will plant eight acres in walnuts. Mr. Berry is very much interested in our irrigation project and freely expresses himself as believing it to be the biggest thing that this vicinity has ever undertaken.

SHOOTING TOURNAMENT.

A fine shooting gallery has opened on Depot st. next door to Newlin Drug Co. The management is offering a 30-30 Winchester rifle to the marksman making the best 5 shot score this week. (4-26-32)

FAREWELL GATHERING.

A party of neighbors gathered at the home of Mr. and Mrs. A. G. Herrmann in South La Grande last night to bid good bye to Mrs. Herrmann's parents, Mr. and Mrs. Milton Rowe, who left this morning for their home in the East.

After a few hours of happy social intercourse, crackjack, cream candy

and pincho were passed around, and while regaling themselves on the dainties the guests were treated to some excellent old fashioned music on the mouth harp and organ. The guests who so thoroughly enjoyed themselves and who bade farewell to Mr. and Mrs. Rowe with many wishes for a safe journey and a happy life were Mr. and Mrs. Frank Kilpatrick, James and Judson Kilpatrick, Mr. and Mrs. I. W. Faulk, Miss Pearl Hayden, Charley and Ronald Harvey, Mrs. E. J. Sullivan, Mr. and Mrs. French, Mr. and Mrs. H. P. Rowe and children.

DEVELOPMENT CONGRESS

(Continued from page 1.)

cial divisions:

(1) The determination of early rights; (2) The protection of rights, when determined; (3) The granting of new rights; and (4) The granting of storage privileges. Besides these, which will be taken up in order, there are a few important miscellaneous provisions, such as right of eminent domain, limitation of water power franchises to forty years, and suitable penalties to make the law effective.

The enforcement of this law devolves upon the Board of Control, composed of the State Engineer and the Division Superintendents of each of the two divisions into which the state is divided.

DETERMINATION OF RIGHTS.

Any water user may petition the Board for a determination of all water rights upon the stream. Blank forms for such petition can be secured by addressing the Secretary of the Board at Salem. This determination will be based upon surveys and measurements by the State Engineer, and upon the testimony of each claimant. This testimony will be taken by the Superintendent, in the shape of answers to questions upon a blank form. It will later be submitted for the inspection of all interested parties and an opportunity given to contest any of the information offered. In this way, accuracy of information is assured, as self-interest will compel each water user to see that the claim of his neighbor is not in excess of that to which he is entitled.

Based upon the evidence collected, an order will be entered by the Board of Control, determining the rights of all claimants on the stream. This order becomes effective at once and can be enforced by the appointment of a water master. It is later filed with the circuit court for confirmation. Upon final determination by the courts a water right certificate will be issued by the Board of Control, based upon the decree. This certificate will bear the same relation to the water right as a patent from the United States does to the land title.

The cost to the water users for a determination of the right is small. It is fixed by law for different purposes as follows: For irrigation, 15 cents per acre for each acre of irrigated land up to 100 acres, 5 cents for 100 to 1,000 acres, and one cent for each acre in excess of 1,000 acres. For power, 25 cents for each theoretical horse power up to 100, 15 cents for 100 to 1,000, five cents for 1,000 to 2,000, and 2 cents for each horse power in excess of 2,000.

For any other character of claim to water, five dollars.

PROTECTION OF RIGHT.

No protection can be granted by the State for water rights until they are determined. A single determination on a stream is final, because it will involve all claimants. New appropriations cannot complicate the situation, because such rights will be as fully recorded and determined as the early rights.

Upon the final determination of these early rights, a water master will be appointed, who can be called out by any claimant to protect his right. The headgates of all ditches above will be adjusted to admit only the ditch with the poorest right will be entirely closed, if necessary, to protect prior rights.

When a headgate has been lawfully closed, it is made a misdemeanor for the owner to disturb it, and the water master has power to make arrests. The water master is paid by the county in which he is employed.

HOW TO APPROPRIATE WATER.

No right to the use of water from any stream can hereafter be acquired for any purpose without compliance with law. A complete, reliable record of all new rights is essential for the protection of old rights, and to promote the development and

use of our unappropriated waters. The reliability of this record is further assured by the penalty making it a misdemeanor to divert any water until after the issuance of a permit.

The enlargement or extension of an existing ditch will require similar compliance with law to insure a valid water right for the enlarged us.

A different application form has been provided for each of these purposes. These can be secured without cost by addressing the State Engineer, Salem, Oregon. If the application is defective, it will be returned for correction, without loss of priority.

Each application should be accompanied by a fee of three dollars, for examining the same, together with the additional fee depending upon the proposed use, as follows:

For irrigation, graduated as follows: 15 cents per acre up to 100, 5 cents from 100 to 1,000 acres, and 1 cent for each acre in excess of 1,000 acres.

For power, graduated as follows: 25 cents per horse power up to 100, 10 cents for 100 to 1,000, and 5 cents for each horse power in excess of 1,000.

For any other purpose, including applications by municipalities for power purposes, five dollars.

STORAGE OF FLOOD GATES.

Applications for permit to store water should be made upon a separate form, which has been provided. Where such stored water is to be released into a natural channel, a separate application must be made by each person who contemplates its diversion and use. In this way, the records are complete.

The water master is required to protect stored water as it passes down the stream, and permit its diversion by those entitled thereto, less an amount lost by seepage and evaporation. In this way, the investment of capital in storage works is made safe, and the delivery of the water assured.

Construction work must begin within one year from the date of approval of the application, and be prosecuted with due diligence and be completed within not to exceed five years from such date of approval.

The basis of the law is priority of appropriation and beneficial use. All water used for irrigation purposes must remain appurtenant to the land upon which it is used. The use is the basis of the right, and not the capacity of the ditch or the appropriation made. Upon termination of the time allowed, proof is taken by the Superintendent in the same manner as for original determinations, and a water right certificate is then issued, based upon the extent to which the water has been actually applied to beneficial use. The water right certificates, as issued for old rights, are thus placed upon the same footing as those issued as a result of a permit under the new law.

WATER POWER CHARGE.

The payment to the State of an annual charge of twenty-five cents to two dollars per horse power, hereafter appropriated is provided for in a bill which becomes effective on May 22, 1932. This charge is to be based upon the percentage of power appropriated which is put to beneficial use. Since there is considerable loss in the generation and transmission of power, it is apparent that the maximum charge will probably amount to but little over one dollar.

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Change of program Sunday, Wednesday and Friday. Matinee: Monday, Wednesday and Saturday. Doors open at 2:30 p. m. Evening performances at 7 p. m.

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La Grande's Foremost Vaudeville Theatre, Depot Street.

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