



Malheur Enterprise



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IRRIGATION DISTRICT LAW

Grants Municipal Powers-- Omitted Lands May Come in-- Entire Management in Hands of the People.

There having been expressed some doubts as to the municipal character of irrigation districts as well as to the possibility of lands omitted under the original organization of such district being able to come into the district after its organization, the Enterprise takes pleasure in submitting to its readers a complete copy of the irrigation district law of the State of Oregon as it may apply to organization and management.

That the farmer under the district runs any risk other than that which is necessary if land is irrigated by any system where funds are necessary other than those funds immediately at hand, in other words where money is to be borrowed, is an erroneous conclusion. The risk is unquestionably less and the price realized for securities sure to be more.

For the further purpose of showing the people under the Warm Springs project that statements that the people of the district will not control their affairs are without foundation the Enterprise wishes to call attention to the plain and easily understood words of the law.

The Enterprise hopes every owner under the system will make a study of the matter and if in doubt the Enterprise will furnish reliable authority for every statement regarding business connected with the organization and management of a district up to and including plans and specifications for construction. They will furnish such authority as is unimpeachable not however going so far as to refute wild statements made in adverse street corner conclaves.

It is to be noted that any state land included within the boundaries is not exempt from the indebtedness incurred.

AN ACT
To amend Sections 6187, 6168, 6179, 6182, 6206, of Lord's Oregon Laws, as amended by Chapter 225, Laws of Oregon for 1911; Sections 6170, 6192, 6186 of Lord's Oregon Laws as amended by Chapter 197, Laws of Oregon for 1913; Section(s) 6178, 6181, 6185, and 6214 of Lord's Oregon Laws, and repealing Section 6183 of Lord's Oregon Laws, all relating to irrigation.
Be it enacted by the People of the State of Oregon:
Section 1--6167. Whenever fifty, or a majority of the holders of title to lands susceptible of irrigation from a common source or combined sources and by the same system or combined systems of works desire to provide for the irrigation of the same, they may propose the organization of an irrigation district, under the provisions of this Act, and when so organized such district shall have the powers conferred, or that may hereafter

(Continued on page 2.)

NEW BILLIARD ROOM FINISHED

A. S. Hunt announces this week the opening of his amusement rooms at the Grand Central building.

Among the other attractions Mr. Hunt has fitted up a neat and commodious Bowling Alley for gentlemen and ladies, which will be one of the principal attractions in the city as soon as the play starts.

Other rooms have been fitted up and furnished with billiard and pocket billiard tables, card tables, and a large fresh stock of cigars, tobacco, confectioneries and soft drinks.

Mr. Hunt formerly conducted one of the most popular billiard rooms and cigar stores in the city, and his new amusement rooms bid fair to be a popular attraction again.

ZERO WEATHER OVER MALHEUR

The past week has been one of uncertainty in the weather. The heavy snows of the past month are gratifying to residents of the upper country. The cold weather has been endured with equanimity by the farmers as that, coupled with the heavy snow, insure plenty of water in all reservoirs the coming spring while the condition of the ground in the upper regions of the county warrant hopes of a successful dry farming season.

It is said the thermometer reached 20 below Sunday night. Three feet of snow is reported at Ironside and five feet in Mormon Basin.

NO VERDICT IN POWELL CASE

Jury Refuses to Decide Upon Case After Long Deliberation--Will be Again Tried in April.

The case of state vs. Morris Powell, charged with assault with intent to kill, for shooting Elmer Moudy at Cow Valley recently, has been continued till the April term of court, the jury on the trial at the present term disagreed, after being out 30 hours. The circuit court last week was once more encumbered with police court criminal cases. A colored couple were up for statutory crimes and indicted by the grand jury with insufficient evidence followed by faulty indictments.

Both cases were dismissed. James H. Childers, who brought a suit to replevin a team of horses that had been attached by John H. Myers, of Haines, and was in the hands of Malheur county officers, succeeded in convincing the jury that Sheriff Brown was in error in attaching the stock.

Myers had given an indemnity bond in order to secure the attachment of the horses therefore Malheur county and the sheriff will come out unscathed.

The Sheriff's office was notified from Ontario Wednesday that Jack Berry had been caught by Randall Sage in his granary in the act of stealing grain, and that Berry had been bound over to the grand jury.

NEW SCHEME FOR EXAMS

SALEM, Jan. 14.--In the May and June eighth grade examinations a new plan will be tried in testing the pupils in the subjects of U. S. History and Civil Government, according to a statement issued today by State Superintendent of Public Instruction J. A. Churchill. During the examination the pupils will be allowed to refer to their text books, but the questions will be so framed as to test the ability of the pupil in expressing what he has learned in clear, concise language. The advantages of such a plan are, that it permits the teacher to emphasize the historical events which she considers most important; it gives the trained teacher greater freedom so that she can do a much higher quality of work than simply helping the pupils to "cram" for an examination; it frees the teacher and the pupils from so teaching and studying as to make the examination the end; it tends to give the pupils power of expression and eliminates the memorizing of unimportant dates and facts.

"There is always danger," said Superintendent Churchill, "of the examination system developing a question and answer method of teaching. Any plan whereby the examination becomes the end is unpedagogical, and the examination usually deteriorates into a memory test. With this new plan if the teacher will adopt it for the pupils' monthly tests they will learn by the close of the year how to use the text as merely a reference work in writing their final papers. The questions will be so worded that it will be impossible for the pupil to copy any amount from the text book, but he will find help by turning to it to refresh his memory on some point that has escaped him just for the moment. When writing an examination a pupil often finds that he can not recall the answer to a question. He is then liable to become so nervous and frightened that he will fail in the entire examination. This is really the commonsense way to prepare a pupil for his work in the every day world, for if a man has to write an article or prepare a paper on any subject, he does not attempt to depend upon his memory for the proof which he wishes to use from various sources to substantiate his statements; rather, he has on his table a number of reference works dealing with the subject upon which he is writing. The eighth grade examinations, to a very large extent, set the standard for teaching, and I am very confident that this new plan will strengthen the work in the eighth grade and give the pupil much more power and confidence than he gains from the memory tests. If his class standing has been high during the year and his English work what it should be, he will pass a good examination. If his class work has been below par, the open book will be of no help to him during the short hour of the examination."

VALE BOY DIES IN PORTLAND

Clarence Mansur Succumbs After Serious Operation for Cancer--Was Well Liked in Community.

Clarence Mansur died suddenly at the hospital in Portland Monday, the immediate cause of death being a hemorrhage, resulting from the recent surgical operation for cancer.

A report received the Saturday previous to his death was to the effect that the patient was able to sit up and was in a fair way to recovery.

The remains arrived in Vale Thursday and the funeral service was held at the Christian church Friday afternoon, burial being at the Vale cemetery. Rev. F. L. Cook conducted the funeral ceremonies, the deceased being a member of the Christian church of this city.

The pall bearers were David Ellis, Herbert Lynd, James Cook, Leslie McPherson, Clyde Ellis and Floyd Harris, his fellow members of the Christian Endeavor.

Clarence Mansur was born at Bloomfield, Iowa, May 22, 1891. He was a young man of an exemplary character, and a large circle of warm friends join in the grief of the family for his untimely departure.

NEW LAW FIRM INAUGURATED

Vale has a new law firm. Judge George E. Davis and Bruce R. Kester have joined forces and will work under the firm name of Davis & Kester. Judge Davis, for eight years circuit judge of this district, is an able lawyer with an extensive practice and many friends.

Mr. Kester occupied the position of register of the land office until relieved by administration changes. Thoroughly acquainted with land practice and a close and thorough student, Mr. Kester will bring great ability into the new firm.

With an assured improvement in times the new firm will join in the procession marching towards success.

If you have opinions you also have prejudices.

It is possible to be so cautious and deliberate you will never get anything done.

TEAMS WILL MEET IN VALE

First of Debate Series to be Started at County Seat--Will be Between Ontario and Vale.

Teams from Ontario and Vale high schools will meet in debate at the Vale high school auditorium January 28th, this being the first debate for the championship of the 9th district of the Oregon State High School Debating League.

The 9th district comprises Malheur, Harney and Baker counties, but Ontario, Nyssa and Vale high schools have entered the only teams for the debate in this district. The winner of the Ontario-Vale debate will meet the Nyssa team and the winner of this debate will be the champion of the 9th district.

The district champions will then debate by districts till the contest is narrowed down to two teams, and the final debate will be held at the University of Oregon in May.

Freeman Kirwin and David Ellis will represent Vale. We have not learned the names of the Ontario representatives. The debate at Nyssa will take place Feb. 4th.

DEATH OF AN OLD PIONEER

R. D. Greer, who was in the mercantile business at Ontario for many years, having founded the store which afterward became the Malheur Mercantile company, died at his home at Ontario, California, the first of this month.

He was well known in Malheur county in early days, and has many warm friends here. He was grandfather of Mrs. H. H. Williams of this city.

LONG-ANDERMAN

Crittty Long and Mrs. Hattie Anderman were married in Vale Tuesday, Justice J. R. Wheeler tying the Hymeneal knot.

Both are well known in Vale, and their friends gave them the usual send-off with cowbell accompaniment.

Another painful companion is the one who wants to improve all his spare moments.

AUTO LAW WILL BE PROSECUTED

Sheriff to Arrest Every Auto to Owner and Chauffeur Not Complying Strictly to New Ruling.

The state officials are sending out strict instructions to the sheriffs, deputy sheriffs, constables and city marshals over the state to keep close watch of all autos and auto drivers to see that they have proper license numbers.

It is stated that many are still using the old 1915 number plates, and many chauffeurs have not renewed their licenses. Two number plates are required for each car, one at the front and one at the rear. Complaint has been made that some car owners have pooled and bought one license for two cars, one taking the front plate and the other the rear plate, both operating on the same number. When asked by an officer why they do not display both numbers, they state that one has been lost.

Many other subterfuges are being used to avoid paying the license, and the state officials have decided to arrest and fine every car owner and driver who does not comply strictly with the law and all of it.

Sheriff Brown of this county asks all who are not up to date with their auto licenses, to get right immediately, as his instructions will be followed to the letter.

CATASTROPHE IS AVERTED

Cold weather of Sunday night caused a near catastrophe at the residence of B. R. Frick Monday morning. The water connection between the water back in the range and the hot water tank froze solid and the hot fire built in the morning caused the water back to blow up.

Fortunately no one was in the kitchen at the time. The range was completely wrecked; the force of the explosion hurled the range covers to the ceiling and utterly demolished the fire box of the range.

Forgetfulness in this matter is the cause of trouble in many houses where cold weather is unusual.

So many of the investigations fail to investigate.

TO BACK WARM SPRING PROJECT

Vale Chamber of Commerce Decide that Time is Ripe for Effort to Build Big Reservoir.

At a preliminary and informal meeting at the Chamber of Commerce rooms Saturday last it was agreed that the time was ripe for the inauguration of some attempt to build the Warm Springs reservoir.

Several plans were discussed and two of them met with general approval. It is expected that a proposition will be submitted to the owners and farmers in the district at an early date for the formation of a district.

It was deemed advisable to publish matter pertinent to such work to the end that every owner in the district may be enabled to judge for himself as to the advisability of immediate action.

The Enterprise therefore today publishes the executive portion of the statute for the formation of districts, which was amended in 1915 and which is now pronounced the best law of any enacted by western states for the protection of farmers under district plan for irrigation systems.

It is difficult to see wherein this law can be improved, was the consensus of opinion at the meeting, and readers of the Enterprise should carefully read every word and thoroughly digest it that they have a clear understanding of its purport.

U. S. ENGINEER ON CO-OPERATION

Extract from a paper read by U. S. Engineer E. G. Hopson in charge of reclamation work in this section:

I believe the sentiment of the Western irrigationist has crystallized around this principle of co-operation and the local district idea. In this matter I do not pretend to voice the views of the Interior Department, in fact I do not know what they are, but as an individual I would not favor any considerable extension of the resources of the Reclamation Service unless such extension were coupled with this important feature of local cooperation and control.

What is probably of more importance is, however, the probability that any new financial aid without such cooperative feature, would not be politically practical.

If, however, the entire Western delegation comes to Congress and shows that in connection with future national prosperity and defense, the Western territory and particularly the Pacific States should be highly developed both in population and wealth, and that such development necessarily implies a considerable measure of national aid in irrigation work, and if it can further show that the Western States are prepared to shoulder their part of the burden and cooperate with the Government on a dollar per dollar basis; then I can see every reason to expect that success might be achieved, even as early as the present session of Congress. This achievement would be a fitting culmination to the work of the Reclamation Service as it would make the latter truly national in character and result.

ENTERTAIN AT NEW RESIDENCE

Mr. and Mrs. H. C. Eastham entertained their friends in royal manner Thursday afternoon and evening, a large number of ladies being in attendance in the afternoon and some fifty ladies and gentlemen were entertained during the evening.

The occasion was the celebration of the completion and moving into the new and splendid residence of the host and hostess. Certainly Mr. and Mrs. Eastham are to be congratulated on owning so fine and well equipped home. Comfort will surely be theirs and happiness was wished to them by their many friends.

Miss Margaret Lowell, daughter of Judge Lowell of Pendleton, visited with Mr. and Mrs. Leslie L. Hope of this city Monday to Thursday of this week. Miss Lowell was a schoolmate of Mr. and Mrs. Hope at the Pacific University at Forest Grove.

There is more bad disposition of grip than in squirrel whiskey.

SHOT MAN IN SELF-DEFENSE

Six Eye Witnesses Bear out Testimony That McFadden Was Justified in Act Injured Man Recovering.

D. A. McFadden, formerly of Vale, and who now conducts a restaurant at Riverside, shot Tom O'Neil, a railroad workman, who was drunk and came into the restaurant and attacked Mr. McFadden with a handful of stones.

Deputy Sheriff Lee Nbo went to Riverside upon a telephone call from Mr. McFadden, who called the sheriff's office and gave an account of the affair. Mr. McFadden and six eye witnesses to the affair were brought to Vale.

O'Neil is said to be a very decent fellow when not drinking but upon this occasion he wanted to fight and didn't care particularly who he scrapped with. He first attacked Mike Zupan, who was in the restaurant, but Mike gave him the worst of it and the aggressor was put out of the house. He came back shortly afterward and attacked McFadden, but was again put out. He then went out and tried to secure a gun, saying he would kill McFadden, but later returned and attacked McFadden with stones, driving him behind his counter, where he picked up a revolver and shot O'Neil in the face. The bullet entered just below the eye, but did not pass through the head, and it is believed he will recover.

The foregoing is the story told by six eye witnesses of the affair who were brought to Vale by Deputy Sheriff Noe. They are: Mike Zupan, Otto Cronholm, Ralph Hood, O. J. Poe, Dave Ping and R. E. Derbyshire. The newly appointed grand jury met and examined witnesses in the matter of the shooting of Clair O'Neil by D. A. McFadden at Riverside Tuesday. The examination resulted in the jury making no report in the matter the evidence showing that McFadden was clearly justified in his act.

WILLIAM FOX FIRST RUN FEATURE PICTURES TO BE EXHIBITED IN VALE

Mr. Quisenbury, of the Rex Theatre, was agreeably surprised last evening when Mr. Albert W. Eden, the William Fox representative, dropped in on him.

It was Mr. Eden's first visit to Vale and upon being interviewed by an Enterprise representative, he said, "My first impression after seeing the electric sign 'VALE' was surely a good one. The city of Vale most certainly has an air of being substantial, prosperous and thoroughly up to the times. It does not have that mushroom appearance which so many western cities have, and as to the buildings and theatre they would do justice and be a credit to a much larger city."

"Vale has a most enterprising theatre and the best compliment I can pay you is to tell you that in the future we will allow Mr. Quisenbury to book first run Fox Features. I sincerely trust that the residents will show their appreciation by their patronage."

"These pictures will be the same as New York, Seattle, Spokane and other large cities have played in the last few weeks. The first picture to be exhibited of this class will be the Two Orphans starring Theda Bara. The next will be Betty Nansen in the Song of Hate, followed by The Regeneration, Carmen and others."

It is now up to the people here to show the Rex Theatre that even at a slightly increased price, we want to see the best. Mr. Quisenbury regrets that he had already announced his next week's picture, but is highly pleased at being able to show pictures of this kind.

Mr. Eden, during the interview with the Enterprise man, stated that William Fox is now making a picture in the Bermuda Islands, at a cost of one million dollars. Annette Kellerman, who is one of the stars, nearly lost her life last week. It seems that she floats down some swift rapids, with both her feet and hands tied, and while doing this she bumped into some projecting rocks.

The Two Orphans, which the Rex Theatre will show next Wednesday, is the story of two girls, one of whom has the simple life while the other, Theda Bara, has a liking for the bright lights. The ending is as usual in all cases of this kind.

Some grip medicine makes one feel worse than the grip.

Executive positions vary from hard work to drawing a salary.

DISSOLVING VIEWS

BY BART

