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NO. 46

WURZWEILER & THOMSON

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LINES ARE NOT PERMANENT

Crook County May Yet Be Freed From the Forest Reserve Load on Its Shoulders.

The darkness surrounding the reasons for the withdrawal of so many acres of land in Crook county and other portions of Interior Oregon for forest reserve purposes, has been partially removed by the recent statements of Secretary Hitchcock to the effect that the withdrawals were made principally to ward off the ravages of the scrippers, speculators and land grafters.

It is stated that only a portion of the land which has been temporarily in reserves will remain so, and that most of it will again be thrown into the public domain. This action, however, is not likely to take place until after congress has convened, and an effort made to repeal the timber and stone act, the desert land law and the forest reserve lien land law. Secretary Hitchcock is said to be in favor of the outright repeal of the latter act and if his intentions are carried into practice, individuals still possessing their rights to file will breathe easier.

Crook county residents will also welcome the news that it is not probable that all of the lands in the temporary reserves will be withheld from future entry, and the sooner that the lines are annulled the quicker will the county develop.

MORE HAY IS DESTROYED

Two Hundred Tons Belonging to Judge Biggs and Others Burned Last Thursday.

Fire destroyed two hundred tons of hay on the ranch belonging to County Judge Biggs, three miles east of town last Thursday afternoon. One hundred and seventy tons belonged to Judge Biggs, 20 tons to A. G. Scoggins, five to Sam Sylvester and the same amount to Clay A. Simpson. Mr. Simpson had hauled almost all of his and was fortunate enough to have only a few tons left in the stack that was burned.

The fire started about 2 o'clock in the afternoon and it is thought from incendiary origin. The fire was similar in many ways to those started in haystacks near Mitchell last year by the use of phosphorus, and it is thought that the same chemical was used by some miscreant to start this one.

Mr. Biggs was selling out the hay in small quantities to those having stock to feed, and the loss will be felt by a great many others besides the owners. It is unfortunate to the whole community that in this large amount of hay should be destroyed especially when feed is scarce. The loss in round numbers will amount to \$2000.

CLEVE DONKEL ACQUITTED

Jury in Circuit Court Finds Accused Not Guilty of Murdering His Father.

Cleveland M. Donkel was acquitted by a jury in the circuit court of the murder of his father on September 6. The case was given to twelve men at 12:30 o'clock Friday afternoon and after eight hours of

balloting returned a verdict of not guilty.

On the first ballot cast two of the jurors stood for a verdict of murder in the first degree, two for murder in the second degree, and the balance for acquittal. After an hour's argument a ballot was cast showing three in favor of a verdict in the first degree, and two for murder in the second degree. After this second ballot was cast the tide turned the other way and four of those standing for conviction went over in favor of acquittal. Only one juror stood out for conviction during the remaining six hours that the juryman struggled for a decision. Altogether eight ballots were cast, the verdict being returned at 8:40 Friday evening.

As soon as the verdict was announced Judge Bradshaw discharged the prisoner from custody. He left with his brother and sisters the last of the week for the family home near Lava.

FREIGHT FOR PRINEVILLE

All of the Burns Traffic Will Come Through This City Next Year.

The business interests of this city will feel the benefits of the change in shipping routes which is to be made by the Burns merchants next year. As soon as the roads open in the spring, the heavy shipments which have formerly gone to Huntington by rail thence to Burns and vicinity by teams will be sent to their destination by the way of Prineville. This move will include not only the freight going into that district but all of the wool and other marketable products to be shipped out to the railroad.

The change in routes is due principally to the dissatisfaction with the warehouse at Huntington, which persist, it is said in handling freight to suit themselves and not in accordance with the wishes of those whom it is for. The second reason lies in the fact that at this season of the year shipments from Portland are being sent east into a colder climate, and a district whose climatic conditions cause the roads to be blocked against freighting too early in the fall. By having their goods shipped to Shaniko, then hauled from there through Prineville, these difficulties will be greatly overcome, as the roads in this section are in much better condition for hauling during the entire winter than those on the route which is now being used.

The Burns merchants feel, too, that in shipping their products to market by the way of Prineville, they are saving them west toward the coast and cheaper transportation rates, and that the difference in the latter will fully compensate them for the increase in the distance which their goods will have to be hauled. Another feature which has its weight is the fact that Shaniko is one of the best wool markets in the west.

At present the Burns business houses are getting their merchandise from Huntington and Ontario and hauling it a distance of 182 miles. The change in route which will go into effect next spring will increase this distance to 215 miles. It is stated that a representative of the Columbia Southern railroad will visit Burns next spring and endeavor to get the roads between that point and Prineville into as good condition as possible for the increased traffic which is soon to go over them.

HOLD YOUR TIMBER CLAIMS

Pool Is Being Formed With the Albany Claimants to Secure Reasonable Prices.

Every owner of a timber claim in the northern part of Lake or Klamath counties, who is desirous of getting a reasonable price for his pine, should sign the agreement which is being circulated in town for the purpose of pooling the claims and holding for a price satisfactory to each individual claimant. The move which has been instituted in this city, in conjunction with the timber land owners in Albany, is one of the best on record and a successful termination of it means much in a financial way to those whose names are on the list.

The agreement which every one owning a claim in either of the above named counties will be asked to sign, is simply a pledge on the part of the owner to hold his or her claim with others for one year from January 1, 1904. During that time the signers of the agreement agree to sell for \$3000, and for a price no lower unless it is so agreed by a two-thirds vote of all the members in the pool. There are no bonuses, no grafts in the scheme, and it has been inaugurated for the sole purpose of benefiting the individuals who own timber in that belt and who are desirous of obtaining a decent and respectable price for their property.

In Albany, 104 persons have joined the pool. These members held a meeting a short time ago and unanimously elected Judge H. H. Hewitt, Dr. N. E. Winnard and John Fosby as a committee to secure the co-operation of other timber holders residing in Prineville and its vicinity, and interest timber companies who are willing to pay for what they are getting. Dr. Winnard was in Prineville last Saturday and Sunday and secured 31 signatures to the agreement. There are 134 more who own timber in Klamath and Lake counties and practically all of these will be seen this week or word sent them by J. F. Spinning, who is looking after the matter in Prineville.

Dr. Winnard has spent considerable time in working up the agreement among the timber owners and there seems to be no doubt but that 250 or more claimants in that district inside of the next week will be parties to the agreement to hold their claims for the price named. Timber companies have been notified that the pool was forming and Judge Hewitt who is known all over the Willamette Valley has given out that the price asked for will not be excessive provided they can get together enough claims.

WEEK'S COURT PROCEEDINGS

Record of the Cases Disposed of During the Last Days of the Present Term.

Circuit court was in session just six days. It convened Monday, Oct. 19, and adjourned the following Saturday; the Donkel murder case consuming two days out of the week. Besides the ones published last week, the following cases were disposed of:

- 949—Charles Altschul vs William Casey; damages. Judgment on verdict.
- 1045—Chas. Erickson and T. H. Watkins vs Ed Dorgan & Co.; recovery of money. Dismissed.
- 1063—J. L. McCulloch vs S. A. D. Pater; recovery of money. Continued.
- 1064—Mrs. E. E. Briggs vs D. A. Findley; recovery of money. Continued.
- 1071—Christina Erickson vs A. C. Palmer; recovery of money.

Continued.

- 1080—Application of Lyn Nichols and Alfred Tipton to register title to land. Default.
 - 1017—Ed Harbin et al vs W. C. Wills. Dismissed.
 - 1054—Northwest Thresher Co. vs T. B. Tucker. Default and judgment for plaintiff.
 - 1055—Charles Erickson vs T. H. Watkins. Continued.
 - 1058—J. B. McDowell vs Ed Harbin. Dismissed.
 - 1059—A. Zell vs Ed Harbin. Default. Judgment and ordered to sell attached property.
 - 1060—Naomi Salomon vs Ed Harbin. Dismissed.
 - 1067—Elkins & King vs W. H. Smith. Dismissed.
 - 1069—G. W. Whitsett vs P. B. Poindexter. Judgment for plaintiff for \$142.50.
 - 1070—Otto Uggla vs A. C. Palmer. Continued.
 - 1078—Millie Yocom vs Albert Yocom. Decree granted.
 - 1082—Hugh Sweetney vs Jack Brogan. Dismissed.
 - 1090—W. H. Zell vs Laura Zell. Continued.
 - 1091—Prineville Land & Livestock Co. vs Jacob Kaser. Fine of \$10 on plea of guilty.
 - 1092—Prineville L. & L. Co. vs W. J. Schmidt. Continued.
 - 1011—Patrick Hastings vs James Hastings. Confirmation granted.
 - 1020—Joseph Lister vs Geo. M. Lowellen, Olive R. Lowellen and Joseph Lister. Confirmation granted.
 - 1056—O'Neil Bros. vs Charles Don. Dismissed.
 - 1068—R. L. Sabie vs C. Sam Smith et al. Settled and dismissed.
 - 1094—State of Oregon vs James A. Boggs. Continued.
 - 1081—Ben Pettyjohn vs J. W. McConigill et al. Referred to M. R. Elliott.
 - 1090—Salomon, Johnson & Co. vs L. H. Hamilton. Judgment of county court affirmed.
 - 1085—J. W. McConigill vs J. H. Taylor and G. D. Taylor. Dismissed.
 - 1086—Clara Bennett vs L. W. Bennett. Decree granted.
 - 1048—Emma Lane vs W. J. Lane. Decree granted.
 - 1076—Mary Booksher vs W. F. Booksher. Decree granted.
 - 1087—Nannie J. Perkins vs Phillip Perkins. Decree granted.
 - F. M. Post was a business visitor from Post this week.
- ### CATTLE BUYERS IN TOWN.
- Portland Meat Companies Send Representatives But Prices Offered Are Low.
- J. H. Phirman, buyer for the Union Meat company of Portland, was in the city the first of the week to look over the cattle situation and buy stock for his firm. He left Monday for the Beaver Creek country and will spend several days in that vicinity where he expects to buy several hundred head of beef cattle. He stated while here that his company was paying \$3.25 for steers, and \$2.25 for cows delivered at Shaniko. It is probable that he will buy about 100 head of J. F. Houston of Crook while in that district.
- D. H. McCarty, of the Northwest Meat company, is another cattle buyer who has been in Prineville during the past week. Mr. McCarty left Monday for Deschutes where he expects to purchase some stock from J. H. Montgomery who has already rounded up his cattle for the sale. Mr. Montgomery made arrangements with Mr. McCarty some days ago to sell provided the two could agree upon a price. Mr. McCarty did not state while in the city what prices he would pay.

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