

Crook County Journal.

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PRINEVILLE, CROOK COUNTY, OREGON, OCTOBER 13, 1904.

NO. 44

SPECIAL SALES

IN ALL LINES

AT

THE BEE HIVE

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Midsummer Stock taking over and we must have room for fall goods which will soon arrive.

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LOCAL OPTIONISTS FILE PETITION

But the Question of Prohibition Will not Be Voted Upon This Fall.

The local optionists filed their petition just in the nick of time last week. Saturday was the last day during which the law allowed them to bring before the county the matter of voting upon prohibition, and it was 4:20 o'clock before the petition with its 152 signatures was placed in the hands of the county clerk. Even then the optionists had been too hasty in securing names, and as a result of the illegal signatures the question of local option is not likely to appear upon the official ballots to be voted on at the election next month. Thirty-six of the signatures on the petition it was found were not upon the registration books as provided for by the law and they in consequence were stricken off the list. The balance of 116 was not enough to fulfill the requirements of the law, that number falling 16 short of the total required by the statute as it applies to this county. The matter, however, has been referred to district attorney Menefee and unless his decision is such that it construes the intent of the law differently from the views taken by County Clerk Smith and the local lawyers, the space for the "Yes" and "No" will be left vacant on the ballots and no vote on the question will be cast.

In determining whether the petition was a legal one and entitled to a "dry" place on the records, County Clerk Smith was guided by Sections 1 and 6 of the local option law itself. The former reads as follows:

"In determining whether any such petition contains the requisite percentage of legal voters, said percentage shall be based on the total vote in such county or subdivision of county, or in such precinct, as the case may be, for the Justice of the Supreme Court at the last preceding general election...."

The total vote in Crook county at the last election, which was held in June, for the Justice of the Supreme Court was 1317 and 10 per cent of this vote would be 132, the number of signatures required on the local option petition to make it legal. At first glance, the petition with its 152 names attached, was under cover, but Section 6 made the hearts of the opposition glad. The section in question provides that

"The county clerk shall, upon receipt of such petition, immediately file the same and shall thereupon compare the signatures of the electors signing the same with their signatures on the registration books of the election then pending...."

When comparison was made it was found that 36 of the names appearing on the local option petition were not upon the registration books. These were thrown out and those remaining were not sufficient to give the petition the required legal coloring.

The second provision of the last named section provides that if there is no election pending then the signatures on the petition shall be compared with both the registration books and the blanks on file for the preceding general election. This second clause combined with the first gave rise to a question of several minutes duration and legal talent was called in to figure the matter out. The local lawyers are of the opinion that the statute is clear and inasmuch as an election is pending the signatures on the petition must also appear on the registration books, and that the blanks on file in the clerk's office should not at this time be taken into consideration. The matter, however, has been referred to the district attorney and unless his construction of the law varies radically from that given it by the local attorneys, the petition will lie in the condition that it is at present—dead.

CATTLE RUSTLERS STILL AT WORK

Bold cattle rustlers are making much trouble for cattlemen in the mountain ranges of Josephine County. Unlike the rustlers that operate on open prairie range, these thieves have a different method of procedure, as they kill the heaves in the woods and bring the meat by wagon to Southern Oregon market places, either disposing of it to the butchers or sell it in small lots to private families.

One leading Josephine County cattleman stated today that he has lost all told, about 25 head of cattle, most of them beef steers in prime condition. Some of his neighbors have suffered also, and to prevent further losses they have placed a number of men, well armed, on the range. These men will make "dry" camps, build no fires and follow no beaten path. Thus their location will never be known. They will get their supplies as needed from the ranchers for whom they are working. They will stalk the woods and lie in wait day and night, in an untiring attempt to catch the thieves. They do not want to make trouble, and will try to avoid it, but if the rustlers try to escape or show fight, there will be gun play, as the cattlemen are determined to bring the lawbreakers to justice.

For over two years this method of stealing cattle has been in vogue in Southern Oregon. The old plan of going onto the range and driving the animals out is impossible now, as this cannot be done without following the main traveled roads, and as every "critter" is branded it is unsafe to attempt their sale, even though they were driven into an adjoining state. The extensive range, deep woods and many mountain trails give excellent opportunity for the thieves to enter by pack animals, kill one or more heaves, sack up the meat and silently withdraw, finally loading it on wagons when the valley roads are reached.

THE CIRCUIT COURT DOCKET

From present indications the docket for the October term of the Circuit court, which convenes next Monday morning, is one which will consume the attention of both judge and jury for more than the usual length of time. Beside a large docket of civil cases, the grand jury will be called upon to decide upon several criminal cases. Two cases of assault will be acted upon and Oscar Baldwin and Melvin Hughes, the two men now confined in the county jail for larceny, will appear before the jury on a charge of horse stealing.

- 1900—Naoma Salomon vs Ed Harbin. Recovery of money.
- 1901—J. L. Galloway vs S. A. D. Pater. Recovery of money.
- 1904—Mrs. E. E. Briggs vs D. A. Findlay. Suit for damages.
- 1907—Otto Uggla vs A. C. Palmer. Recovery of money.
- 1907—Christina Erickson vs A. C. Palmer. Recovery of money.
- 1908—Henry S. Cram vs C. A. Patterson. Right to naming property.
- 1101—L. D. West vs H. W. Reed et al. Libel.
- 1110—Augusta M. Jolly vs John Q. Jolly. Divorce.
- 1112—S. H. Dorrance vs H. W. Reed et al. Libel.
- 1120—Clara B. Caldwell vs Winifred O. Caldwell. Divorce.
- 1114—Peter Delore vs B. Delore. Recovery.
- 1116—J. H. Smith vs Dick Vandervort et al. Recovery.
- 1117—Louis Soule vs L. M. Mills. Recovery on note.
- 1121—D. A. Findlay and S. M. Findlay vs L. E. Allingham. Recovery.
- 1122—C. E. Lytle vs A. M. Drake. Suit for commission.
- 1123—Wm. Baldwin and Isaac Troth vs J. A. Elliott et al. Recovery.
- 1124—J. E. Bixby vs Maud E. Bixby. Divorce.
- 1125—Harvey Cyrus vs Julia Cyrus. Divorce.
- 1126—Bidwell Cram vs J. H. Garrett. Right to water.
- 1128—Mary E. Bowring vs Ralph G. Bowring. Divorce.

FLOUR MILL TO BE BUILT AT MADRAS

Wasco Warehouse Milling Company to Erect 100 Bbl. Plant This Fall

Arrangements have been completed for the erection of a big flour mill in the Willow creek basin at Madras, and it is expected by those interested in the project that the building will be finished and the machinery set in running order by the middle of January.

The plant is to be installed and operated by the Wasco Warehouse Milling company and grounds have been secured at Madras for the new building. The mill will have a capacity of 100 barrels of flour per day and work on the structure and the setting of the machinery will be rushed as rapidly as possible so that the mill can be put in running order at an early date.

Residents throughout the entire Agency Plains country are greatly interested in the new project as it means a much shorter haul for the products of their wheat farms, and prices generally will be about the same as they are at present. The Madras mill will derive its entire supply from that section of the country which is abundantly able to furnish all the grain needed. The new mill will not, however, greatly effect the production of the local mill which will continue to draw its supply also from the Agency plains country and from other districts in the county which are just now being opened up. Each year sees a greater number of acres put into wheat and especially in this true of the district lying in the vicinity of Powell Buttes which are directly tributary to this place. With the completion of the irrigation canals a still larger area will be devoted to the production of the cereal and the result will be a supply of wheat capable of keeping two mills and perhaps two more well filled.

It is not known as yet at what expense the Wasco company will erect the new mill, although it is stated that the plans will call for an extensive building and one or two large warehouses in which the grain will be stored. In the Madras district representatives of the Wasco Warehouse Milling company, or those who are in close touch with these people, have denied that the company intended to build a plant in the Willow creek basin or were even contemplating such a move. It is probable that they did not wish at this time that the matter become public, but the news of their plans and arrangements which the company is making has come to The Journal direct from headquarters. It is probable that before another month has elapsed active work in laying the foundation for the new mill will have commenced.

IRA CONNETT HEADED FOR CROOK COUNTY

Ira Connett, the youthful horse thief, who was arrested recently by Sheriff Smith and taken to Linn county after escaping from the officers and being captured in the vicinity of Ashwood, has escaped for the third time. He sawed his way out of the Linn county jail last week and a sheriff's posse is now looking for him in the mountains where it is believed he is lying in wait for the opportunity to make his way into Crook county again. The Albany Herald gives the following account of the sheriff's efforts to capture the fugitive: Sheriff R. L. White returned yesterday forenoon from the Sweet Home neighborhood where he spent the past two nights and one day in his search for Ira Connett, the escaped prisoner. The sheriff located the prisoner in the neighborhood of Green Mountain, this side of the Connett family home, and distant from that place about eight or nine miles. He left four men to hunt for the fugitive, while he returned to this city to look after the affairs in the office for a few hours, and this morning he will rejoin the party of deputies on the trail of the fugitive.

BASEBALL AGAIN NEXT SUNDAY

The baseball fever seems to have struck a soft spot among the city fans, and as a result the clerks in the retail stores will line up against the Athletic club's team on the diamond next Sunday. The purse is to be \$7 the winning team can eat, in other words a good, hot steaming dinner, at the place and time and in the quantities to be designated later by the victors.

The line ups have not as yet been decided upon, but part of the players who have appeared in the Athletic team this summer will assist the bean shovelers. Everybody says it's going to be easy money, but they don't say which way. Bets are already being made that neither side will score less than 64 runs, but anyway there will be plenty of sport for the most sporty and the raw material from the stores will be given an opportunity to stand on "their heads, bite the dust, get their faces dirty, and provide amusement in general for the occupants of the bleachers.

They Have Arrived

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