

# Riparian Rights

A dispatch from Salem asys that if the plaintiffs do not so desire. the decision of the supreme court | The decision also declares and esin the Hough-Porter water right tablishes the right of the court in case, from Lake County, will go complicated cases of this kind to far toward clearing the way for ir- disregard some of the admission chutes River, in Creok county. admission conflict with the rights tains more than 250 choice recipes. There has been more or less un- of some of the parties. In other certainty concerning the irrigation words, the court, having all the work in the Deschutes country parties before it, will determine because riparian owners have their rights according to the asserted rights seriously conflicting evidence. water.

the irrigation company to take all number of parties with varied the water it needed, there has been interests.

sell or trade for stock, cows preferred. Separator nearly new. For particulars see J. H. Smith, Princeville, Or. 12-31-24p uncertanity because of the unsettled riparian rights. But the decision Harriman May Build. condition of the law as to the of the Supreme Court assures the reclamation company and the settlers on its lands that the owners of riparian lands cannot Cascades near Mount Jefferson and stream undiminished in quantity.

## Situation at Deschutes.

owners have been of the opinion profiles resemble the teeth of a saw. that they held rights in accordance "The line from Portland to with the old common law doctrine Albany and Detroit and thence of riparian rights which authorized across the Cascades, it is said, permitted to flow in its channel would be a practicable road, but The R. E. JONES

But the Supreme Court has not less than \$4,500,000. decided that the old common law "The Deschutes route, if followed right does not exist as to lands will mean eventually a road south disposed of by the Government from Redmond to Odell and thence since 1877, so that the cwners of clear across the portion of the state the power sites have only such lying east of the Cascades to water rights as they may obtain Ontario, carrying out the original by appropriation to beneficial use, project of the Oregon Eastern, and their rights are subject to the surveys for which are alreay on rule of priority in time.

## All Water-Users Affected.

The decision of the court was important in many other particulars besides that of settling the dispute regarding riparian rights. The Hough-Porter case has been pending in the courts for nine years. Since the suit was started one litigant died and another is in put to great expense and they had postroned improvements because their rights were uncertain. In the hope of finally settling the litigation, Trial Judge Benson ordered that all water users or riparian owners on the stream Silver Creek, be made parties to the suit. This was done and 50 parties were brought in. By this means the Supreme Court has been able to settle all the water rights on that stream. It has also established the practice of making all you one claim with two fine springs. Write to LAFOLLETTE & SEABURY, persons interested parties to water Box 214, Prineville, Crook Co., Oregon.

right suits, and this practice will probably be followed in all cases Straightened Out in the future. Under the decision, it is within the province of the court to order that all parties interested be made parties, even

with those of the reclamation The decision is one of the most companies which had diverted the comprensive ever handed down in this office. this, or perhaps in any state, in a While there has been no water right case. Its broad scope litigation attacking the right of was made necessary by the large

Continued from page L.

cause trouble by insisting that the thence down into the Central of chim. water be permitted to flow in the Oregon prairies to Redmond, the center of the Deschutes irrigated district.

"The distance to Redmond, the The Deschutes Irrigation and objective point of all three lines, moved, trees cut, stumps pulled. Power Company diverts water is practically the same by each are prepared to bid on any work of this kind. from the Deschutes river near route, about 125 miles. The Bend. Above that point there are Shaniko route is probably the a number of riparian owners who cheapest to build, costing, it is have been holding their property believed, about \$900,000. This with the expectation that some- line would not be one of easy time it would be valuable for grades, but would go up and down power sites. These riparian bill in a way that would make the

them to demand that the water be would cost about \$2,000,000. It undiminished in quantity. If they would not, it is thought, be equal had that right they could compel to the Deschutes line in a point of the irrigation company to close its easy operation and few grades. head gates whenever they got The Deschutes road is the most ready to use the water for power. expensive of all to build, costing

file in the Harriman offices in this city. If the Deschutes line is over any line into the interior that taps the Southern Pacific, hauled out on it will have to find their market in Portland. If that district were decided from the Mrs. Estes' Millinery Parlors Southern Pacific line entering the asylum. The parties had been Oregon from the south, these products might go to San Francisco."

> Notice to Dog Owners. Notice is given to dog owners liv ng within the incorporated limits of the city of Prineville that you are hereby notified to procure a Heense for your dog at once for the ensuing year of 1909.

C. L. SHATTUCK, Recorder.

We Can Locate You on a Homestead. We are prepared to locate intending settlers on government land within easy distance of this city; can show

# Teachers' Examinations

Notice is hereby given that the county superintendent of Crook county will hold the regular exammation of applicants for state and county papers at Princville as fol-

### For State Papers.

Commencing Wednesday, February 10, at 9 o'clock a. m. and conthining until Saturday, February 13, at 4 o'clock p. m.

Wednesday-Penmanship, history, spelling, physical geography, reading, psychology.

orthography, reading.

Thursday - Written arithmetic, Thursday — Written arithmetic, heory of teaching, grammar, physical properties and office, United States Land Office, United States Land Office, The Dalies, Oregon, December 25, 1998. A sufficient contest attitude thaving teen steed in this effect in the series by Jones 9, Pownet Contest, No. theory of teaching, grammar, physi-

elvil government. R. A. Fenn, County School Superintendent.

Smokers would smoke no others if he indulged once in an Engle cigar. Quality is there.

### Cheap Lots in Manufacturing City.

\$35 for lots in manufacturing coast | city of 2500 people and \$100,000 monthly payroll: near beautiful bathing beach. THE OREGON CO. 305 Wells-Fargo Bldg, Portland, Or. Wm. L. Crowe, Mgr.

### Free Recipe Book.

With the first purchase of a one sound can or larger of Cleveland Baking Powder we will give you a rigation enterprises on the Des- made in the pleadings if such Cleveland Recipe Book which con-There is no better Baking Powder on the market than Cleveland.

J. E. STEWART & CO.

### Rooms for Rent.

For single or double rooms or rooms for housekeeping inquire at this office. 1-14

### Get This Separator.

Sharples Cream Separator No. 2; will

One second-hand 35g-inch wagon, \$10. 12-31-21 J. H. Delore, Prineville, Or.

## City Property for Sale.

A. H. Lippman has several pieces of choice city property for sale. See

## Land Clearing and Contracting.

See McChillin & Young, Redmond, kind of land claaring; sagebrush-re

# Hides, Pelts and Furs WANTED

Highest Market Price Paid

Herman Poch. 2 miles east of Prineville, on Ochoco ton-

ON THE OLD KNIGHTEN PLACE ON THE OCHOGO

Is now cutting first-class lumber which will be sold on reasonable

ALL ORDERS PROMPTLY FILLED

# built, it will have an advantage Closing Out Sale

either from the western or southern | Fine assortment of Hats, Veils, part of the state, because products Ribbons, etc., to be sold at cost -AT-

Corner Second and Main Sts.

# Pedigreed Stock

Poland Chinas 0 Duroc Jerseys

Black Langshan Chickens

PARK REDMOND, OREGON

# Notice for Publication.

(Net Coal Land)

# Notice for Publication.

# Central Notice.

Register and Receiver at the United States.

Register and Receiver at the United States.

Land Office in The Dailes, Oregon. The sold comisstant having, in a proper affidavit, flied Perember 31, 1908, set forth facts which show that, after due diligence, personal service of this notice can not be made, it is hereby or dered and directed that such notice be given.

Administrator of the estate of Ped P. Anderson, deceased. by due and proper publication, C. W. Moone, Register

### Contest Notice. Department of the Interior, United States Land Office.

publication. 12-21p C. W. Moore, Register.

OFFICERS: A. BOOTH, President D. F. STEWART, Vice President

C. M. ELKINS, Cashin DINEGTORS:

W. A. BOOTH, C. M. ELKINS, D. F. STEWART

Transacts a General Banking Business

Exchange Bought and Sold

Collections will receive prompt attention

For Irrigated Farms

and Fruit Lands IN THE DESCHUTES VALLEY WRITE

H. F. JONES Redmond, . . 

# Wilson's Shoe Shop

I have opened up a shoe shop in Prineville in the McCallister building, on Main street near the Ochoco bridge, and am pre-pared to do all kinds of repairing. All work done neatly and promptly and satisfaction guaranteed. Prices very reasonable A trial will convince you that this is the best place to have your shoe repairing done.

# J. E. Wilson, Prineville, Or. Gasoline Engine

brigation, Spraying and Pumping Machinery Fairbanks-Morse Gusoline l'Engines for sumpling, spraying, sawing, grinding. Out ower and light. Feirbanks-Morse Windmills and Towers. Fairbanks-Morse Grinders. Feed Choppers,

Well Pumps, and goods at lowest prices.
All first quality goods at lowest prices.
Always in stock, Liberal terms, Prompt
reply to inquiries and quick shipments.
Write for catalogue and prices. W. F. KING, Agent, Primoville, Ore. Fairbanks Morse & Co.

PORTLAND, OREGON.

Notice for Publication.

. (Not beal land)
Department of the Interior,
U. S. Land Office, The Dalles, Or.,

Department of the Interior,
U. S. Land Office, at The Dalles, Or.
December 18th, 1998.
Notice is hereby given that
William J. Pancake
of Princville, Oregon, who, on August 29th,
1963, made Horacetrad 25ttry (Serial No.
1963, made Horacetrad 25ttry (Serial No.
1964), No. 1288, for SaN W4, and N48W4.
Section 11, Township Id South, Range 14
East, William J. Township Id South, Range 14
East, William Proof, to establish claim to the land above
described, before Warren Brown, county
clerk, at his office at Princville, Oregon,
on the 2nd day of February, 1898, Claimant names as witnesses Samuel S. Shepard, Charles D. Swanson, Carl C. Brix and
Elanson A. Busset, all of Princville, Ore,
12-24p. C. W. Moore, Register.

## Notice for Publication

Ing, psychology.

Thursday — Written arithmetic, theory of teaching, grammar, book-keeping, physics, civil government.

Friday — Physiology, geography, composition, algebra.

Saturday — Botany plane geometry, general history, English literature, school law.

For Ceasty Paper.

Commencing Wednesday, February 12, at 4 o'clock p. m.

Wednesday — Penmanship, history, orthography, reading.

### Notice to Creditars.

Notice to Creditars.

Notice is tereby given by the undersigned, the administrator of the estate of John J. Meditath, deceased, to all persons having claims against the said deceased, to present the same, with the proper rouchers, to the undersigned at his office in Prineville, Oregon, within six months from the first publication of this matter.

Dated this 14th day of January, 1899,
Administrator of the Estate of John J. McGrath, deceased.

# Notice of Final Settlement.

Notice is broby given by the undersigned the administrator of the estate of Fred I Anderson, deceased, that he has made as filed with the county cherk his fluid accounting of his administration of said saids, and that the court has set Monday. The left day February, 199, at 18 actock in the formos of that day, at the county court room. Princetile, Oregon, as the time and place is hearing and seiting said fluid accounting at which time and place in and estate may appear and object said enal estate may appear and object said fund accounting.

# Notice of Final Settlement.

Notice is hereby given by the undersigned he mimintarator of the estate of John A-chron, decreased, that he has made and file is final accounting of his administration of

Department of the Interior.

United States Land Office.

The Dalles, Oregon December 14, 1968.

A sufficient contest affiliarit having been filed in this office by
Thomass B. Curtis

contestant, against homestead. Serial No. 01490—entry No. 0512. under July 8, 1904.

for Wisk Wig. Section 20, Eigh Wig. Sec. 28, Township 13 South, Range 15 East.
Willamette Meridian, by Myron E. Rocke-feller, contester, in which it is alleged that said Myron E. Rocke-feller, contester, in which it is alleged that said Myron E. Rocke-feller, contester, in which it is alleged that said myron and cultivated by said party as required by law, that he has wholly abandoned said tract for more than two years last past; that said it act is not years last past; that said alleged absence was not due to his employment in the army may or marine corps of the United States in time of war, said parties are here by notfiled to appear, respond and offer avidence touching said nilegation at 10 o'clock a. m. on February II, 1909, before Warren Brown, county circle, at his office in Princevile, Oregon, and that final hearing will be held at 19 o'clock a. m. on February II, 1909, before Warren Brown, county circle, at his office in Princevile, Oregon, and that final hearing will be held at 19 o'clock a. m. on February II, 1909, before the send contestant having, in a proper affidavit, filed December 14, 1888, set forth facts which show that after due dilagrates are decembered and invested that such notice be given by due and proper publication.

The said contestant having, in a proper affidavit, filed December 14, 1888, set forth facts which show that after due dilagrates be administrator of set desired authorizing him to self certain end notice be given by due and proper publication.

The said contestant having, in a proper affidavit, filed December 14, 1888, set forth facts which show that after due dilagrates are decembered and invested that such notice be given by due and proper publication.

The said contestant having, in a proper affidavit, file Attest: Warron Brown, clerk; by May Helic Reed, deputy clerk. 12-31

# Notice for Publication.

Department of the Interior.

U. S. Land Office at The Dalles, Ovegon, Novice is hereby given that ROLL N. Dory of Princylle, Oregon, who, on April 9th, 1997, made Thuber and Stone Entry No. 3853 (Serial No. 685) for NigNEs, NigNWig. Section 8. Township 14 South, Range IS East, Willamette Maridian, has filed notice of intention to make final proof to establish claim to the land above described, lefter the county elect at Princeville, Oregon, on the 16th day of February, 1999. Claimant mutoes as witnesses: Robert G. Smith and Charles M. Chariton, both of Princylle, Oregon.

12-3 C. W. Moong, Register.

Referee's Sale. IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR THE COUNTY OF LINN.

Department No. 2.
Henry C. Hedgpeth and Mable Hedgpeth, his wife, Plaintiffs,

Henry C. Heegpeth and Mahie Hedgeeth, bis wife, Plaintiffs, vs.

Minuis E. McCord and A. A. McCord, her husband, Ida E. Prose and J. D. Prose, her husband, Anna E. Laf offette and Pos La Fodette, her husband, Charles E. Golfford and Edge Gulfford and Edge Gulfford and Hary Gulfford and Hary Gulfford, his wife, Samuel L. Gulfford and Mary Gulfford, bis wife, Samuel L. Gulfford, bis wife, Samuel L. Gulfford, bis wife, Samuel College Gulfford, bis wife, Samuel Gulfford, bis wife, and special of the above entitled court in the above entitled court in the above entitled court in the above entitled court on Monday the Soth day of November, 1998, in a partition suit between the parties hereto, for the sale of the hereinsfler described real property, and appointing the undersigned as referee for the purpose of making such sale.

Which said real property is described as follows, to wit: The East Half of the South enst Qualter of Sec, 2 in Tp, 14 S., R. Il E., of the Williamette Merollan, containing 80 agrees more or less, all in Crook county, Oregon.

Now, therefore, by virtue of said judg-

Now, therefore, by virtue of said judg-Now, therefore, by virtue of said judgment, order and decree, and as referres thereof as aforesaid, I will on Saturday, the 23rd day of January, 1869, at the hour of one o'clock P. M. at the front door of the county court house in Princiville, Crook county, Oregon, sell at public acction to the highest hidder for cash in hand, all the right, title and interest which the defendants herein, or either of them, had on the said 30th day of November, 1908 or since have in or to the above described real property, or any part thereof, to satisfy said judgment, order and decree, rosts and necruing costs.

FRANK ELKINS,

FRANK ELKINS, Dated at Princville, Oregon, this 15th day of December, 1908.

First publication, Dec. 17, 1908.
Last publication, Jan. 21, 1909.

## Notice of Final Settlement.

Notice is hereby given, by the under-igned, the administrator of the estate of Notice is hereby given, by the undersigned, the administrator of the estate of T. J. Powell, deceased, that he has made and filed in the county court his final recounting of his administration of said estate, and the Honorable County Judge has set Monday, the lat day of February, 1999, at 10 o'clock in the forenoon, at the county court room in Principalle, Oregon, as the time and place for hearing and settling said final accounting. At which time and place all persons interested in said estate may appear and object to said final accounting.

J. O. POWELL,
Administrator of the estate of T. J. counting.

Administrator of the estate of T. J. 13-24

# The City Meat Market

HORIGAN & STILL, Props.

Headquarters for

# Home - Cured Lard Bacon

Try some of Crook county's choicest products. Its the best that money can buy. You will not only save money but you will help build up a home industry. We always carry the best in

Beef, Pork, Mutton, Veal.

Special rates when sold in large quantities We handle all kinds of country produce

# HORIGAN & STILL

Statement of Resources and Liabilities of

The First National Bank

Of Prineville, Oregon

At the close of business Nov. 27, 1908 RESOURCES LIABILITIES

Loans and Discounts ..... \$25,442 98 capital 8tock ...... \$ 50,000.00 United States Bonds .... \$2,500 00 Surplus and undivided profits 65,202 24 Bank r remises 12,557 62 etreplation 7,100 00 Cosh & Pue from banks 186,007 10 Individual Deposits..... 519,700 86

T. M. Baldwin, Cashier B. F. Allen, President Will Wurzweiler, Vice President

\$451,500 10

# 

# THE HAMILTON STABLES

(Horseshoeing in Connection) J. H. WIGLE, Proprietor

PRINEVILLE, OREGON Stock bearded by the day, week or month at Reasonable rates. Remember us when in

Prineville. RATES REASONABLE. We have Fine Livery Rigs For Rent

 $\frac{1}{2}$ 

# 

MILLER BUILDING, PRINEVILLE, OREGON

First Class Meals 25c and Up Fresh Oysters and Fish in Season

CONFECTIONERY STORE IN CONNECTION Carrying a choice selection of fine candy, cigars, oranges,

# General Blacksmithing

Horseshoeing, Wood Work, etc., NEATLY AND PROMPTLY DONE WHEN IT IS DONE BY ; ; ;

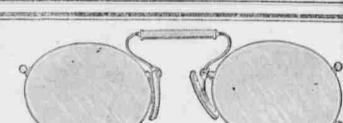
Robert Moore

Will Satisfaction

PRINEVILLE,

lemons, etc. Give us a call.

Be Guaranteed OREGON.





May be impaired-yes ruined-by poor, or even poorly fitted eye glasses. What's the use or some of wasting your money to your own burt? Come and have your eyes examined in a skillful manner and fitted with glasses that are the best to be had. An examination costs you nothing.

W. FRANK PETETT, Jeweler & Optician

Bring your job printing to the Journal