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# Crook County Journal

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## County Court Meets Very Important Term

### Tax Levy Made for 1912---Call for Convention to Meet at Prineville to Consider Bond Issue for Good Roads, Etc., Etc.

The regular term of the Commissioners Court convened at Prineville, Wednesday, January 3, 1912. Present, H. C. Ellis, Judge, presiding; R. H. Bayley and James Rice, commissioners; Warren Brown, clerk; and T. N. Balfour, sheriff.

Petition for franchise for water and electric system in Metolius and elsewhere by the Inland Empire Company. It is ordered that the right, privilege and franchise be and is hereby granted to the said Inland Empire company, its successors and assigns, for a period of 50 years from and after January 1, 1912, to lay, construct, renew, repair, replace, purchase, maintain and operate a system of water pipes, mains, conduits, in and upon the streets, alleys, highways, public roads and public places within the limits of the said townsite of Metolius and within a radius of two miles from the limits of said townsite, also upon any and all streets, alleys, highways, roads and public places between the townsites of Culver and Metolius for the purpose of conducting water to and from either or all of said towns, and of supplying water for any and all purposes to persons and corporations residing or being within the limits of either or all of said towns, or within the territory lying within a radius of two miles from the present limits of Metolius and to persons and corporations residing along the route of any of the pipes, mains, or conduits laid; provided that all such pipes, etc., be maintained and operated so as to interfere as little as possible with the use by the public of said streets and highways. And provided further that the said Inland Empire Co. shall save harmless the county of Crook from any and all claims or causes of action that may cause or be brought against said county by reason of the construction and operation of said pipes.

It is further ordered that a franchise be and is hereby granted to said Inland Empire Co. for a period of 50 years from and after January 1, 1912, to construct and operate electric light and power lines, with all necessary and convenient appurtenances in any and all streets, alleys, roads, highways and public places in the townsite of Metolius and in all public roads and public places leading from the power plant now being constructed at "The Cove" on Crooked river to Metolius, either directly or by way of Culver and from Culver to Metolius and from Metolius to Madras; also in all streets, alleys, public roads, highways and public places within a radius of two miles from the present limits of said townsite of Metolius, for the purpose of supplying electricity for all purposes to persons or corporations residing or being within the limits of the townsite of Metolius and Culver and the town of Madras, or along the route of any of the lines constructed, maintained or operated under this franchise: Provided, however, that said equipment shall be constructed at the side of the roadway and so located as to interfere as little as possible with the use by the public of said streets, alleys, roads, highways and public places.

And provided further that the said Inland Empire Company shall save and hold harmless the county of Crook from any and all claims or causes of action that may come or be brought against the said county by reason of the construction, maintenance and operation of said system of electric lines and wires. Approved Jan. 3, 1912.

Whereas, it appears to the court by petition that a vacancy exists in the office of the Justice for Lara Precinct, it is therefore ordered that John Atkinson be and is hereby appointed justice of the peace for Lara Precinct to serve until the next general election.

Now is presented to the court the petition of Jacob Hoffman et al for a county road and it is ordered that the county clerk forward all papers relative to said road to Fred W. Wilson, district attorney, for his reconsideration.

Petition for liquor license. Now is presented to the court the petition of George A. Stevens and William Combs for a liquor license for Black Butte precinct and it appearing that all requirements of law have been fully complied with, that the receipt of the county treasurer for \$400.00 is on file herein; it is therefore ordered that the clerk issue a retail liquor license to the said George A. Stevens and William Combs to sell spirituous, malt and vinous liquors in less quantities than one gallon in the Black Butte precinct for a period of one year, beginning January 1st, 1912 and ending December 31st, 1912, both inclusive.

Petition for liquor license. Now is presented to the court the petition of G. W. Raper for a liquor license for Ireland Precinct, and it appearing that all requirements of law have been fully complied with, and that the receipt of the county treasurer for \$200.00 is on file herein, it is therefore ordered that the county clerk issue a retail liquor license to the said G. W. Raper to sell spirituous, malt and vinous liquors in less quantities than one gallon in Ireland precinct for a period of six months, beginning November 1st, 1911, and ending April 30th, 1912, both inclusive.

Petition for liquor license. Now is presented to the court the petition of J. W. McCollum for a liquor license for Precinct No. Eleven, known as Ashwood Precinct, and it appearing that all requirements of law have been fully complied with, that the receipt of the county treasurer for \$100.00 is on file herein, it is therefore ordered that the county clerk issue a retail liquor license to the said J. W. McCollum to sell spirituous, malt and vinous liquors in Precinct No. Eleven for a period of one year, beginning January 1st, 1912 and ending December 31st, 1912 both inclusive. License to be issued quarterly.

Now is presented to the court a plat and tracing thereof of the town of Lytle, Oregon, showing a part of Main, Fourth, A and C streets and certain alleys to be vacated and it appearing that all the requirements of law have been complied with, it is ordered that the plat and tracing thereof be approved and ordered filed and the county clerk is hereby directed to make note of and reference to this plat on the original plat of the town of Lytle, Oregon.

Viewers' report on the J. E. Edwards' road: Now is presented to the court the report of the viewers in the matter of said road and it appearing that because of snow and inclemency of the weather, it was impossible to complete the viewing out of said road, it is therefore ordered that the viewers meet at the beginning of said proposed road on 16th day of April, 1912, and proceed to complete the viewing, reviewing and surveying of said proposed road.

Northwest Townsite Company's First Addition to Madras. Upon the application of the Northwest Townsite Company for the approval of the plat and tracing thereof of the Northwest Townsite Company's First Addition to Madras, said Northwest Townsite Company being the owner thereof, and it satisfactorily appearing to the court that said plat and tracing thereof together with the dedication of the streets and alleys as shown thereon to the public, have been filed with the county clerk, that the same have been duly approved by the county surveyor and the county assessor and that all requirements of law have been complied with; said plat and tracing thereof is hereby approved by the court and ordered

spread of record. Prineville Acres. Upon the application of the Oregon Western Colonization Company for the approval of the plat and tracing thereof of Prineville Acres, and it satisfactorily appearing to the court that said plat and tracing thereof, together with the dedication of the streets as shown thereon to the public, have been filed with the county clerk, that the same have been duly approved by the county surveyor and the county assessor and that all requirements of law have been complied with; said plat and tracing thereof is hereby approved by the court and ordered spread of record.

Petition for change in county road. This matter coming on to be heard this 4th day of January, 1912, on the petition of J. E. Adamson et al, for a change in the county road known as the Prineville-Dalles road, and it appearing to the court that the proposed road begins at a point on the present county road 250 ft north and 165 ft west of the southeast corner of section 25, tp 14 s., range 15 east of Willamette Meridian, Crook county, Ore., and terminates in said sec. 25, tp 14 s., r 15 e W. M., and it further appearing to the court that the petitioners have given a sufficient bond in the sum of \$200.00 conditioned that the obligors would pay all costs and expenses incurred by said change, and the court further finds that the petitioners are the owners of the land through which the proposed change in road is to be made and that the change as made is upon other lands of the petitioners; wherefore it is ordered by the court that the Board of County Road Viewers meet at the beginning of said proposed change in the county road on the 1st day of February, 1912, and view, review and survey the said proposed change and report to this court according to law.

Bridge across Deschutes river. Now is presented to the court the petition of the United States by Claude C. Covey, asking permission to erect a steel wagon bridge across the Deschutes river in the southwest quarter of sec 20, tp 19 s., range 13 e of Willamette meridian, said bridge to be located at or near the site of the present ferry crossing said river on the wagon road leading from Warm Spring, Oregon, to Mecca, Oregon, said bridge to be constructed without expense to Crook county, it is therefore ordered that permission be given in accordance with the prayer of said petition.

Report of county clerk on scalp bounty. Now is presented to the court the report of county clerk showing the payment of bounty on 463 coyote scalps and 103 bobcat front feet, amounting in all to \$900.50 said scalps and front feet were then reduced to ashes in accordance with the code.

Wrongful assessment. It appearing to the court by the affidavit of Lon L. Fox that he had been wrongfully assessed for the year 1910 for the sum of \$34.75 and that the Sheriff under the provisions of the statute, has remitted the same from the total amount of his taxes, to-wit \$36.49. It is ordered that the county clerk credit the sheriff on the 1910 tax roll with said \$34.75.

Wrongful assessment. It appearing to the court by the affidavit of J. H. O'Neil that he had been wrongfully assessed for the year 1910 for the sum of \$10.42 and the sheriff having remitted the same from the total amount of his taxes, to-wit: \$102.49, it is hereby ordered that the county clerk credit the sheriff on the 1910 tax roll with the said \$10.42.

And now is presented to the court the communication of Charles O. Christian relative to the necessity for a bridge over Crooked river between Prineville and O'Neil, and it is ordered that said communication be continued and placed in the files of the original petition for said bridge heretofore filed in this court.

Petition for franchise for water works for Aubrey Heights, Ore. Now is presented to the court the petition of Henry Linster, asking a right and franchise to install, maintain and operate a system of water works in, through, over and under the streets, avenues, alleys and public grounds of the unincorporated town of Aubrey Heights, Oregon, and leave is hereby given to the said Henry Linster, his successors and assigns, to locate, establish and maintain therein and thereon all necessary equipment for furnishing the public, within the unincorporated town of Aubrey Heights, Ore., with water; provided, that the said

system be installed, maintained and operated so as not to obstruct, render dangerous, or interfere with the public use and occupation of said streets, avenues, alleys, and public grounds; provided, that the said Linster, his successors and assigns shall save harmless Crook county from all loss or damage arising from the construction, maintenance or operation of said system; and provided, that the location of all water mains, pipes, etc., with reference to the curb line, shall be as hereafter agreed between the grantee of this franchise and the county court of said Crook county or other officials having jurisdiction of said streets, avenues, alleys and public grounds, also, provided, that the installation of said system shall commence not later than 60 days after the granting of this franchise and extended thereafter to meet the needs of the inhabitants of said town.

Petition for franchise for electric system for Aubrey Heights, Oregon. Now is presented to the court the petition of Henry Linster asking a franchise and right to install, maintain and operate an electric system for the distribution of electric current in the unincorporated town of Aubrey Heights, Oregon, and leave is hereby given the said Henry Linster, his successors and assigns, to use the streets, avenues, alleys and public grounds of the unincorporated town of Aubrey Heights, Oregon, for the location, installation and maintenance therein and thereon, of all necessary equipment to operate a complete system for supplying electric current to the inhabitants of said Aubrey Heights, provided, that the installation of said system shall commence not later than January 1st, 1912, and extended from time to time thereafter as required to supply the needs of the inhabitants of said town; provided, that the said Linster, his successors and assigns shall save harmless Crook county from all loss or damage arising from the construction, maintenance or operation of said system; provided, that said system shall be so installed and maintained so as not to interfere with the free use and occupation of said streets, avenues, alleys and public grounds by the public or as may be agreed upon by the said Linster, his successors, or assigns and the county court of Crook county, Oregon, or other proper officials having jurisdiction over said streets, avenues, alleys and public grounds.

W. P. Hershey et al county road. Now is presented to the court the petition for a county road leading from Gateway westward. Said petition is irregular; the same is hereby continued with the request that Commissioner Rice cause proper forms to be forwarded to the said Hershey.

Accounting of emergency road fund. Now on this day is presented to the court the accounting of H. C. Ellis for the emergency road fund since the date of the last report, to-wit, January 1, 1911, to January 1, 1912. Said report showing receipts as per account approved by this court on January 1, 1911, of a balance of \$305.54, and itemized disbursements thereof, together with vouchers showing payments of the respective amounts to January 1, 1912, of \$156.50, leaving a balance in said emergency fund on January 1, 1912, of \$149.04, which said account was examined and approved in writing by Commissioners Bayley and Rice on January 3, 1912, and ordered filed in the public records of this court.

Now is presented to this court the petition of P. J. Lithanser of Sisters, Oregon, asking for a license to conduct a poolroom at Sisters, in Crook county, Oregon, for a period of six months, beginning January 1, 1912, and ending July 1, 1912, which said petition is accompanied by the county treasurer's receipt for \$25. It is therefore ordered that a poolroom license be granted to the said P. J. Lithanser for a period of six months, beginning Jan. 1, 1912.

Letter in regard to assessment of Jessie L. Hill. It is ordered that said letter be submitted to the county assessor that he may correct the assessment roll to correspond with the facts. The application for a refund on former tax is disallowed in accordance with the laws of the state of Oregon.

Upon the application of H. J. Healy, together with the statement of the sheriff and upon an examination of the records of the county, it appears to the court that the said H. J. Healy is taxed with more real

## Big Increase in State Apportionment

### It is 137 Per Cent in Crook County---No Reason Given for the Big Increase for State Purposes.

The following statement will be of great interest to our readers and is from the official records at Prineville.

Note that the amount of Crook County's apportionment of state tax for 1912 shows an increase of upwards of 137 per cent. The County Court is unable to learn any reason for this enormous increase.

In estimating the rate of taxation from the assessment rolls it is usual to allow approximately 10 per cent more than the actual amount required to allow for double and erroneous assessments and amounts which for other reasons may not be collectable.

It is plain to see that the general levy for the current year will of necessity be much higher than usual.

Apportionment required by State:		
1907	\$13,225.00	
1908	14,900.00	
1909	15,982.50	
1910	17,454.84	
1911	16,874.25	
1912	\$9,599.75	
Levy in Crook County for 1907:		
State and County	8 mills	
General School fund	3 1/2 "	
Road fund (exc. Prineville)	1 1/2 "	
High school fund	1 1/2 "	
Library fund	1 1/2 "	
Totaling		16 mills

Levy in Crook County for 1908:		
County and State	8 mills	
General School fund	3 "	
Road fund (exc. Prineville)	2 "	
High school fund	1 1/2 "	
Library fund	1.20 "	
Totaling		14.3 mills

Levy in Crook County for 1909:		
County and State	9.2 mills	
General School fund	3 "	
Road fund (exc. Prineville)	2 "	
High school fund (exc. dist. 12)	1 1/2 "	
Library fund	1.20 "	
Totaling		15 1/2 mills

Levy in Crook County for 1910:		
County and State	9 mills	
General School fund	3 "	
Road fund (exc. Prineville)	2.2 "	
High school fund (exc. dist. 12)	1.25 "	
Library fund	.85 "	
Totaling		15.30 mills

Levy in Crook County for 1911:		
State 2 mills, county 5 1/2 mills	7 1/2 mills	
General School fund	3 1/2 "	
Road fund (exc. Prineville)	3.19 20 "	
High School fund (exc. dist. 12)	1 1/2 "	
Library fund	1.25 "	
Totaling		16 mills

Levy in Crook County for 1912:		
Cruising timber, 1 1/2 mills, State 4 1/2 mills, County 7 95-100 mills	13 1/2 mills	
General School fund	3 1/2 "	
Road fund (exc. Prineville & Bend)	1 "	
County High School (exc. dist. 12)	1 1/2 "	
Library fund	1.20 "	
Totaling		20 mills

Additional millage to meet state levy 2 1/2 mills		2 1/2 "
New levy on acct of cruising timber 1 1/2 "		1 1/2 "
Total increase over 1911 levy		4 mills
Levy of 1911		16 "
Total for 1912		20 mills

estate than he owns and that the amount of taxes so erroneously paid by him amounts to \$9.60. County clerk is ordered to draw warrant in favor of said H. J. Healy for \$9.60, less \$1.80, amount of special school tax already expended.

Special school tax. Pursuant to law and upon request of the county school superintendent, showing failure of the following districts to levy any or sufficient school tax, it is ordered by the court that the following levy of special school tax for the following school districts respectively be made, and that the county clerk extend the same on the tax rolls for the year 1911:

District No. 6	1 mill
" " 15	1 "
" " 26	2 "
" " 29	5 "
" " 31	5 "
" " 35	5 "
" " 37	1 1/2 "
" " 52	5 "
" " 55	2 "
" " 58	5 "
" " 62	5 "
" " 68	1 "
" " 78	5 "
" " 79	5 "
" " 81	5 "

Petition for county road by Charles Thompson et al. Upon due consideration it is ordered that the county clerk forward all papers relative to said road to Fred W. Wilson, district attorney, for his opinion as to their validity.

Petition for county road by Albert Moore et al. Upon due consideration it is ordered that the county clerk forward all papers to District Attorney Wilson for his opinion as to their validity.

The papers for the Jacob Becker et al road and for the Chas. H. Fry et al county road were all ordered sent to Mr. Wilson to pass on their validity.

The petition for the G. G. Groves et al road was continued because of the failure to file bond, and also because of insufficient number of petitions. Clerk to notify said Groves of such defects.

Upon petition for certain changes in the boundaries of certain road districts, it is ordered that the boundary of what is to be known as the Johnson Creek Voting Precinct and Road District No. 13 be established as follows: Beginning at Crooked river on range line to 16 s, ranges 15 and 16 e; thence north to the sw corner of sec 6, tp 15 s,

south, range 16 east; thence east 1 mile; thence north half mile to south boundary of Prineville; thence east half mile on south boundary of Prineville; thence north half mile on east boundary of Prineville; thence east half mile; thence north three miles; thence east 2 miles; thence north 2 miles; thence east 4 miles; thence south 6 miles; thence west 4 miles; thence south 2 miles; thence east 1 mile; thence south 2 miles; thence east 3 miles; thence south 6 miles; thence west to Crooked river; thence down Crooked river to the point of beginning.

Boundary Hat Rock Voting Precinct and Road District No. 38. It is ordered that what is to be known as the Hat Rock Voting Precinct and Road District No. 38 be established as follows: Beginning at the northeast corner of sec 12, tp 15 south, range 15 east, W. M.; thence west 6 miles to the northwest corner of sec. 7, tp. 15 south, range 15 east, W. M.; thence south 20 miles to the southwest corner sec. 18, tp 18 south, range 15 east, W. M.; thence east 6 miles to the southeast corner sec. 13, tp. 18 south, range 15 east, W. M.; thence north 10 miles to the northeast corner sec. 36, tp. 16 south, range 15 east, W. M.; thence east to Crooked river; thence down Crooked river to range line tp. 16 south, range 15 and 16 east; thence north on said range line to the point of beginning.

Boundary Powell Butte Road and Voting Precinct No. 25. Upon petition for certain changes in the boundaries of certain road districts, it is ordered that the boundary of what is to be known as the Powell Butte Voting Precinct and Road District No. 25 be established as follows: Beginning at the northeast corner sec. 12, tp. 15 south, range 14 east; thence west 6 miles to the northwest corner of sec. 7, tp 15 south, range 14 east; thence south 8 miles to the southwest corner sec. 18, tp. 16 south, range 14 east; thence east 6 miles to the southeast corner sec. 13, tp. 16 south, range 14 east; thence north 8 miles to the point of beginning.

Petition for certain changes in the boundary of Hillman Voting Precinct and Road District No. 34. It is ordered that the boundary of what is to be known as the Hillman Voting Precinct and Road District No. 34, be established as follows: Commencing at the northeast corner of sec. 36, tp. 14 south,

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