

Crook County Journal

COUNTY OFFICIAL PAPER FOR CROOK COUNTY

COUNTY OFFICIAL PAPER, \$1.50 YEAR

PRINEVILLE, CROOK COUNTY, OREGON, THURSDAY, MAY 8, 1913.

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Circuit Court in Session Grand Jury Still at Work

Circuit court, convened Monday, Judge Bradshaw presiding. Prosecuting Attorney Bell, of The Dalles, and Deputy Wirtz, are also busy members of the court. R. S. Price and Perry Poindexter are court bailiffs, positions which they have held for many, many moons.

The grand jury got busy good and early in the week, and it is still at work as we go to press. Meantime Judge Bradshaw commenced work on the civil calendar.

The first case disposed of by the grand jury was that of M. A. Robinson, of Redmond, charged with obtaining money under false pretenses. He pleaded guilty and was sentenced from one to five years in the penitentiary. He was paroled by the judge.

No bill was found against H. K. Nissen, who was charged with violating the quarantine law.

Frank Coffman, charged with larceny by bailee, pleaded guilty and was given an indeterminate sentence of from one to five years in the pen. He was paroled.

The case of Charles Beasley, charged with assault with a dangerous weapon, was continued until the next term.

The foregoing were the only cases disposed of on the criminal docket up to Wednesday evening. There is a long list to follow.

The following are some of the civil cases disposed of:

Central Oregon Irrigation Co vs Frank Stevens. Default and decree.

Madras Lumber Co vs C E Flora et al. Dismissed on motion of plaintiff.

State of Oregon vs E A Bussett. Continued.

McDowell et al vs city of Prineville. Dismissed on stipulation.

E L Fifield vs Samuel Gregg. Default and decree.

George O'Neil and Walter O'Neil vs J E Hunsaker. Continued.

J Strein vs Peter Kilberg et al. Confirmation granted.

J L Combs vs Lone Pine Lumber Co. Continued.

S C Callwell vs J W Usher. Default and decree.

First National Bank of Bend vs E B Houston et al. Settled and dismissed.

A D Hatten vs G S Geis. Settled and dismissed.

First National Bank of Bend vs F H Sherwood. Settled and dismissed.

H P Belknap vs Louis Doonar. Default and judgment; order made to sell property.

Sarah Rielly vs J F Brogan. Settled and dismissed.

Squaw Creek Irrigation Co vs A Hornbeck. Continued.

M R Elliott vs W F Hammer et al. Confirmation granted.

Central Oregon Irrigation Co vs E A Knotts. Default and decree.

E L Milner vs C E Bye. Settled and dismissed.

Central Oregon Irrigation Co vs W M Houston. Default and decree.

Central Oregon Irrigation Co vs E B McAshland. Default and decree.

Central Oregon Irrigation Co vs Wm Joeelyn. Default and decree.

Laurena T Andrus vs ST Andrus. Report filed.

A A Burris vs O H Erickson et al. Passed for service.

W L Forsythe et al vs A B Skewes et al. Dismissed on motion of plaintiff without prejudice.

Tum-a-Lum Lumber Co vs J C Wyman. Settled and dismissed.

Crook county vs A D Katz. Continued.

Eilers Music House vs C F Conard. Settled and dismissed.

Annie Maling vs A G Ellefson. Default and decree.

W G Richter vs S Price, plaintiff to have to August 1, 1914, to reply.

Rowland Gilmore vs Joseph Steidl, default and judgment and order made to sell attached property.

C F Perrin vs Rebecca E Perrin, dismissed.

Sterlie Fryrear vs Dan Winkle, dismissed.

J E Campbell vs Louis Vobath et al, default and decree.

N P Weider vs D E Hunter et al, referred.

Madras State Bank vs L E Baker et al, default and decree.

Western Loan & Savings Co vs H G Key and Myrtle Key, default and decree.

Redmond Bank of Commerce vs F I Phoenix, J A Norwood, C N Ehret. Settled and dismissed.

Helena Reimer vs J A Reimer. Referred to Howard Turner.

Tum-a-Lum Lumber Co vs J W Ramsey. Default and decree.

Redmond Bank of Commerce vs E C Person et al. Default and decree.

Lola M Numbers vs W Roy Numbers. Referred to Howard Turner.

J W Boone vs U S Minkler. Default and decree.

Dr H V Wurdemann et al vs Richard King et al. Dismissed on motion of plaintiff.

Sarah J Newsom vs T A Pringle et al. Default and decree.

First National Bank of Bend vs J J Klein. Settled and dismissed.

T E J Duffy vs A G and O L Ellefson. Default and judgment; order made to sell attached property.

E J and N R Wright vs A W Dunning. Default and decree.

W H Taylor vs O E Northey et al. Default and decree.

E R Jackson vs J J Klein. Settled and dismissed.

W F King Co vs I D Basey. Default and decree.

Struck a Rattlesnake Den on Dry Creek

J. C. Houston was in Prineville Saturday. He has been lambing on Dry creek for two or three weeks and came in for supplies. He reports about 90 per cent increase. He got into a rattlesnake den near the old Sell McCord place the other day and killed 14 rattlers. They were all lengths from one to three feet. He found the snakes pretty thick where he was camped and felt certain that there was a den in the neighborhood. And sure enough when he did find it he thought it was alive with rattlers. It sounded and smelt as if there were a million there. He began turning over the shell rock with his sheep hook and then the slaughter commenced. All told he killed 34 at different visits to the place. The little fellows would stand and fight but the larger ones would beat it to cover. Mr. Houston is not at all afraid of snakes. When he hears a rattle he doesn't turn tail and run but immediately starts a hunt for the reptile and if found makes short work of it.

Team Lost.

Team Bay Geldings weight about 1100; one branded F on left shoulder, other branded F on right. Last seen on Bear creek. Notify Foster & Hyde. 5-8-tf

Moved

Riggs' Shoe Shop is now located in the City Meat Market Building. Removed from the old bank building. 4-10-lmp P. G. Riggs.

Council Meeting Tuesday Evening

The city council met in regular session Tuesday evening. Present—Mayor Clifton, Councilmen Ward, Shipp, Zevely, Lafollette and Gray, Marshal Coon, Nightwatch Huston and Recorder Bowman.

Minutes of last regular and special meetings read and approved.

The marshal was requested to report on the amount of dog tax and water rent collected.

Councilman Gray reported that he was unable to get help to open up the city ditch.

Councilman Lafollette was requested to have a cement sidewalk ordinance drawn up so that it could be acted upon at the next regular meeting.

Clean-up day came in for an extended discussion. It was decided to turn the matter over to the women and let them have charge of affairs. The mayor was instructed to divide the city into districts and appoint the ladies who are to have charge in each district. The mayor was also instructed to set aside a day to be called Clean-up Day.

The following bills were allowed:
T L Coon, salary for April... \$75 00
R S Price, hauling... 6 75
J H Gray, three trees for park 1 50
A R Bowman, fees... 19 15
Wade Huston, sal nightwatch 75 00
Wade Huston, surveying... 5 00
W F King Co, mds... 1 45
C E Smith, trees salary April... 25 00
T E J Duffy, services... 11 00
A Wilson, hauling... 5 00
Deschutes Power Co... 51 40
Ray Mackey, work... 18 75
I W Ward, work... 9 00
Ray Mackey, scraper 2 days... 1 00
Wm Young, repairing... 1 50
John Curtis, meals for prison 1 10
Crook County Journal, publishing ordinances... 15 29
R C Kinder, labor... 22 50

"College Chums" Well Presented

The class of 1914 of the Crook County High School won honors and much praise for their clever production of "College Chums" at the Club Hall last Friday evening. James Cram as Dean of Columbia College and an old Union soldier, and Elmer Thomas, representing an old war veteran of the south, provoked much laughter by their professed bravery.

Roscoe Claypool proved himself an artist as the professor of German and more particularly in making love to Toby Sprague.

Miss Lucile Cook and Miss Beth Thomas were full of the college spirit and always true to the "Varsity Team."

Isaac Thomas as "The Bully" and Leland Belknap as "Paul Dinsmore" played their parts as well as if accustomed to the game of robbing.

Carey Stearns, the halting bashful country lad was thoroughly transformed in a year into a young college boy familiar with enough college slang to make himself unintelligible to his father who had him enter college that he might become more like other young men.

Fred Roberts as "Mrs. Dinsmore" was very clever. His make-up and acting were both good. He proved a charming and popular widow.

Van Brink as manager of the 'varsity team and Arthur Kingsbury as captain, both proved themselves experts in their lines. And last but not least was the old colored servant in the form of Ermil Cantril who was always on the job and true to his color always expecting a tip.

Miss Gitchel of the English department trained the class.

Duroc Jersey Pigs
Fifty head, thoroughbreds, either sex, at my ranch at Powell Butte. Address G. L. Brazee, Redmond, Oregon. 4-10-6tp.

Oregon Eastern Will Not Go to Bend

P. A. Worthington, representing the Harriman railroad, was in Burns a few days the past week and filed in the local land office maps of the last link through Harney county of the Oregon Eastern railroad. These maps cover a stretch of nearly 45 miles, reaching from the east line of section 35, township 26 south range 30 east, running west by a little south and leaving the county at the west line of section 6, township 27 south, range 24 east.

This indicates what has been understood here all the time, that the Oregon Eastern will be built to a connection at Odell and not Bend. In fact the maps which Mr. Worthington went from here to Lakeview to file show that the line will follow the old survey almost straight through the north end of Lake and Klamath counties to Odell, 40 miles south and 18 miles west of Bend.

Progress on this road will now be rapid. An opening has been made through the big tunnel in Malheur canyon and only short work will be necessary to permit track laying through it and the transportation of trains and materials for the laying of track on the grade which is already made to the east line of Harney county. In the meantime, grading through Crane creek canyon will proceed and by the close of summer the whistle will be heard in Harney valley.

The people of Burns do not propose to wait too long before making an effort to have direct connection with the main line. A preliminary meeting has been held to test public sentiment and it is found that property owners are willing to put in 25 per cent or more of their assessed valuation into an organization that will build a branch if necessary. —Harney County News.

State Land Board Sustains the Company

A Salem special to the Oregonian says that by a vote of three to one the State Desert Land Board today refused to comply with the application of E. B. Williams, of Crook County, for the forfeiture of a \$25,000 bond given by the Central Oregon Irrigation Company to insure the enlargement of the central canal of the project, and also to insure the state as to a flume constructed by it.

The decision came as a climax to a session which lasted all day, and during which charges and recriminations between Williams, representative of the company, and members of the board, flew thick and fast. Williams announced after the vote that he would institute mandamus proceedings to compel the board to declare the bond forfeited.

Charging that the company had failed to comply with its contract in enlarging the central canal of its project, and that because of lack of water settlers were unable to secure patents to their lands, Williams, an owner of land in the project and representing a number of settlers, appeared before the board a week ago and asked for a hearing. The board directed the company to appear before it and show cause why its bonds should not be forfeited, and today Roscoe Howard, manager of the com-

Trail Crossing Boy In Bad With Authorities

Orville Morris, a 19-year-old boy living with his parents at Trail Crossing bridge, is in jail, charged with attempting to wreck trains at the southern end of the Crooked river steel bridge. When confronted with the evidences of his crime the boy confessed.

On April 17 and again on April 26 a large drift spike was found driven between the steel rails at the south end of the steel work. The train cut the first spike off and passed over it in safety but the matter was reported to headquarters and Detectives Archie Leonard of the O. W. R. & N. Co. and Cassoway of the Oregon Trunk were put on the job.

On April 26 another spike was found in practically the same place. A careful watch had been kept by the special agents but no one except the boy Morris was seen near

the place. It was agreed among the officers that he was the culprit. When accused of the crime the boy at first denied it but when taken to the bridge and shown the spikes he confessed that he placed them on the track "to see what the result would be."

The boy was brought to Prineville Tuesday by Sheriff Elkins and locked up. His case will come up at this term of court.

Morris evidently did not realize what the result of his actions might have been nor the gravity of his offense in placing obstructions on the track. The bridge is 340 feet above the waters of Crooked river. A plunge over the embankment would be frightful to contemplate.

The boy has a good reputation. He attended the Oregon Agricultural College last year and is said to be a leader in the Christian Endeavor at Terrebonne.

pany, and Jesse Stearns, of Portland, secretary, appeared before the board for that purpose.

The afternoon was consumed with the introduction of evidence to show the soundness of the flume and it was all to the effect that it was in good condition. During the afternoon the board devoted itself to the question as to whether the central canal could supply sufficient water. Howard admitted it ought to be enlarged, but said that it would be impossible at the present to secure money to do the work. He contended, however, that for the present it was large enough and declared that if the company is not further harassed that it will be in a position to enlarge it or complete the north canal.

"All these complaints to the board come from a few dissatisfied settlers, like Mr. Williams here, who is in arrears with his payment, and injure the company and do not benefit them," said Howard. "Back of much of it also is State Engineer Lewis, who has sent incompetent men into the field and whose source of information is incorrect as to the canal and our flume. The flume is in good condition and we are doing our level best to reclaim the lands in the project and if we can get rid of the continual agitation from a few disgruntled settlers we will be all right. They are not farmers, but jaw artists, and being unable to make any progress in farming, they exercise their jaws. None of the real farmers are here presenting any grievances, but are at work."

"To make an order directing that our bond be forfeited or directing us to pay now would be futile," declared Stearns in addressing the board. "You can not make a bankrupt pay. You can force us to the wall, but neither the state nor settlers will be benefited by that. It is practically impossible to secure money on irrigation securities now. The company is doing its best."

"Now that you have granted the company everything that it wants, I would suggest that you allow it to withdraw notes amounting to about \$40,000 on deposit with a trustee," sarcastically declared Williams, after the board had ruled against him when the question of allowing the company to substitute notes with the trustee for cash it had collected from settlers.

"Turn them all over to the company. This is just horse

play to keep them with the trustee as a guarantee fund. If you are going to do anything with them at all, turn them over to the company and let it use them in securing money to invest in the project."

Howard protested, however, against such a procedure and after discussing the subject it was finally decided to allow the company to substitute with the trustee notes for about \$2700 of cash collected by the company!

The company represented that it intends to sue on a \$25,000 bond given by one of the contractors on the project, and this, together with the further fact that the board desires to give it every opportunity to finance the project and was unable to see where any benefit would flow by reason of the forfeiture of the bond, refused to declare it forfeited. It also granted the company an extension of time to complete its north canal. The company represents the largest irrigation project in the state.

Authority was given Olaf Laurgard, engineer for the Columbia Southern project, at a meeting of the State Desert Land Board, today, to incur an indebtedness of not to exceed \$1500 for preliminary work looking to the reclamation of the lands in the project.

The board also directed that the name of the project be changed to the Fumalo Project.

The Legislature appropriated \$450,000 for the reclamation of a portion of these lands in this project and the bill will become effective in June. The board is anxious to begin work at once and it was to do this that the engineer was authorized to incur the obligation.

Crook County Enriched by Bootleggers

The school fund of Crook county was enriched Saturday to the extent of \$750.00, fines paid in by the bootleggers who were arrested and tried some years ago, and took their cases to the supreme court, which affirmed the verdict of the circuit court here. About \$450.00 remains to be collected from this same source.

Don't Economize When Buying Stock.

Of any kind for breeding purposes. Get a few settings of high grade White Plymouth Rock eggs. For setting \$2.00. 3-27-St. E. W. Twiss, Mecca, Or.