

Crook County Journal

COUNTY OFFICIAL PAPER FOR CROOK COUNTY

COUNTY OFFICIAL PAPER, \$1.50 YEAR

PRINEVILLE, CROOK COUNTY, OREGON, THURSDAY, JULY 3, 1913.

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City Dads Met Tuesday Treas. Smith Resigns

The city council met last evening in regular session. Present, Councilmen Shipp, Gray, Ward, Lafollette, Cooper and Zevely, Recorder Bowman, Treasurer Smith, City Attorney Duffey, Marshal Coon, Night-watch Houston. Mayor Clifton slipped a cog, he says. He forgot all about the meeting until about midnight. J. B. Shipp occupied the chair in the absence of the mayor.

The minutes of the last regular and special meetings were read and approved.

There was a good deal of discussion regarding the repair of sidewalks. There were dangerous holes in some places that were a menace to the safety of pedestrians that should be attended to right away. The cross-walks, too, west of Main street needed attention. The marshal was instructed to take the matter up with property owners.

Another matter that came in for condemnation was the careless habit of leaving teams on the street untied. There is a city ordinance against the practice that seems to be hard to enforce. A man will drive up to a store for a few minutes and never think of tying his team. It is generally after the smash-up that he wishes he had done so. The attention of the marshal was also directed to this matter. Horses must be tied or fastened with a weight.

The recorder's monthly report was read and ordered filed. So also was the report of the night-watch and marshal.

City Recorder Smith's quarterly report was read and approved. It showed a total balance of cash on hand in the various funds of \$6713.10.

A petition was received from Dr. Belknap requesting permission to repair his office building, which is located within the fire limits. Permission was granted with the proviso that corrugated iron be used on the roof.

Otto Sonntag was given permission to build a sheet iron shed 12x40 feet long on the southeast corner of B street. It will be used as a wagon shed.

A contract was entered into between the city and the Deschutes

Power Co. for seven arc lights and 23 incandescents for a term of three years at a monthly rental of \$7.50 for the arcs and \$2.50 for the incandescents.

The resignation of City Treasurer Smith was read and after some discussion accepted. The council asked Mr. Smith his reason for quitting and when informed that he was going to move away, forgave him and said it was all right. Joe Girardo was appointed to fill the unexpired term.

Treasurer Smith requested that his books be expeted and his accounts checked up. He said that if there were any mistakes he did not know it, and if there were he was here to rectify them. In justice to himself, his successor and the city, he wanted a clean slate. The finance committee was instructed to look after the matter.

Wade Huston's report on the re-surveying of the First addition to Prineville was accepted and placed on file. He was ordered to place iron pins at the corner of each block.

The following bills were ordered paid:

T. L. Coon, salary for June	\$ 75 00
W. F. King Co., mdse	2 05
C. E. Smith, salary June	25 00
A. R. Bowman, fees	30 45
Deschutes Power Co., lights	139 40
Wade Huston, surveying and mapping	52 50
Wade Huston, salary	75 00
Clinton Huston, labor	18 00
J. H. Crooks, labor	28 50
Mrs. Maling, hall rent	25 00
J. W. Short, labor	5 00
Bert Barnes, labor	6 25
E. N. White, witness fees	1 50
P. B. Poindexter, "	1 50
J. O. Powell, "	1 50
Aaron White, "	1 50
C. B. Dinwiddie, "	1 50
C. S. Edwards, "	1 50
Mrs. Wm. Stanley, "	1 50
Wm. Stanley, "	1 50
J. H. Gray, "	1 50
Clinton Huston, "	1 50
C. Bryan, "	1 50
Chas. Silvers, "	1 50
G. Templeton, "	1 50
Beulah Hyde, "	1 50
Ray Osborn, "	1 50
Mrs. R. M. Templeton, "	1 50
Crook County Journal	7 00
Templeton & Son, mdse	1 50
Review, printing	10 00
A. D. Wonderly, labor	7 25
R. L. Jordan	5 15
John Curtis	2 25
W. C. Barnes	3 75

Madras Wool Sales.

Madras Pioneer: Nearly six hundred thousand pounds of wool was sold at Madras last Monday. This, with about 150,000 pounds stored at the Hunt's Ferry warehouse and sold on Sunday evening, brings the total sales for the Madras concentration district well up toward the three-quarter million mark.

The best price paid for coarse wool was 16 cents, while the average price for all grades was around 14 cents a pound.

As stated before, prices at the Madras sale were better than at either the Shaniko or Heppner Sales. At Shaniko the top price was 14 3/8c as against 16c at Madras, the average price at Shaniko being 13c, while at Madras it was better than 15c. At Heppner the top was 14 1/8c, while some clips sold as low as 9 1/2c. Last year the Baldwin Sheep & Land Company held out for 17c, and Manager James Rice succeeded in selling his entire clip of 204,000 pounds at that figure the day after the sale. This year the B. S. & L. Co., sold its clip of 139,000 pounds at 14 5/8c. Morrow & Keenan sold their clip of 50,000

pounds at 14 3/8c as against 16c last year.

An Old Claim Satisfied

J. B. Eryrear received a check for \$100.00 about a week ago being in payment for a horse lost during the Indian War of the early days. Mr. Fryrear took a prominent part in the suppression of the Indians along the Columbia River and it was during one of the battles that the horse was killed. Mr. Fryrear says that the animal was a valuable one and was appraised at \$225.00, but is well satisfied with getting the \$100.00 as he says it is like finding the money after all these years of waiting and never expecting to get anything.

Fourth of July Rates

On July 2d, 3d and 4th, the Oregon Trunk Railway will sell round trip tickets from Culver to any point on the Oregon Trunk or S. P. & S. railways, where the one-way fare is \$6.00 or less, at one and one-third fares subject to 50c minimum. Tickets are good to return until July 6th. It

Several thousand dollars to loan on improved farms at current rates. Address Wm. G. Phoenix, Redmond, Oregon. 7-3

Run Up Old Glory!

A FOURTH OF JULY POEM BY W. D. NESBIT

Run up Old Glory! Let it blaze
In red and white against the sky
And tell the story of the days
When hearts were stout and hopes were high.
Forget the daily fights of greed;
Forget the struggles, the dismay
Of facing cruelty and need—
Run up Old Glory for the day.

Run up Old Glory! Think of all
The old flag means to you and me,
Of how the blast of freedom's call
Shook out its folds from sea to sea;
Red with the blood that it has cost,
White with the souls or them that died—
To-day by laughing breezes tossed
It whispers of a nation's pride.

Run up Old Glory! Fling it forth
And feel anew the country call
That thrills East, West and South and North,
And has its word for one and all.
Run up Old Glory—fling it far
Across the blue of heaven's dome,
And feel that every stripe and star
Is warder of your hearth and home.

Crook County Rancher Building Fine Home

Hugh Lister is putting up a fine new home twelve miles above Paulina. Its a frame structure 36x52, two stories and basement. It will be modern in every respect. Hot water heat, two bath rooms, etc. The first floor has one bedroom, the dining room, living room with built-in book cases, kitchen, linen closets, hat closets, cooling closets, bath and toilet room, screened porch, built-in buffet, cupboards and other labor-saving conveniences.

On the second floor are located five bedrooms, bath and toilet room, big roomy closets and ample porches. The hot water heating plant, laundry, wood lift and laundry chute are located in the basement. T. J. Minger will leave next week to start the plumbing. J. B. Shipp drew up the plans. The work is being done under the supervision of Mr. Lister himself.

Shipping Arizona Cattle Into Crook County

T. J. Ferguson, of Roberts, passed through Prineville Tuesday on his way home from his Texas ranch. On his way back Mr. Ferguson bought 350 head of young Arizona stock that he will feed this winter. He had contracted for 800 head, but some of the contractors failed to make good, so he had to be satisfied with less than half that amount. He will pasture his stock this summer at the Klamath marsh. He loaded out of Tucson, Arizona.

Mr. Ferguson says that Dixon Bros., of Barnes, bought 800 head of young stuff in Arizona and shipped north with him. He says the Dixon boys got even better stock than he did. They shipped from Flagstaff, Arizona. The Dixon cattle will be pastured at the Klamath marsh, not far from the Ferguson stock.

Arizona cattle are being bought up in great numbers and shipped to Montana, Wyoming and other points. While the price paid was less than that ruling here, yet when all expenses are paid and losses made up there would not be such a great difference in value, Mr. Ferguson says.

Sure to Bring on a Big Rain

J. N. Williamson and Ed. Slayton have come to the conclusion that the people of Central Oregon should get together and hire them to commence sheep shearing and cutting hay if they want rain. These operations never fail to bring the moisture, Mr. Williamson says. He had got a good start with his shearing a week ago, but the rains kept interfering so that he had to suspend operations for several days. He will shear 10,000 sheep this year.

Ed. Slayton got one hundred acres of alfalfa down when the rains stopped him. He can not remember when he got through haying without a good rain. Mr. Slayton says the hay has suffered no damage beyond a slight discoloration. He has 400 acres in alfalfa this year. Three hundred of this is

The \$450,000.00 Appropriation Constitutional

The appropriation made by the last legislature of \$450,000 for the completion of the Columbia Southern, now called the Tumalo project, is valid, according to the unanimous opinion of the supreme court handed down Tuesday. Within a few minutes after the opinion was given out the desert land board met and again started the wheels of industry, which had been held in abeyance, in connection with the project, as every day's loss of time has been seriously felt.

The opinion is given in case of the injunction suit brought by L. H. McMahan, of Salem, against Ben W. Olcott, as secretary of state, and T. B. Kay as state treasurer, to restrain them from paying out the amount appropriated. In the circuit court Judge Galloway upheld the validity of the act, and his decision is affirmed.

Justice Charles McNary wrote the opinion, and Justice Burnett wrote a separate opinion, "concurring specially." This second opinion, which if anything more vigorously affirms the right of the legislature to make such an appropriation for the development of the state than the majority opinion is concurred in by Justice Ramsey.

"Unless a positive prohibition exists in the fundamental law, the legislature has an almost unlimited field for operation, even though the law be special or local in its character," says Justice McNary's opinion.

On the same point, Justice Burnett says: "At the argument, the plaintiff contended that the law in question was a local and special law in the interest of residents of the community in which the land mentioned is situated. The legislative assembly, in its discretion, may enact laws of that nature, unless forbidden by the state constitution."

The next objection made by McMahan was that the act was antagonistic to section 7 of article 11 of the constitution, which says the assembly shall not loan the credit of the state in excess of \$50,000.

"We are unable to see that

this act in any manner loans the credit of the state," says Justice McNary. "It is true that a large appropriation of public funds has been made for the completion of a project to irrigate and thereby reclaim certain land, but it is purely a state enterprise.

"No credit is extended to private sources to promote private schemes and the act directs the state to protect its title to the property included in the project, and to make all arrangements necessary for the proper construction and completion of the irrigation works and reclaim the lands. The state, through the desert land board, fixes the price to be paid for water rights and from the date of reclamation of any tract a valid lien is created in favor of the state."

Regarding McMahan's contention "The act is without the purview of legislative authority to lay a tax upon all the people and to expend the money for the benefit of the few," Justice McNary says:

"We think this point introduces the most serious aspects of the case. Plaintiff with much earnestness contends the act affords undue advantages to a favored few in Crook county at the expense of all other taxpayers in the state.

"The facts stipulated by counsel show that about 23,000 acres have been deeded to private parties. Yet the statute provides that the desert land board shall make necessary contracts for the sale and delivery of water to lands of said private parties. While the persons holding prior contractual rights have a call upon the state for the allowance of credits upon all moneys paid to defaulting companies under the original contract, yet they must enter into a contract with the state and otherwise conform to the rules prescribed by the desert land board. Thus it will be seen all persons who have a prior contract are treated alike and that as a class no special privileges are granted to one and withheld from another, but that all coming within the prescribed class enjoy the same privileges and immunities."

The opinion goes further and holds that the appropriation is for public purposes.

Waite-Bennett

A pretty wedding was solemnized at the home of Mr. and Mrs. W. S. Bennett, nine miles southeast of Madras, when their daughter, Ellen Marguerite, became the bride of John Waite, a prosperous young farmer of Lamonta. Elder G. R. Eads performed the ceremony, after which a splendid dinner was served to about twenty friends and relatives. The bride was dressed in a beautiful embroidered white voile. The happy couple will make their home near Lamonta.

The Cottage Boarding Home

DEAR FRIENDS:—As I am going into Prineville for two months, would all interested in the above scheme kindly make a point of calling upon me to learn more about it? And will any parents desirous of availing themselves of the advantages thus offered their children, come and make this fact known to me personally? I will publish my Prineville address next week.

Yours sincerely,
MRS. L. A. HOLLOWAY, M. A.,
Hon. Sec.

on the bench under the new ditch. This year's crop is the first he has harvested off the new land, and he thinks he has some prize-winning stuff. It will be shown at the fair this fall.

The County Won In Federal Court

Sheriff Elkins received word yesterday that the demurrer filed by Crook county against the suit brought by the Oregon & Western Colonization Co. in the Federal court at Portland enjoining the payment of the bridge warrants was sustained.

Jim Toney Doing Nicely at Hospital

Jim Toney is getting along nicely at The Dalles Hospital. The doctors have been able to save his leg which he will be able to use some. It is thought he will be able to return to Prineville about the middle of July.

For fine Oak Refrigerators see A. H. Lippman & Co. 6-12