

Celebrate 4th of July in Pendleton.

Buy clothing where you can get what suits you. We are selling more clothing than any store in Pendleton.

Suits \$5.00 to \$15.00
Pants \$1.00 to \$5.00

Cleaver Bros. Dry Goods Co.

East Oregonian
SATURDAY, JUNE 16, 1901.

THE BARBERS AND PRINTERS

The Baseball Game Will Take Place Sunday, June 16.

The game of baseball to which many have been looking forward anxiously since the baseball season opened, June 16, commencing on the 16th at 3:30 o'clock in the afternoon. The contestants will be composed of barbers on one side and printers on the other. The grounds on Alta street will be used. Manager Rader having been connected to such action, with the understanding that the grounds are to be kept in good condition and that the usual good order will be maintained. An admission fee of 15 cents will be charged for gentlemen and 10 cents for the grandstand. Ladies will be admitted free to grounds and grandstand.

Battling and Fielding Orders.

Printers—Sample, C. F.; Clint Brown, C. F.; Maskey, B.; Win Brown, B.; Canham, B.; Sheerman, B.; Hays, R. F.; Satterlee, L. F.; Drake, B.

Barbers—Harper, P. L.; Estes, C. F.; Dominguez, B. F.; Murphy, B. F.; J. J. Lane, B. F.; Vincent, L. F.; Kelly, C. F.; Graves, R. F.

The Northern Trip.

The Pendleton baseball team will start upon its trip north on Monday, June 17, at 8:15 a. m. Four games will be played as follows: Monday, June 17, at Walla Walla, in which Chapler will pitch and Claude Penland catch; Tuesday, June 18, at Coeur d'Alene; Wednesday, June 19, at Pullman; Thursday, June 20, at Coeur d'Alene; Friday, June 21, at Coeur d'Alene. It was found to be impossible to arrange a game with the club at Moscow, Idaho, on Wednesday, June 19, so that will be an open date. Chapler and Penland will return after the Walla Walla game. F. W. Lampkin, of the East Oregonian, and Tracy Laman, O. R. & N. telegraph operator, will accompany the boys.

He Kept His Leg.

Twelve years ago J. H. Sullivan, of Hartford, Conn., scratched his leg with a rusty wire. Inflammation and blood poisoning set in. For two years



In jewelry means that with me everything is made to order in style, artistic and beautiful in design and of value in intrinsic worth and cost. You run no risk in buying your watches, clocks or jewelry of me as I positively will in the past, guarantee goods as represented.

L. HUNZIKER,
Jeweler and Optician.
Sent door to Alexander & Hexter's

BYERS' BEST FLOUR

To make good bread use Byers' Best Flour. It took first premium at the Chicago World's Fair over all competitors, and gives excellent satisfaction wherever used. Every sack is guaranteed. We have the best Steam Rolled Barley, Seed Rye and Seedless Barley.

PENDLETON ROLLER MILLS

W. S. BYERS, Proprietor.

"See Dem Freezers"

I have a full line of.....
The Peerless Ice Cream Freezers
from one pint to ten quarts, will freeze cream in from three to five minutes; also have a full line of fishing tackle, hammocks, etc. See my line before buying.....

T. C. TAYLOR, the Hardware Man.

W. BYERS' WATER RIGHTS

AN IMPORTANT CASE IN THE CIRCUIT COURT SETTLED.

A Number of Findings of Fact and Conclusions of Law Reached and Decree Entered in Accordance Therewith.
W. S. Byers has secured another victory regarding the ownership of the waters of the Umatilla river, or preventing them from going through the ditch of plaintiff.
That the plaintiff is entitled to a decree perpetually enjoining said defendants from maintaining any flumes, dams or ditches, or diverting the waters of the Umatilla river, or preventing them from going through the ditch of plaintiff.
American Locomotives are hauling English trains, and the English trains and Englishmen are rolling over American steel rails. Our machinery is sold all over the world. A great American remedy, Hostetter's Stomach Bitters, is gradually working its way to all parts of the globe where dyspepsia and indigestion thrive. Like all American products, it is honest, and does just what it claims to do. The stubborn cases of constipation, biliousness, nervousness, liver and kidney troubles must yield to it. It is the most perfect remedy ever devised for weak stomachs. For fifty years it has been famous for its astonishing efficacy. It is a perfectly natural remedy, and there is nothing to equal it. See that a private revenue stamp covers the neck of the bottle.

\$1450 FOR THE FOURTH

Money Comes in to Make the Celebration a Success.

The \$1500 fund for the Fourth of July celebration will be secured. The total reported to date is \$1450, or within \$50 of the amount needed. The subscriptions now stand:

Reported Wednesday.
Saloons, increased..... \$ 600.00
The People's Warehouse..... 50.00
Cleaver Bros. Dry Goods Co..... 50.00
The Big Boston Store..... 50.00
Pendleton Grocery Association (seven grocery stores)..... 50.00
C. R. Dutton..... 30.00
T. C. Taylor..... 25.00
Brook & McComas..... 20.00
J. C. Baker..... 20.00
W. C. Koepfen & Bros..... 15.00
Ralph C. Ward..... 15.00
Pendleton Tribune..... 15.00
G. Newman..... 15.00
Wm. Goedecke..... 10.00
W. D. Fechter..... 10.00
East Oregonian..... 10.00
Frederick Noll..... 10.00
Geo. Froome..... 10.00
Mark Patton..... 10.00
W. R. Withers..... 7.50
Owl Tea House..... 5.00
E. A. Schiller..... 5.00
W. Schuler..... 2.50
Thos E. Fitzgerald..... 2.50
Reported Thursday.
P. O. Elliot..... 15.00
Schwarz & Greulich..... 10.00
Bennett & Tabet..... 10.00
Golden Rule Store..... 10.00
Baker & Folsom..... 10.00
Pendleton Cigar Factory..... 10.00
Cleaver & Wilson..... 10.00
E. J. Murphy..... 7.50
Perry Houser..... 7.50
Levi Eldridge..... 5.00
Reported Friday.
Gus Lafontaine..... 20.00
Pendleton Shoe Co..... 15.00
Queen Chop House..... 15.00
Chas. Cook..... 5.00
Reported Saturday.
Saloons, increased..... 125.00
C. B. Wade..... 25.00
W. J. Furnish..... 25.00
Tallman & Co..... 20.00
Geo. R. Demott..... 15.00
White restaurant..... 10.00
L. G. Frazier..... 10.00
Badley & Zayner..... 7.50
Platzholder & Minger..... 5.00
Domestic Laundry..... 5.00
Total to date..... \$1450.00

The Court Finds.

By the pleadings and stipulation of the parties to this case the court finds as matters of fact that in 1870, George W. Bailey, George A. Ladlow, Lot Livermore and F. Coates were granted the right to construct a ditch across a portion of the Umatilla Indian reservation, east from Pendleton, for the purpose of taking water from the Umatilla river, to the irrigation ditch, and use the same for different useful purposes.
They took this ditch out under their rights and thereafter the plaintiff, W. S. Byers, by means of conveyances and transfers, in the year 1874, succeeded to the interests of the said George W. Bailey and his associates in the ditch enterprise, and all their rights to the waters carried thereby. In that same and the following year, W. S. Byers began the construction of a flouring mill and enlarged the ditch, for the purpose of carrying water through the same to propel the machinery of said mill, and appropriated a quantity equal to a continuous flow to the full capacity of said ditch, as now constructed, being 10,000 inches, under a six-inch pressure.
Previous to that time, no other ditch or ditches had been taken out from the river above Mr. Byers' headgate. That amount of water was necessary for the operation of said flouring mill.
The Congressional Act.
By an act of congress, approved March 3, 1888, it was provided that a portion of the Umatilla reservation should be sold. This land was purchased by various citizens, and all the lands from a point above the head of plaintiff's ditch on both banks of the river and east from the point and for a long distance below where the ditch taps the Umatilla river were purchased by private individuals, and that since said purchases by means of conveyances this plaintiff has become owner in fee simple of the same.
During the summer months, from the first of July to the first of October, the Umatilla river becomes very low, and does not carry a sufficient quantity of water to furnish at the point where plaintiff's ditch taps the river enough to operate the mill for more than 10 or 20 hours each day. That the mill is a large flouring mill, of 600 to 800 barrels every 24 hours, and is run 24 hours each day, and with ditch, is of great value, namely, \$175,000.
About the years 1886 and 1897, the defendants built certain dams in the Umatilla river, and dug certain ditches, at a point above the head of the ditch of plaintiff, and took out about 500 miners' inches from the Umatilla river, and used the same in irrigating certain lands.
That the defendants continued to divert the waters of the Umatilla river from their natural channel above the head of the ditch of plaintiff, and threatening so to do.
Lessees of Allottees.
The defendants, James A. Fee, Thomas Thompson, George W. Rigby and William T. Rigby, are in possession of a great many acres of land as lessees of allottees on either side of the Umatilla river, east from the head gate of Byers' ditch. The above four mentioned defendants are the owners of the ditches mentioned in the complaint, have been diverting and using the waters openly and adversely to all other persons, except the plaintiff.
That each party will pay his own costs and disbursements.
That the plaintiff will not claim damages by reason of the defendants having heretofore used the waters of the Umatilla river above the head of the plaintiff's ditch.
Rights of Defendants.
That the above named four defendants may at all times of high water, and whenever there shall be more than sufficient flow of water, to supply plaintiff's ditch to its full capacity, use all or any of the surplus water, over and above what is required to fill the Byers ditch to its full capacity, so far as the plaintiff is concerned.
The court finds that the equities are with the plaintiff, and that he is entitled to a decree.
That the plaintiff can recover no damages, and is entitled to none.
That the plaintiff is entitled to a decree establishing plaintiff's prior appropriation, fixing the amount thereof and that the date of said appropriation was during the year 1874, and the quantity of water appropriated was a continuous flow to the full capacity of plaintiff's ditch as at present constructed.

THE HARVESTING SEASON

WHEAT CUTTING TO COMMENCE IN UMATILLA COUNTY JUNE 25.

Crop Will Be Large, Notwithstanding Any Damage the Frost May Have Done.

Umatilla county will begin the harvest of 1901 on June 25, when wheat cutting will commence in the country a few miles northwest from Pendleton. The Cox variety of wheat will be the first wheat to be headed. By the first of July, many farmers will be at it, and on the fifth of July, the machine will be merrily humming in all parts of the county. This will be the average date for the commencement of wheat harvest. This is true, notwithstanding the season has been backward, cool and with more than the normal fall of moisture.

The most careful investigation has been carried on during the past week, with a view to ascertaining the amount of damage done by the frosts of last week. That damage was done is conceded, but as to percentages, opinions vary. The estimates are from five per cent on a field of 100 acres of Sait, to give the latter. In spite of the frost, the crop will be wonderful. The yield will be large per acre, and the acreage at least up to the average.

LOSES ON WHEAT BY FROST

Several Farmers Express Themselves on the Situation.

The question of damage to the wheat crop by recent frost still is a matter of comment among farmers. Lee Beam, a brother of Recorder Beam, is in town today from his ranch about 12 miles northwest of Pendleton. He says he has examined his wheat carefully and does not believe it has been damaged much, if at all. R. A. Alcorn, who resides in that same locality on Stage gulch, estimates the damage at 25 per cent on a field of 100 acres of Sait Lake club. Mr. Alcorn has the reputation of being one of the best judges of crops, and as familiar with the situation as any man in the county. Virgil Moore, who resides one and one-half miles toward Pendleton, from Mr. Alcorn's place, estimates the damage to his own crop of wheat at 33 1-3 per cent.

Thousands Sent into Exile.

Every year a large number of poor sufferers whose lungs are sore and racked with coughs are urged to go to another climate. But this is costly and not always sure. Don't be an exile when Dr. King's New Discovery for consumption will cure you at home. Its most infallible medicine for coughs, colds, and all throat and lung diseases on earth. The first dose brings relief. Astounding cures result from persistent use. Trial bottles free at Tallman & Co's.

For Sale.

One ten foot header, three header beds, one fourteen horse Pitts improved power all new. Call or address, J. T. LIEUALLEN, Adams.

For the last three years the ex-

changes of the New York clearing house were very much in excess of those of the London clearing-house. The exchanges at the London house for 1890 were \$43,540,000,000; at the New York house they were \$52,634,201,857.

DOCTOR SANDEN

DR. SANDEN'S BELT.

Has no equal for the cure of Nervous and Physical Debility, Exhausted Vitality, Varicose, Premature Decline, Loss of Memory, Wasting, etc. which has been brought about by early indiscretions or later excesses.

ESTABLISHED THIRTY YEARS. Write today for my latest book, "Health by Nature," and "Strength by Use and Abuse by Men."

DR. A. T. SANDEN, Dept. A. Russell Block, PORTLAND, OREGON.

For Rigs To go Fishing or for a cab to make a call telephone Main 79.

ELVIN CRAIG, Proprietor.

Depot Stable.

Farmers Custom Mill

Fred Walters, Proprietor.

Capacity, 100 barrels a day. Flour exchanged for wheat. Flour, Mill Feed, Chopped Feed, etc., always on hand.

Call upon:

No. 5

for

Wood,

Coal,

Brick

and Sand.

Heavy Hauling

Special attention given to consignments.

Laatz Bros.

For Health, Strength and Pleasure Drink : : : : : Polydore Moens, Proprietor.

CITY BREWERY BEER.

Small throughout the world. PORTER DAVIS AND CO. Clear, Pledge, Boston. "All About Baby's Skin and Care."

Mothers and Children

Rejoice in the cleansing, purifying, and beautifying properties of Corsica Soap and Corsica Ointment, purest and sweetest of emollient skin cures. These gentle yet effective skin purifiers and beautifiers have made thousands of homes happy by curing torturing, disgusting humors, rashes, and irritations of infancy and childhood, and relieving parents of care and anxiety.

Small throughout the world. PORTER DAVIS AND CO. Clear, Pledge, Boston. "All About Baby's Skin and Care."

JUNE BARGAINS

Regular price	June price
Black dress goods, 30 inches wide.....	15c 9c
Black dress goods, 36 inches wide.....	25c 15c
Black satin finish dress goods, 44 in. wide.....	40c 29c
Cotton worsted dress goods, 30 inches wide.....	15c 8c
Worsted dress goods, 42 inches wide.....	25c 17c
All wool cheviot skirt and suit material, 38 in. wide.....	60c 39c
Japanese silk in all colors, 20 inches wide.....	35c 22c
Japanese silk, all colors, 24 in. wide Taffeta finish.....	50c 34c
Changeable taffeta silk, best quality.....	85c 48c
Turkey red table linen, 58 inches wide.....	30c 19c
Bleached table linen, 56 inches wide.....	25c 18c
Bleached table linen, 62 inches wide.....	60c 39c
Half bleached table linen, 62 inches wide.....	40c 27c
Bleached muslin, 36 inches wide.....	6c 4 1/2c
Good apron checked gingham.....	3c
Best apron checked gingham.....	5c
Satine Petticoats, deep flounce, knife pleating.....	\$1.65 98c
Mercedized best petticoats, accordion pleated flounce.....	\$3.50 \$2.58
Percale wrappers new pattern trimmed size 32 to 44.....	95c 72c
Women's Tailor Made Suits, in mixed grays.....	\$10.00 \$5.90
Women's Tailor Made Suits.....	\$15.00 \$8.32
Shirt waists, a lot to close, worth \$1 to \$1.50.....	50c
Men's sweaters, just the thing for now.....	60c 35c
Men's cotton Sox, per dozen pair.....	45c
50 men's suits, some were \$6.50, others to \$12, all reduced, the best ones.....	\$8.80
Women's black hose, 3 pair for \$1.00.....	23c
Men's unlaundersed white shirts.....	50c 25c
144 Men's undershirts and drawers on counter.....	Half Price 98c
10 dozen women's dongola shoes, patent leather tip.....	6 1/2c 4 1/2c
Best blue calico.....	6 1/2c 4 1/2c
Best red calico.....	5c 4c
Light color calico, best.....	5c 3c
Scotch Lawns.....	5c 3c
Lace Curtains, 3 1/2 yards long.....	\$1.50 98c
10 pieces Silkline drapery.....	10c 7c

Read this list every day, 'twill be worth your while.

THE PEOPLES WAREHOUSE

ALWAYS IN THE LEAD.

Agents Buttericks Patterns.

Arm in Arm with Your Pocketbook

Our fine carpets have been selected with a view of giving you the best value for your money. Neat, elegant and attractive patterns fitted with durability, and within the means of all, is what we are offering in our fine stock of rugs, carpets and something in lace curtains and portieres. It will cost you nothing to look at them. Prices are right.

Jesse Failing.

Main street near Bridge.

...FOR HAYING...

Short and long handle pitch forks, Seythes, snaths, Flexible steel cables, pulleys, ropes, in all sizes.

Hansford & Thompson,

"The Leading Hardware Men."

Under New Management

Strictly First-Class

Excellent Cuisine.

Every Modern Convenience

Give Us a Trial.

Rates \$2.00 a day

Special Rates by Week or month

Bar and Billiard Rooms.

Headquarters for Traveling Men

The Best Hotel in Eastern Oregon.

Van Dran Bros., Props.

Successors to J. E. Moore

WOOL FOR SALE.

Thursday of each week I will be at the First National Bank office to receive sealed bids on lots of wool Nos. 5, 8, 13 and 17, about 500 sacks, now stored in the Independent warehouse; also about 300 sacks of this years clip. I reserve the privilege of rejecting any or all bids. Address me Pendleton or Pilot Rock. Telephone Pendleton or ranch on Bear Creek.

J. E. SMITH.

Hotel St. George

(H. O. DARVEAU, Prop)

Elegantly Furnished Steam Heated

European Plan

Block and a half from depot.

Sample Room in connection

Room Rate 50c, 75c, \$1.00

For Health, Strength and Pleasure Drink : : : : : Polydore Moens, Proprietor.

CITY BREWERY BEER.