DAILY EAST OREGONIAN, PENDLETON, OREGON. FRIDAY, DECEMBER 11, 1903

FREE! ". Children's and Misses' Shoes

RIGHT

August, 1900.

DECISION RENDERED IN

Suit Brought By Milton Man Who Claimed His Neighbor Used More

Water Than He Should in Equity

or in Law-Plaintiff Gets Circuit

Court Decision After Three Years.

Judge W. R. Ellis today filed his

findings of fact and conclusions of law in the case of S. F. Harrington vs. A. L. Demaris, which has been pending in the circuit court since

The facts in the case are that the plaintiff and defendant owned land

above Milton, contiguous and through

which ran a small stream. The land of the plaintiff was below that of the defendant, and was irrigated by the

stream running through the land of

both. For many years the plaintiff used the water of the stream, and but

a short time prior to the filing of the

suit the defendant placed a dam in

the stream and turned the water from the stream and turned the water from the land owned by the plaintiff, shut-ting off his supply entirely. The plaintiff smed to recover the use of the water and for \$700 dama-ges for the killing of his trees, and general damage to his pression gauge

general damage to his premises caus-ed by the withdrawal of the water.

The court, when it tried the case, went to the scene of the contention

taking testimony in the case and in-

vestigating the conditions. Today the court finds that the plaintiff is entitled to a decree, and

order compelling the defendant to re-

move the obstructions from the stream and allow the water to flow

again in its old channel so that 60 inches of water will flow through the channel, and at least 48 inches in the

ditch of the plaintiff at all times of

the year. The court further decrees that the defendant be enjoined from diverting the water from the natural

channel in any quantity to finterfere with the 60-inch flow of the plaintiff.

from obstructing the channel with a dam, and further orders that the in-

junction be perpetual.

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A SIGNIFICANT CASE.

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besiness has increased to such an extent that we estimated we have absolutely the best wearing and basiness has increated to such an extent that we established we have absolutely the best wearing and ballies', misses' and children's shoes that are today a and many people in Pendleton know this, but establed we want to sell more, and in order to a sished we want to sell more, and in order to a shoes into more families we will give a vay, free, every eleventh pair. Should the eleventh too lady's patent kid shoe, or a soc pair, in either all cost you nothing. This offer is for the entire relicost you nothing. This offer is for the entire permber. Remember, we have a line of shoes that tee to give satisfaction. All rips sewed free,

TEUTSCH'S BIG STORE COR. MAIN AND ALTA ********************

Get Sunny. U C Rader. Fresh fruit daily at Martin's. Best shoe repairing at Teutsch's The Delta chocolates are different. Ask your neighbor what is P. I. R. If you want a piano or organ, read Falling's ad, today.

For Rent-Four room house; good meats. Schwartz & cellar. H. J. Stillman. The Delta chocolate and bon bons skirts at lving

always taste like more. The fair at the Christian church, ool shoes that wear

December 10, 11 and 12. il is having a special 'Phone Lane's paint shop when you want window glass put in.

Indian clubs, dumb bells, linen quantities on the closbooks for the babies. Nolf's. the cest cigar made,

language. Inquire at this office, Failing has a first-class plano tuner. Leave orders. Work guaranteed. Kennedy's cab is at your hours. 'Phone main

Call up 'phone main 701 when you some rare beauties. want a cab. Ready for service at all ever shown here. Hantimes.

iothing is correct. Cushobby dsfied and always well Noll's

Christian church

W. & C. R. Roadmaster.

Walla Walla was a Pendleton visitor yesterday for a short time, having come here on a tour of inspection.

W. C. Marion, the roadmaster of the

is in the city are served St. George restaurant. St. George restaurant.

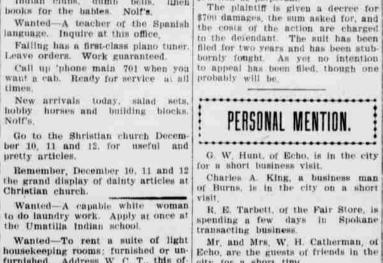
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of irying to fool the peomple know. Those familfice The Boston sections: usiness and closing out

stely closing out the mek no reservations or and Monday evening. The Boston Store wiss and our word for it department is sold out, to our future plans walt

S.



housekeeping rooms; furnished or un-furnished. Address W. C. T., this of-

Some of the jewelry left from the sale at the Congregational church can be seen at the home of Judge Lowell, on Johnson street. It will city for a short time, well, on Johnson street. It will sold at a discount between this

a short time on a business trip.

eave in the morning for her home at

Olympia Beer-Olympia Eeer, Salem The most popular brand for family R. E. Porter, of scencham, is in the R. E. Porter, of seacham, is in the city for a few days on business in connection with the suit brought in the provide the pottled beer in any quantity desired. against him by the First National Charles W. Sanford. for nearly 20 years bishop of Gibraltar, is dead. Bank of this city. MARSHAL AND RECORDER Joseph Blakley and Thomas Fitz Gerald Leading. There is every evidence now that the council will not select a new man for marshal. A canvass of the mem-bers leads to the conclusion that the man who will serve Pendleton as the next marshal will be one of experience, although there was a belief some time ago that a new man would be selected. The friends of Joseph Blakley prepared to present his name for the place, when the proper time comes, place, when the proper time context, and from all appearances at this time Mr. Blakley is in the lead. He serv-ed the city in that capacity very sat-isfactorily and would enter the har-ness again with his experience and acquaintance to ald him in conduct-ing the office to the best interests of the effect. city John Heathman is also a candidate for the place, and W. Scheer, the present incumbent, would accept the appointment again. Judge Thomas Fitz Gerald, who now occupies the office of city recorder, is in the lead for the position again. There is no disposition apparent on There is no disposition apparent on the part of the new counself to make any change in this office, at this time, although there are other excellent men in line for the position. Petition Filed. A petition was filed in the justice court today in the case of Bishop & Co, vs. T. D. Gaddis, asking that the stock of the confectionery store for-merly run by the defendant, but which is now in he bands of the sher-iff, be sold, as it is perishable and which is sold, as it is perishable and will lose its value if kept pending the outcome of the suit. The petition was Treasurer W. & C. R. J. G. Cuttler, of Walla Walla, the treasurer of the W. & C. R. was a visitor in the city today looking after

R. E. Tarbett, of the Fair Store, is spending a few days in Spokane

Mr and Mrs W H. Catherman, of Echo, are the guests of friends in the

Mr. and Mrs. H. L. Rhodes, of Me Kay, are the guests of friends in the

GENTLEMEN

MEN'S GLOVES,

We have a good assortment of kid gloves in gince and suede Dent, Ad-ir, Hutchens & Potter and Block's tan and gray, sllk lined and un-ed, \$1.00, \$1.25, \$1.50, \$1.75 and Hned \$2,00 the pair. Warm gloves in good assortment

at from 25c to \$5.00 per pair. Any of the above would make a suitable Xmas present.

SUSPENDERS.

Everybody years suspenders, but not many of us would not buy fan y ones if we hat to pay for them out of our own pocket. If you want to in-yest for someone clas, we have them from 20c to \$6.00 the pair. We will engrave initials, free -01

charge, on a fiver buckles. Lounging Robes, Purt an Smoking Jackets, Fancy Vests, Blankets Silk Mufflers, Comfort Tult Jases Blankets. Comfortables Dress Shirts. Fancy Socks. Office Jackets, Mufflets. Boys' Suits. Little Fellows' Neckties. Umbrellas. Handkerchiefs,

Sweaters.

Hats.

The

Owners Calling for Missing Stock

Find Them There,

The city pound has been full

time, and if no one claims them they will be sold to the highest bidder.

ADMINISTRATOR APPOINTED.

Robert Terney, Deceased.

istrator of the estate of Robert Ter-

ney, who died December 1, 1903, aged

Laura Terney, and three sons, George

Terney, Edward F. Terney and Claude

personal property and is valued at \$2,460. The court granted the peti-

The estate is composed of real and

The decensed leaves a widow,

63.

Terney

The petition of George Terney has

horses for several days,

Wrist Bags. Suits. Children's Suits.

Fancy

List of Reminders for X'mas

LADIES'

In selecting presents 'tis well to try to give something that is appropriate. It doesn't always follow that the biggest sum insures the most acceptable present.

Read this List

It will likely suggest some one thing you dian't think of.

Waistings. Hosiery. Dress Patterns, Purses and Card Table Linen Sets. Cases, Fans. Kid Gloves. Golf Gloves. Silk Mittens, Silk Underwear. Lace Pillow Shams Fancy Neckwear. Handkerchiefs. Belts, Waist Sets, Bead Chains, Sterling Silver Hat Pins, Corsets, Delineators, Girdles. Automobile Bags. dren. Men's Suits, Hose Supporters, Overcoats, Christmas presents,

Lace Bed Spreads. Lace Curtains, Portiers, Art Fancy Work. Fancy Slippers for Ladies and Chil.

Warehouse WHERE IT PAYS TO TRADE

AT THE CITY POUND. COMING EVENTS.

10

but this

Peoples

Milton Irrigation District election, December 21 Washington Teachers' association, Tacoma, Dec. 28-30. National Livestock convention.

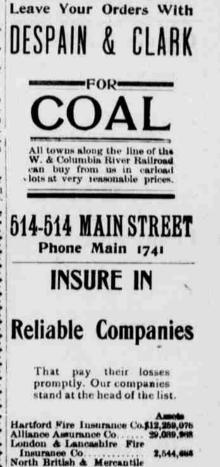
morning all were taken out. John Portland, January 12, 13, 14 and 15.

The Knights of the Maccabees have about three million socars in the re-serve fund, safely invested. If you want traternal protection, see J. S. Kees or District Deputy G. A. Graves. You don't have to use to win. It is what you are looking for,

TO CURE & COLD IN ONE DAY Take Laxative Bromo Quinine Tablets All draggists refund the money if it fails to cure. E. W. Grove's signature on each box. 25c.

THE NOLF STORE THE PLACE FOR CHRIST-MAS GIFTS





Crow, the reservation farmer, has been missing seven head for some time, and has been unable to locate them until he found them this morning in the pound. Jack Crigler, of Milton, found four head of his stock in the pound, which he thought he had lost, and took them

G. W. Hunt, of Echo, is in the city or a short business visit. to his home this afternoon, There are now remaining a cow and for a short business visit. calf, for whom no owner has appeared and the animals will be held for a

Done to Handle Estate and Affairs of

city for a short time.

W. O. Millikin, of Milton. was a business visitor in the city today for

PERSONAL MENTION.

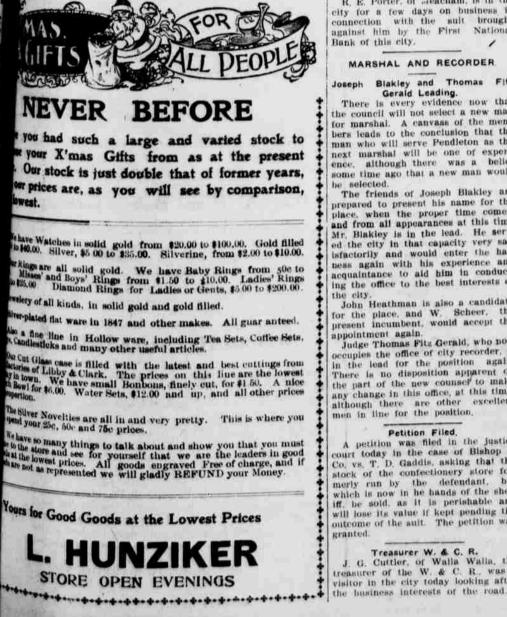
Charles A. King, a business man of Burns, is in the city on a short

transacting business

been presented to the probate court asking that he be appointed admin-

Miss Eva Belts, who has been visit-ing at Walla Walla for a couple of eeks, has returned to her home in

this city. Mrs. W. F. Boothby, who has been the guest of her daughter. Mrs. John McCourt, for the past month, will



The **Boston Store** SOLE AGENT FOR THE W. L. Douglas Shoes for Men. \$3.50 and \$4.00.

Also the Pingree Gloria shoes for Women, \$3.50.

The Little Red Schoolhouse shoes for Children.

The above three lines are the best for the money.

Be sure and notice the stamp on the sole, as it has come to our notice that oth ers are selling their shoes for the above brand.

Boston Store ANNUAL STOCKHOLDERS' MESTING.

The

ANNUAL STOCKHOLDERS' MEETING. TO WHOM IT MAY CONCERN Notice is hereby a ven that the regular annual stort holders meeting of the Golconda Comsolid-ated Gold Mines Company will be held at the office of the campany in the Prodiction Savings Heank building, Prodiction, Oregon, at 10 ordicek A. M. on Tuesday, January 12, 1904. At such annual meeting an hierbion will be held for the election of directors of the said cor-poration and all other and general business pertaining to therfastics of the company will be ramacted that may come before are in meet-ing.

ing. Dated December 9th, 1905. J. H. BALEY secretary. C. P. WADE President



SEE WINDOW DISPLAY.

I. CLARKE & Co. 211 Court Street

ELATERITE is Mineral Rubber.]

YOU MAY INTEND BUILDING or fluit it necessary to REPLACE A WORN-OUT ROOF ELATERITE ROOFING Takes th. place of sningles, tin, tron, tar and gravel, and all prepar roofings. For flat and steep surfaces, gutters, valleys, etc. Easy to 1 Temperc for all climates. Reasonable in cost. Sold on merit. Guar Easy to lay. Sold on merit. Guaran-Temperc for all climates. Reasonable in cost. Sol teed. It will pay to ask for prices and information.

THE ELATERITE ROOFING CO.

Worcester Building.

Portland,