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### IRRIGATIONISTS MUST PAY UP ANNUALLY

UNITED STATES COURT HANDS DOWN DECISION

Judge Wolverton Upholds Annual Payment Plan of Department of Interior—Decision Specially Relates to Klamath Project But Applies to All.

A decision of the United States court which is of much interest to the settlers of the Umatilla project as well as every other government reclamation project, was handed down Monday by Judge Bean in Portland. Through this decision an interpretation is given that portion of the Reclamation act authorizing the collection of maintenance and operating expenses from year to year which upholds the annual payment plan of the department.

The court held that the Department of the Interior was authorized to collect construction and maintenance charges until such time as one-half of the entire cost of any project shall be paid and that particular system of irrigation shall be turned over to the management of the Water Users' Association, composed of people who are making beneficial use of the water.

The question was raised by the refusal of former owners of the Klamath Falls irrigation company to pay an assessment of 1909 amounting to \$1.50 an acre. District Attorney McCourt was compelled to bring action for the collection of the amount. In the pleadings it is recited that the Klamath Falls irrigation company was one of the oldest water-supplying ditches in the country acquired by the Reclamation Service. Situated in the heart of the Klamath Falls project it possessed old and valuable water rights, and in the formation of the plan to reclaim lands, that system became of importance to the service.

**Pledges Made at Purchase.** Roscoe E. Cantrell and Cordelia M. Ankeny owned a large part of the stock of the irrigation company and the Reclamation Service started into negotiations by which the system was acquired in April 1906, by the payment of \$50,000. Cordelia M. Ankeny at that time contracted to purchase water for the irrigation of 1700 acres of land as it should be needed and to pay charges duly levied against such lands for the management and operation of the system.

In 1908 water was delivered to the lands by the government and the charges fixed reached \$1.50 an acre, which Mrs. Ankeny refused to pay. Water was then turned off from the lands and her attorneys began suit contesting the right of the reclamation officials to collect any charges.

**Opposite Contention Expensive.** Under Section 5 of the reclamation act it was insisted that it became incumbent on the government to construct, operate and maintain the Klamath Falls project at its own expense until such time as the government should have collected 50 per cent of the cost of the works.

If the government were able to collect all the assessments levied each year the granting of this contention would mean that the Reclamation Service would be called upon to expend \$13,000,000 in the United States maintenance and operation alone, asserted that all users of water on the various projects now in construction would take the ruling. It was argued that Attorney McCourt would cripple the branch of the government that the construction considered for provides that on received be turned into assessments.



Scene Second Act of "Brewster's Millions," at Oregon Monday, February 23

are made to them.

In passing on the question raised Judge Bean pointed out that the Reclamation Service had expended \$53,000,000 in the irrigation of lands by the construction of projects far too expensive for private capital to undertake, and that the purpose of the congressional act authorizing the work was to collect the money so expended by dividing the cost on an acreage basis, payable in 10 annual installments.

The court ruled that money expended for the operation and maintenance was necessary in assuring the efficiency of the service to the settler in making otherwise worthless land a productive and valuable asset, and that it was within the power of the Secretary of the Interior to make division of the annual payment between the construction and maintenance funds.

The decision is the first handed down in the Federal Court affecting the reclamation act and is considered to be of great importance in furthering the work undertaken by the government in many places in the West.

**TAMMANYIZED BY BRITAIN.**

Patriot Manufacturer is Punished by Officialdom for Timely Warning.

Berlin.—The papers here are printing long accounts of the manner in which H. H. Mulliner has been "Tammanyized" in England. The English press has been extremely reticent regarding the matter, but private accounts reaching here tell an interesting story.

Mr. Mulliner, according to these accounts is managing director of the Coventry Iron Works. It was he who first warned the English authorities of Germany's shipbuilding program. He persisted in reminding the authorities to what a great extent Germany is proceeding, and finally got his plea before the cabinet, where he was confronted by two admirals of the English navy.

From that time on, Mr. Mulliner found that the doors of the admiralty were closed inexorably against him. More than that, the orders which his ordnance works had been receiving from the government suddenly ceased and finally the other directors of his organization were informed that no further orders would be given unless Mr. Mulliner was retired from his post. Thereupon Mr. Mulliner retired in order to safeguard the interests of the other directors. Orders began to pour in from the government again, and in a short time afterwards Admiral Bacon was given the post vacated by Mr. Mulliner.

**Took All His Money.** Often all a man earns goes to doctor or for medicines, to cure a stomach, liver or kidney trouble that Dr. King's New Life Pills would quickly cure at slight cost. Best for dyspepsia, indigestion, biliousness, constipation, jaundice, malaria and debility. 25c. at Tallman & Co.

**HIS APPENDIX IS CHAMPION.**

Pennsylvania Surgeons Separate Man From Troublemaker. Sharon, Pa.—Edwin Ross of Sharon relinquished the longest veriform appendix known to the medical world, following statements by the physician who removed it.

The appendix was exactly seven inches long. Three surgeons assisted in its removal and each was given a share of the honor.

The distance appendix was six and three eighths inches long.

George Ross, once a champion athlete, now is third with an appendix six inches long to his credit in a jar of a New York hospital.

### SHERIFF BOB LOSES HEART TO ACTRESS

GRANDSON OF J. J. ASTOR HAS POPPED QUESTION

Young Millionaire Has Lost His Heart to Fascinating Mile, Line Cavalieri—Is Waiting for an Answer.

New York.—Robert Winthrop Chanler, millionaire grandson of John Jacob Astor, has lost his heart to the fascinating Mile, Line Cavalieri of the Manhattan Opera forces.

The erstwhile sheriff of Dutchess county, now a devotee of the art of painting, has proposed marriage to the charming song bird and Mile, Cavalieri is thinking it over.

"Sheriff Bob," as his friends will call him, confessed it all, and did not hesitate to say that his heart was all aflutter with anxious waiting for the prima donna's decision.

Chanler popped the question to the beautiful singer something like three weeks ago and, while way down in his heart he is beginning to think it is time he found out his fate, he is willing to keep on waiting in the fond hope that the verdict will not be a refusal.

When the reporter called upon Chanler this afternoon at his studio in Fifth avenue and asked him about a rumor that he and Mile, Cavalieri were engaged to wed, he found the former leader of Dutchess county's democracy actively engaged in putting the finishing touches on a painting of aboriginal life.

The reporter explained that he desired to know if it were true that Chanler was engaged to marry Mile, Cavalieri.

"Don't know—that is, I haven't heard yet," was the reply.

"I asked the madame if she would marry me and she hasn't said the word. All is up to her, you see."

Then "Sheriff Bob" paused and grinned amiably.

Up to the Ansonia the reporter went to try to ascertain from Mile, Cavalieri if she had come to any decision as to "Sheriff Bob."

Inquiry met with the response that Mile, Cavalieri had to sing at the Manhattan at night and that she needed to rest and could not be disturbed.

Chanler is one of the best known democrats in the state. He held the democracy of Dutchess county in the palm of his hand for years, and always conducted whirlwind and spectacular campaigns when running for office.

**Ladies Soles sewed.** With my new machine I can sew your soles on for 65c per pair. They will look better and last longer. A. EKLUND.

**Are You a Good Shot?** Valuable guns and cigars given to the best shots at the Pastime Parlors Ask Estes.

### ONE-LEGGED BOY IS ATHLETIC PRODIGY

SPokane High Cripple PHENOMENAL ATHLETE

Charles Galbraith Has One Leg Off at the Knee But Captains Basketball Team, Plays Tennis, Rides, and is Champion Swimmer.

"The most remarkable athlete in the world."

Although few are aware of the fact, Spokane can, in the person of Charles Galbraith, 18-year-old high school student, claim this rather startling distinction.

How would you like to have your right leg amputated above the knee?

Well, that's exactly what happened to Charles Galbraith four years ago, and look at this for a record since that time, despite the terrible handicap: Star swimmer in Y. M. C. A. aquatic contests; captain of High school class basketball team; tennis expert; crack gymnast and leader of high school apparatus squad; wrestler, horseback rider and all-round athlete.

"Without doubt the most wonderful bunch of grit and energy in the United States," was the terse comment of Physical Director Cook of the high school.

Charles lives with his parents at 1317 Fifteenth avenue. He is an American, possesses a pair of extremely dark eyes, is lithe and lanky, weighs 120 pounds and stands 5 feet 10 3-4 inches high.

"All my life I've liked sports, and it nearly broke my heart when I had to have my leg taken off four years ago," said this wonderful little bunch of nerves, when asked for his side of the case.

**Star Basketball Man.**

"Yes, I can go through a basketball game, 20-minute halves at that, without tiring. Of course, I have a good many falls when I hop around in the middle of a scrimmage, but you know there is a way to fall and a way not to fall. I have learned how to hit the floor without hurting myself."

Charles' schoolmates vouch for the fact that he generally gets the best of his opponent, not only in the jump off, but in fact all through the play. He is captain of one of the fourth grade chess teams.

He is also head and shoulders above the average high school lad in indoor gymnastics work, having been chosen one of the three leaders for the regular work.

"I'm better on things that take arms," said he quietly. Then he added, "I can get around on the horse, rings and bars all right."

How many could hop around on one foot and play up with the best in a tennis match?

**Plays Fine Tennis Game.** That's what this Spokane lad does. Charles says he played tennis for a year before his limb was removed, but didn't know much about the game until he began figuring how to cover the court and surrounding country on one foot with the greatest agility.

To round out this rather interesting character study, the dark-eyed American lad is rated as one of the best juvenile swimmers in the Inland Empire.

A year ago he swam upward of three-quarters of a mile in a contest at Leon Lake, about 40 miles from Spokane. According to Y. M. C. A. officials who have often watched him in the tank, he can swim like a fish.

Charles learned how to maneuver around in the water at Hangman Creek.

The youthful prodigy is also fond of horseback riding and can often be seen galloping across country in quest of lower scenes. Schoolmates declare him an expert wrestler along with his many other accomplishments in the sport line. The lad himself is somewhat backward about talking of his capabilities.

When Charles is walking about the streets he almost always uses his crutch, but when some one mentions athletics—no more crutches for him. They're a useless luxury. And his opponents will testify to this—Spokane Inland Herald.

**WANT ROOSEVELT TO VISIT WESTERN CITIES**

Chicago.—Frederick G. Bonfils, half owner of the Denver Post and Kansas City Post, and George Creel, one of his editorial writers, have arrived in Chicago, completing one-tenth of a 10,000-mile journey to Whartown, where Theodore Roosevelt will be asked to return to his native land by way of the Pacific coast. A credential Bonfils shows invitations from every important city west, except Denver, Los Angeles, San Francisco, Portland, Seattle, Tacoma, Spokane, Ogden, Salt Lake City, Lincoln, Omaha, Cheyenne and Kansas City are among the most prominent.

Bonfils expects to anticipate Mrs. Roosevelt in greeting the hunter when he emerges from the wilds. He figures he will arrive there March 6, in time to voyage up the Nile 200 miles or so and extend the hospitality of the west by the side of a desert campfire.

Save money by reading today's ads

# Attention Sick Women

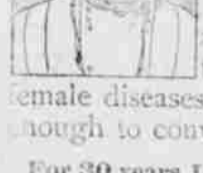
If you had positive proof that a certain remedy for female ills had made many remarkable cures, would you not feel like trying it?

If during the last thirty years we have not succeeded in convincing every fair-minded woman that Lydia E. Pinkham's Vegetable Compound has cured thousands and thousands of women of the ills peculiar to their sex, then we long for an opportunity to do so by direct correspondence. Meanwhile read the following letters which we guarantee to be genuine and truthful.

**Hudson, Ohio.**—"I suffered for a long time from a weakness, inflammation, dreadful pains each month and suppression. I had been doctoring and receiving only temporary relief, when a friend advised me to take Lydia E. Pinkham's Vegetable Compound. I did so, and wrote to you for advice. I have faithfully followed your directions and now, after taking only five bottles of the Vegetable Compound, I have every reason to believe I am a well woman. I give you full permission to use my testimonial."



—Mrs. Lena Carmoelno, Hudson, Ohio, R. F. D. No. 7.



St. Regis Falls, N. Y.—"Two years ago I was so bad that I had to leave my bed every month, and it would last from two to three weeks. I wrote to you for advice, and took Lydia E. Pinkham's Vegetable Compound in dry form. I am happy to say that I am cured, thanks to your medicine and good advice. You may use my letter for the good of others." —Mrs. J. H. Breyers, St. Regis Falls, N. Y.

There is absolutely no doubt about the ability of this grand old remedy, made from the roots and herbs of our fields, to cure female diseases. We possess volumes of proof of this fact, enough to convince the most skeptical.

For 30 years Lydia E. Pinkham's Vegetable Compound has been the standard remedy for female ills. No sick woman does justice to herself who will not try this famous medicine. Made exclusively from roots and herbs, and has thousands of cures to its credit.

Mrs. Pinkham invites all sick women to write her for advice. She has guided thousands to health free of charge. Address Mrs. Pinkham, Lynn, Mass.

**Bernhardt Play Wins.** Paris.—The new play in which Mme. Sarah Bernhardt is appearing is attracting considerable attention from theatrical critics, and most of the criticism is favorable. "Un Coeur d'Homme" ("A Man's Heart") is the play.

It is a four act dramatic comedy and one predominant idea runs throughout the thread of the story—

that a man should not marry too young.

The hero of the story marries when quite young, a woman who adores him. He soon grows weary of his happiness and falls desperately in love with another woman, but is finally disillusioned and returns penitently to his first love.

Read the East Oregonian every day.

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Program Changes on Sundays, Tuesday's and Friday's.

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