

THE BEND BULLETIN

PUBLISHED EVERY FRIDAY BY LUEDDEMANN & LAWRENCE.

"For every man a square deal, no less and no more."

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FRIDAY - JAN. 20, 1905

If General Stoessel had to pay Bend prices for horsefeed we do not wonder that he wanted to present his favorite charger to General Nogi - and that General Nogi refused it.

Now Laidlaw has a postoffice, or will have when the postmaster's commission shall arrive. Establishment of the postoffice has been authorized, with W. G. Stiles, the merchant, as postmaster. His bondsmen are L. M. Coen and E. B. James. Mrs. Coen will be the deputy. Service will be by special carrier from Bend. This is the third new postoffice within a radius of five miles in the Deschutes country in less than a year all having large patronage. Which speaks louder than words of the growth of this locality.

In discussing the new county proposal last week the Prineville Review dropped this remark:

The Bulletin insisted in the Bend city election that the persons most interested should rule the new city's affairs. Is there, then, so great a difference between governing a city and governing a county?

Here is an inaccurate statement of the position of The Bulletin, doubtless unintentional, and the conclusion based on such premise is, of course, much awry. The Bulletin's contention in the Bend election campaign (and it is of general application) was that those most interested in the welfare of the city should rule it - not those most interested in plucking it or who had nothing to lose by neglecting it. This principle, may it please the Review, The Bulletin would apply to the Jefferson county movement.

It appears from recent manifestations that there is, after all, within the borders of the proposed new county of Jefferson, some hostility to the move for division. An Ashwood man has spoken right up in opposition to it. Over in the Madras section there is also a cry of pain. It is evident, however, that that pain is produced by those who want Madras for the county seat, and is not really against the proposed new county but only against the town of Antelope. If the people of the proposed county don't want it that ought to settle the matter. If they do want it their wishes ought to have weight. The point The Bulletin has made heretofore and now restates is that the wishes of the people in the proposed new county should govern, rather than the wishes of a distant county seat. By "the people" is meant a substantial majority of them; for it cannot be expected that all the people will agree on anything. The Bulletin is no disunionist but does believe largely in local government.

FUTURE FOR THE BEND COUNTRY

Engineer Kinney's report on the reclamation enterprise of The Deschutes Irrigation & Power Company, which appears in another column, contains nothing new to the people acquainted with the conditions here, but it is gratifying confirmation, from unquestioned authority, of local opinion of the virtues of this country and the sufficiency of the irrigation company's plans to reclaim it. To know how competent outside judgment regards these matters is interesting and useful to all concerned.

"The land is of the same general nature of lands in Colorado, New Mexico and Arizona that bear immense crops when properly cultivated and irrigated," says Mr. Kinney. Colorado is much higher than Central Oregon and was in all respects less promising. A peculiarity of the knocking that is so assiduously done at

Prineville, and all along the stage route to Shaniko, for that matter, is that it refuses to believe that the forces of nature will do here what they have done elsewhere. This sublime rejection of the lessons of actual experience would be amusing if it were not so malignant. To see certain kinds of soil in the Crooked river bottom, on McKay creek, in the Haystack section, or anywhere else under heaven except in the Bend country, is to recognize their virtue and promise. But the same soil in the Bend country becomes at once very doubtful or positively worthless in the opinion of the knockers. So much for the spirit of a mean and petty jealousy that possesses a certain type of humanity. We do not mean that this is found only in Crook county, but we do speak of it as an influence that prevents a united effort for development here, that brings no profit to anybody, produces only ill nature and a very tired feeling.

This country is all right. It isn't so old in achievements as some others. If it were old it wouldn't be new. But if soil, climate, water, timber and enterprising, industrious people mean anything anywhere they spell not only immediate success but a great future for the Bend country.

AN ORDINANCE

Prohibiting the signature, as surety, by the Mayor, Recorder, Treasurer or any officer of any bond required to be given by any officer of the City of Bend.

That neither the Mayor, the Recorder, the Treasurer nor any member of the Common Council shall sign any bond which the City Ordinance or the Statutes of the State of Oregon require to be executed by persons holding office under said municipal corporation.

Approved January 13, 1905. Attest: J. M. LAWRENCE, Mayor. J. M. LAWRENCE, Recorder.

AN ORDINANCE

Authorizing the Recorder to expend from the general fund a sum of money not exceeding twenty-five dollars for the purchase of such supplies as may be needed in the performance of his duties and such supplies as may be needed by the Treasurer in the performance of his duties.

That the Recorder be, and hereby is, authorized to expend from the general fund a sum of money not exceeding twenty-five dollars for the purchase of such supplies as may be necessary for the proper performance of his duties and for the purchase of such supplies and stationery as may be needed for the proper performance of his duties as Treasurer.

Approved January 13, 1905. Attest: J. M. LAWRENCE, Mayor. J. M. LAWRENCE, Recorder.

AN ORDINANCE

Establishing the form in which liquor license shall be issued.

That all licenses for the sale or disposition of liquor under the provisions of the ordinance entitled "An ordinance to license, tax, regulate and restrain bar-keepers, saloon keepers and dealers in spirituous, vinous or malt liquors or fermented cider, bar-rooms, drinking shops or places where spirituous, vinous or malt liquors or fermented cider are kept for sale or in any manner disposed of and the disposal thereof," shall be in the following form:

LIQUOR LICENSE CITY OF BEND. ISSUED AT BEND, OREGON. I, the undersigned, having complied with the ordinances of the City of Bend, regulating the issuance of Liquor Licenses, and having filed in the office of the Recorder a receipt for the sum of Six Hundred Dollars (\$600.00) as provided in said ordinance, I am hereby authorized and licensed to sell, during the year ending on the day of 1905, spirituous, Vinous and Malt Liquors and Fermented Cider at the premises known as street in the City of Bend.

Approved January 13, 1905. Attest: J. M. LAWRENCE, Mayor. J. M. LAWRENCE, Recorder.

AN ORDINANCE

Fixing bond and compensation of Marshal and authorizing employment of police officers.

The Marshal of Bend shall receive as full compensation for his services a annual salary of One (\$1) dollar, payable in advance.

Section 2. The Marshal shall, before entering upon the duties of his office, execute a bond in the sum of \$5,000.00, payable in U. S. gold coin, with such surety, approved and accepted by the Common Council, conditioned upon the faithful performance of his duties under the law.

Approved January 13, 1905. Attest: J. M. LAWRENCE, Mayor. J. M. LAWRENCE, Recorder.

AN ORDINANCE

Fixing the compensation and bond of the Treasurer and defining his duties.

The Treasurer shall receive an annual salary of \$500.00, payable in quarterly installments on the 1st day of each month, and shall receive no other fee or compensation of any nature whatsoever.

Section 2. Before entering upon the duties of his office he shall execute a bond to the City of Bend in the sum of \$5,000.00, payable in U. S. gold coin, with such surety, approved and accepted by the Common Council, conditioned upon the faithful performance of his duties as Treasurer. The premium on said bond shall be paid out of the General Fund.

the amount paid out from each fund during the quarter, and the balance of money or other property remaining in his hands at the close of the quarter. He shall accompany such exhibit with a schedule of all warrants sold by him during the quarter, specifying the amount and number of each and the fund out of which such warrants were paid. Said exhibit shall be made and filed with the Recorder on or before the 1st day of January, April, July and October of each year.

Section 4. It shall be the duty of the Treasurer to cancel every warrant paid by him by marking across the face of same the word "Paid" with a schedule of all warrants sold by him during the quarter, specifying the amount and number of each and the fund out of which such warrants were paid. Said exhibit shall be made and filed with the Recorder on or before the 1st day of January, April, July and October of each year.

Section 5. After the quarterly exhibit, as provided for in section 3 of this Ordinance, shall have been examined and approved by the Common Council, a certified copy of such exhibit shall be published at least once in the newspaper owned by the City printing. It shall be the duty of the Recorder to provide for such publication.

Approved January 13, 1905. Attest: A. L. GOODWILLIE, Mayor. J. M. LAWRENCE, Recorder.

AN ORDINANCE

Fixing the compensation and bond of the Recorder and defining his duties.

The Recorder shall receive an annual salary of \$500.00, payable in monthly installments on the 1st day of each month, and shall receive no other fee or compensation of any nature whatsoever.

Section 2. Before entering upon his duties the Recorder shall execute a bond to the City of Bend in the sum of \$5,000.00, payable in U. S. gold coin, with such surety, approved and accepted by the Common Council, conditioned upon the faithful performance of his duties as Recorder. The premium on said bond shall be paid out of the General Fund.

Section 3. All demands and accounts against the City shall be presented to the Recorder and he shall audit the same and report thereon to the Council with all convenient speed, together with his suggestions or recommendations, which he may deem proper and pertinent. He shall draw warrants on the Treasurer for all demands and accounts audited and approved by the Council, and he shall be held responsible for the amount of money required for such warrants.

Section 4. The Recorder shall keep proper books of account showing therein all sums appropriated and date thereof and all warrants drawn hereon and to whom payable and all such matters and things as may be prescribed by ordinance or resolution of the Council, to a correct understanding of the City's finances.

Section 5. The Recorder shall make quarterly statements to the Common Council, or at other time as may be required by the Council, showing receipts and disbursements and the state of each particular fund and also showing the assets and liabilities of the City, and the amount of money required for such purposes.

Section 6. In the case of illness or temporary absence of the Recorder, the Mayor may appoint to act in his stead any person having the qualifications of a Justice of the Peace, who shall forthwith take the oath of office and perform the duties of the Recorder until the Recorder's absence or inability of the Recorder to act. His compensation while temporarily acting as Recorder, shall be deducted from the salary of the Recorder.

Approved January 13, 1905. Attest: J. M. LAWRENCE, Mayor. J. M. LAWRENCE, Recorder.

AN ORDINANCE

To license, tax, regulate and restrain bar-keepers, saloon keepers, and dealers in spirituous, vinous or malt liquors, or fermented cider, bar-rooms, drinking shops or places where spirituous, vinous or malt liquors, or fermented cider are kept for sale, or in any manner disposed of, and the disposition thereof.

Section 1. No person or persons, shall in this city, directly or indirectly, in person or by another or otherwise, open, maintain or carry on any saloon, bar-room, drinking shop, place where spirituous, vinous or malt liquors or fermented cider are kept for sale, or in any manner disposed of, or sell, or offer for sale, or in any manner dispose of, or in any other place without obtaining a license therefor in the manner hereinafter provided.

Section 2. The following persons shall not be entitled to take out a license provided for in this ordinance: (1) Any person who is a habitual drunkard, or who is addicted to the use of any intoxicating liquor, or who is a person of bad moral character, and no license shall be granted to any such person, and no license shall be granted to any person for the purpose of carrying on a saloon, or for the sale of spirituous, vinous or malt liquors, or fermented cider, within the city limits of Bend, Oregon, or in any locality where the same is prohibited to the residents in the vicinity.

Section 3. No license shall be issued for a longer term than one (1) year.

Section 4. It shall be the duty of the Mayor, and he is hereby authorized and empowered, to appoint a committee of three (3) members of the Common Council, to be known as the Liquor License Committee, whose duty it will be to examine and investigate all applications for licenses under the provisions of this ordinance, and to report thereon to the Council, and to recommend to the Council the granting or refusing of such licenses, and to recommend the amount of the license fee to be charged for such licenses.

Section 5. Any person or persons desiring a license under the provisions of this ordinance, shall present in writing application herefor at a meeting of the Council, and the application shall be referred to the Liquor License Committee by the Council, and the application shall be conducted, and the nature of such business.

Section 6. Upon investigation said Committee shall be satisfied that such applicant is entitled to a license under the provisions of this ordinance and that the place where it is proposed to carry on the same business is a proper place therefor, said Committee shall approve said application, and file same with the Recorder.

Section 7. If for any reason said Committee, upon investigation, does not approve said application, it shall reduce thereon its reasons for such disapproval and file same with the Recorder. Said Committee shall have power to administer oaths upon all applications as above provided, within a period of at least five (5) days from the time such application is made by the Council, referred to said Committee.

Section 8. Before final action by the Council, as provided in the following paragraph of this section, shall be taken, the applicant for a license shall cause a full and complete copy of said application to be published at least once in some newspaper published in the City, and shall file satisfactory proof of such publication when made with the Recorder. Such publication must precede the final action of the Council, and such application for license by a period of at least five (5) days.

The Council at its next meeting after the filing

of the report of said Committee, shall act upon the application and the bond required by section 7 of this ordinance and may by resolution either grant or refuse a license notwithstanding the approval or disapproval of said Liquor License Committee. If the license is granted then when the applicant shall thereafter have presented to the Recorder the receipt of the Treasurer for the amount of fees for the license for the ensuing year said license shall be issued as applied for and not otherwise.

The Council may revoke a license at any time, in which case there shall be returned to the licensee a sum of money equivalent to the amount of the license fee paid by him, less the unexpired term shall bear to the whole term for which the license was issued.

Section 9. Every person to whom a license shall issue under the provisions of this ordinance, shall pay into the City Treasury a license fee as follows:

If for the sale, barter or delivery of any spirituous vinous or malt liquors or fermented cider, or all of them, in a saloon or bar-room or the barter or sale of such liquors in any other place, the applicant shall pay the sum of Six hundred (\$600) dollars per annum, payable in advance.

Section 10. Every person applying for a license under this ordinance to sell spirituous, vinous, or malt liquors or fermented cider, before securing such license, shall execute to the City of Bend a bond in the penal sum of one thousand (\$1,000) dollars, with two or more sureties to be approved by the Mayor, conditioned that said applicant shall not violate the provisions of section 2 of this ordinance.

Section 11. Any keeper of any saloon, bar-room or other place where wine, spirituous or malt liquors or fermented cider are sold or kept for sale, shall in the place permitted by the public order or disorderly conduct when it is in his power to prevent the same, or shall sell or give or permit to be sold or given any intoxicating liquor to any person already intoxicated, or to any person under the age of majority, or during the voting hours of any election day, or shall at any time permit or employ any woman to act as waitress or bartender, or to sing or dance, or serve in any capacity in his saloon or bar-room, or in any other place, in violation of the laws of the State of Oregon, or the smoking of opium, or disorderly conduct, or any badly housed, to be carried on in such place or in connection therewith, shall upon conviction, be fined not less than fifty (\$50) dollars, nor more than two hundred (\$200) dollars, or by imprisonment not less than twenty (20) days, nor more than one hundred (100) days, or both and shall forfeit any license which he may hold under the provisions of this ordinance, and the bond provided for in section 7 of this ordinance, may be proceeded against.

Approved January 13, 1905. Attest: A. L. GOODWILLIE, Mayor. J. M. LAWRENCE, Recorder.

SUMMONS

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR CROOK COUNTY.

The Deschutes Irrigation & Power Company, Plaintiff vs. Ferdinand Oberlund, Defendant.

To Ferdinand Oberlund, Defendant above named: In the name of the State of Oregon:

You are hereby required to appear and answer the complaint filed against you in the above entitled suit on or before the 20th day of January, 1905, and if you fail so to answer and appear, the plaintiff will apply to the Court for the relief demanded in its complaint, to wit: for a judgment against you and a decree of said Court appropriating and condemning a right of way one hundred and eighty (180) feet in width over, across and upon certain lands owned by you and situated in the County of Crook and State of Oregon, and being known as the South-west Quarter (1/4) of the southwest 1/4 of Section Four (4), Township sixteen (16) North, Range Twelve (12) East, and for a judgment for its costs and disbursements on this suit and for all such other and further relief as to this Court in equity may seem just and meet in the premises. This summons is ordered served by publication thereof for six consecutive weeks from the 15th day of December, 1904, to the 15th day of January, 1905, by order of the Honorable W. A. Bell, County Judge for Crook County, Oregon.

Made and dated at Prineville, Oregon, December 16, 1904. THE DESCHUTES IRRIGATION & POWER CO., Plaintiff. By Gustin & Sweeney, Attorneys.

SUMMONS

IN THE JUSTICE'S COURT FOR THE PRECINCT OF BEND, CROOK COUNTY, STATE OF OREGON.

The Bend Mercantile Company, Plaintiff vs. Charles E. Rasmus, Defendant.

To Charles E. Rasmus, the above named defendant: In the name of the State of Oregon, you are hereby required to appear before the undersigned, Justice of the Peace for the precinct addressed, on the 15th day of February, 1905, at 10 o'clock in the a. m. of said day, at the office of said Justice in said precinct, to answer the above named plaintiff in a civil action for the recovery of money.

The defendant will take notice that if he fails to answer the complaint herein the plaintiff will take judgment against him for Forty-six Dollars and Fifty-five Cents (\$46.55) and costs. This summons is ordered served by publication thereof for six consecutive weeks from the 20th day of December, 1904, to the 10th day of February, 1905.

By order of the Justice of the Court for the Precinct of Bend, Crook County, and the State of Oregon. Made and dated at Bend, Oregon, December 30, 1904. J. M. LAWRENCE, Justice of the Peace, Bend Precinct, Crook County, Oregon.

NOTICE FOR PUBLICATION

U. S. Land Office, Lakeview, Oregon, January 6, 1905.

Notice is hereby given that David A. Pindley, of Klamath, Crook Co., Oregon, has filed notice of intention to make proof of his desert land claim No. 472, for the sections, w. 1/4, sec. 15, and n. 1/4, sec. 22, T. 22 S., R. 10 E., W. 10 M., before J. M. Lawrence, U. S. Commissioner, at his office at Bend, Oregon, on Saturday, the 25th day of February, 1905.

He names the following witnesses to prove the complete irrigability and reclamation of said land: John N. Maston, William H. Mayfield, John C. Taylor and John Young, all of Klamath, Oregon; and Joseph N. Hunter, of Bend, Oregon. J. N. WATSON, Register.

Timber Land, Act June 3, 1878.

NOTICE FOR PUBLICATION

U. S. Land Office, The Dalles, Oregon, November 28, 1904.

Notice is hereby given that in compliance with the provisions of the Act of Congress of June 3, 1878, entitled "An Act for the sale of timberland in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the public land states by Act of August 4, 1892, and approved August 4, 1892.

Stanford G. Yoder, of Sandpoint, county of Kootenai, state of Idaho, has this day filed in this office his sworn statement No. 2575, for the purchase of the 1/4 sec. 21, sec. 24, T. 13 S., R. 10 E., W. 10 M.

And will offer proof to show that the land sought is more valuable for its timber or other uses for agricultural purposes, and to establish his claim to said land before the Register and Receiver, of this office at The Dalles, Oregon, on the 21st day of March, 1905.

He names as witnesses: William G. Mason and Michael O'Connor, of The Dalles, Oregon; Edward L. Ulrich, and William C. Ames, of Sandpoint, Idaho.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before the said 21st day of March, 1905.

12-17 MICHAEL T. NOLAN, Register.

Bend's New Meat Market. WALL STREET, OPPOSITE E. M. CO. WHITE & HILL. THE FINEST STOCK OF FRESH MEATS IN CROOK COUNTY. Cured Meats and Lard and all the Accessories of a First-Class Market. EVERYTHING NEW AND OF THE BEST.

YOU ARE INVITED TO The White House. COR. BERGON & BOND STS. A. B. Estchenet, Prop. The Best Liquors and Wines. DOMESTIC and IMPORTED CIGARS.

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THROUGH FROM BEND TO SHANIKO IN ONE DAY. SHANIKO-PRINEVILLE PRINEVILLE-BEND STAGE LINE SCHEDULE. SOUTHBOUND: Leave Shaniko 6 p. m., Arrive Prineville 7 a. m., Leave Prineville 8:30 a. m., Arrive Bend 2:30 p. m. NORTHBOUND: Leave Bend 12:30 p. m., Arrive Prineville 7:00 p. m., Leave Prineville 1 p. m., Arrive Shaniko 1 a. m. FIRST-CLASS EQUIPMENTS FOR TRAVELLING PUBLIC PASSENGER AND FREIGHT RATES REASONABLE.

We carry only the finest lines of WINES, LIQUORS and CIGARS. TO DROP INTO THE MINNESOTA BUFFET. SHAW & BROSTERHOUS, Prop's. FRED A. SHONQUEST, Manager. BEND, OREGON.

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