

THE BEND BULLETIN.

VOL. IV

BEND, OREGON, FRIDAY, JULY 20, 1906.

NO. 18

PROFESSIONAL CARDS

C. S. BENSON,
ATTORNEY AT LAW
Bend, - Oregon.

W. P. MYERS
LAND ATTORNEY

Twelve years special practice before the U. S. Land Office and Department of the Interior. Also general practice.

Office, - LAIDLAW, ORR.

U. C. COE, M. D.

OFFICE OVER BANK

Physician and Surgeon

TELEPHONE NO. 21

BEND OREGON

DR. I. L. SCOFIELD

DENTIST

BEND, OREGON

Office in residence on Hawthorne Ave.

J. W. ROBISON

Veterinary Dentistry

OFFICE AT BEND LIVERY & TRANSFER CO. STABLES.

BEND, OREGON

NOTARY PUBLIC INSURANCE

A. H. GRANT

Agent for
Liverpool, London & Globe, and
Lancashire Fire Insurance
Companies.

BEND, OREGON

Crook County Realty Co

Real Estate Bought and Sold.

Life and Accident

INSURANCE.

OFFICE IN BULLETIN BUILDING BEND, OREGON

= REWARD! =

The undersigned will pay \$10.00 for the detection and conviction of any person who in any way willfully injures or destroys its lines in Crook County.

THE DESCHUTES TELEPHONE CO.

R. B. GARMAN,
Barber

HOTEL REDMOND—Call and see me.

REDMOND, - OREGON.

Desert Land, Final Proof.

NOTICE FOR PUBLICATION.

U. S. Land Office, The Dalles, Oregon.

July 11, 1906.

Notice is hereby given that Temperance O. Reed, formerly Temperance O. Harkman, of Bend, Oregon, has filed notice of intention to make proof on her desert-land claim No. 239 for the W¹/₂ Sec 4 and adjacent, sec 5, Tp 18 S., R 12 E., W 1 E., in the H. C. Hills, U. S. Commissioner, at his office in Bend, Oregon, on the 15th day of August, 1906.

She names the following witnesses to prove the complete irrigation and reclamation of said land:

Ed Halverson, John White, H. W. Reed and Thomas Triplett, all of Bend, Oregon.

July 13-1906 MICHAEL T. NOLAN, Register.

CONTEST NOTICE.

DEPARTMENT OF THE INTERIOR.

U. S. Land Office, The Dalles, Oregon.

June 23, 1906.

A sufficient contest affidavit having been filed in this office by Lynn A. Smith, contestant, against homestead entry No. 11601, made October 15, 1902 for 160 acres, in the H. C. Hills, U. S. Commissioner, at his office in Bend, Oregon, in which it is alleged that said Martha Morris has wholly abandoned said tract that she has changed her residence therefrom for more than six months last past; that said tract is not settled upon and cultivated by said party as required by law; that such failure still exists; that said alleged absence was not due to her employment in the army, navy or marine corps of the United States in time of war; said parties are hereby notified to appear, respond and offer evidence touching said allegation at 10 o'clock a. m., on August 15, 1906, before H. C. Hills, a U. S. Commissioner, at his office in Bend, Oregon; and that final hearing will be held at 10 o'clock a. m., on August 21, 1906, before the Register and Receiver at the United States Land Office in The Dalles, Oregon.

The said contestant having, in a proper affidavit, filed June 21, 1906, set forth facts which show that after due diligence personal service of this notice can not be made, it is hereby ordered and directed that such notice be given by due and proper publication.

July 13-1906 MICHAEL T. NOLAN, Register.

YOU should read THE BULLETIN It gives the news—all of it.

Because we are selling the same and better quality at a closer margin is a very good reason why you will find our store the best place to buy anything in the line of

Groceries, Drygoods, Furnishings, Shoes, Hardware, Sash and Doors, Paints and Oils

The PINE TREE STORE

E. A. SATHER, PROPRIETOR

A Complete Stock of

At Bend, Oregon. **DRY** Rough, Surfaced and Moulded **LUMBER** At Bend, Oregon.

All Widths, Lengths and Thicknesses

INCH COMMON DIMENSION SHIPLAP RUSTIC T. & G. FLOORING BEADED CEILING WINDOW JAMBS WINDOW CASING HEAD BLOCKS O. G. BASEBOARD STAIR TREADS WATER TABLE O. G. BATTINS MOULDINGS P. B. D. PATENT ROOFING FENCE PICKETS SHINGLES ETC., ETC.

Reasonable Prices Good Grades Dry Stock

Lumber Delivered at Low Cost Anywhere on The Lands of The D. I. & P. Co., or The C. S. I. Co.

CUSTOM FEED MILL IN CONNECTION.

The Pilot Butte Development Company
BEND, OREGON

Timber Land, Act June 3, 1897.

NOTICE FOR PUBLICATION.

U. S. Land Office, Lakeview, Oregon.

June 7, 1906.

Notice is hereby given that in compliance with the provisions of the Act of Congress of June 3, 1897, entitled "An act for the sale of timberlands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the public land states by Act of August 4, 1892,

Harry L. Gibbs,

of Polk county, county of Multnomah, state of Oregon, has filed in this office his sworn statement No. 224, for the purchase of the swg of sec. 10, Tp 18 S., R 14 E., W 1 E.,

and will offer proof to show that the land sought is more valuable for its timber or stone than for agricultural purposes, and to establish his claim to said land before the Register and Receiver at Lakeview, Oregon, on Friday, the 1st day of August, 1906.

He names as witnesses: Ora Pollock, of Polk county, Oregon, and James D. Honeyman, of Bend, Oregon.

Any and all persons claiming adversely any of the above described lands are requested to file their claims in this office on or before the said 1st day of August, 1906.

July 13-1906 I. N. WATSON, Register.

CONTEST NOTICE.

DEPARTMENT OF THE INTERIOR.

U. S. Land Office, The Dalles, Oregon.

June 7, 1906.

A sufficient contest affidavit having been filed in this office by Melissa C. Coons, contestant, against homestead entry No. 11560, made October 7, 1902, for the S¹/₂ Sec 10, Tp 18 S., R 14 E., W 1 E., in which it is alleged that said Eugene J. Ashline, contestant, in which it is alleged that said Eugene J. Ashline, has changed his residence therefrom for more than six months last past; that said tract is not settled upon and cultivated by said party as required by law; that such failure still exists; that said alleged absence was not due to his employment in the army, navy or marine corps of the United States in time of war; said parties are hereby notified to appear, respond and offer evidence touching said allegation at 10 o'clock a. m., on July 21, 1906, before H. C. Hills, a U. S. Commissioner at his office in Bend, Oregon; and that final hearing will be held at 10 o'clock a. m., on July 28, 1906, before the Register and Receiver at the U. S. Land Office, The Dalles, Oregon.

The said contestant having, in a proper affidavit, filed June 2, 1906, set forth facts which show after due diligence personal service of this notice can not be made, it is hereby ordered and directed that such notice be given by due and proper publication.

July 13-1906 MICHAEL T. NOLAN, Register.

TO DRILL DEEP WELLS

First One Will Be Sunk at Redmond.

DRILLING MACHINE ORDERED

Thorough Test Will Be Made as to the Possibility of Obtaining Well Water in This Region.

Individuals connected with the D. I. & P. Co. have made arrangements to thoroughly test the possibility of obtaining deep well water in this region. A complete drilling outfit has been ordered from the Star Drilling Co. of Akron, Ohio, capable of drilling to a depth of 1,000 feet. As soon as the outfit arrives, work will be started on a well at Redmond, and later wells be sunk on the Baldwin and Johnston ranches east of Bend. Expert drillers from the East, who have had much experience in deep well drilling, will be employed for this work. F. C. Rowlee, who has had considerable experience along this line in the oil regions of the East, will supervise the work here.

Speaking of this undertaking, Mr. J. O. Johnston, first vice-president and general manager of the D. I. & P. Co., said: "I consider the question of a pure water supply of utmost importance to this country as a whole. Furnishing water for domestic purposes through the canals and ditches will never prove entirely satisfactory, and with this view in mind we have determined to give this region a very thorough test as to whether or not well water can be obtained. We are very confident that it can be procured at a depth of 300 or 400 feet, but whatever the depth required we intend to give the matter a thorough test."

"While it is not certain that artesian water can be obtained, I do feel very confident that an abundant supply of pure water can be obtained at a reasonable depth. Moreover, geological indications are such that it is very probable that an artesian reservoir may be tapped by sinking a well to a sufficient depth. "However that may be, I consider a supply of pure well water at a moderate depth of more importance just now to the people settling this country than artesian water at a great depth. The expense of sinking so deep a well would be prohibitive to the average settler. With an abundant supply of pure water and with transportation facilities, I am sure this region will make one of the garden spots of the whole country."

Mr. Johnston talked very enthusiastically of conditions under the company's segregations. He said the country was developing in a very satisfactory manner and that he noticed wonderful changes since his first visit here two years ago last January. He further stated that the company had undertaken the reclamation of this region and that work to that end would go steadily forward. The system of canals and laterals in the Redmond neighborhood will be finished about August 1. Later the systems under the Pilot Butte and Central Oregon canals will be entirely completed, how soon Mr. Johnston could not state.

At the annual meeting of the stockholders of this company held in Portland July 11, the former officers were re-elected as follows: H. D. Turney, president; J. O. Johnston, 1st vice-president and general manager; E. C. Baldwin, 2nd vice-president; F. C. Stanley, secretary and treasurer.

Messrs. Turney and Johnston, who, with their families, are spending a short vacation in Bend, will return to the East in about two weeks, extensive business interests requiring their attention there.

The Last Wool Sale.

The third and last wool sale of the season for Shaniko came July 10, says the Republican. Nearly

1,000,000 pounds were offered and sold at prices ranging from 17 1/2 to 20 3/4 cents, the average being practically 17 1/2 cents. There were five buyers in attendance but all participated in the bidding and were apparently anxious to secure a share of the wool. The prices paid were about one cent below the rate paid at the previous sales. The majority of the wools displayed were from the Upper John Day valley and Crook county, and were in better condition than usual. From their bright color it is evident that the John Day country escaped the March dust storm that so disastrously effected the Antelope wools, which heretofore have been the brightest wools in Eastern Oregon.

The aggregate amount of wool sold here this season is 4,000,000 pounds or 500,000 less than was marketed last year. There are still some lots undelivered, but they will probably not exceed 300,000 pounds. Besides the 4,000,000 pounds of wool marketed at Shaniko at an average price of 20 cents, the sheepmen of this section have about 120,000 head of sheep at an average price of \$2.75 per head, making a total income from that industry of over \$1,500,000.

NEW HOMESTEAD LAW.

Rules Governing Entries on Land in Forest Reserves.

The act passed at the recent session of congress whereby homestead entry may be made to lands within forest reserves, provides that whenever a person desires a certain tract to be opened to entry an application to that effect must be made to the forester at Washington, D. C., after which further proceedings rest with the secretary of agriculture and the interior department.

The sum and substance of the act is contained in the following:

1. That the secretary of agriculture may use his discretion about examining and listing lands under the proposed law.
2. Only lands chiefly valuable for agriculture and not needed for administrative purposes by the forest officer for some other public use will be classified and listed under this bill.
3. Land covered with a merchantable growth of timber will not be declared agricultural, except upon the strongest evidence of its value for agricultural purposes, both as to production and accessibility to a market.
4. Areas known to have been occupied by actual settlers prior to January 1, 1906, will be examined first, and when such areas are found chiefly valuable for agriculture they will be listed, in order that the occupants may make entry under the act. The mere fact that a man has settled upon land will, however, not influence the decision with respect to its agricultural character.
5. Any one who was a bona fide settler on land within a forest reserve before January 1, 1906, but who has already exercised or lost his homestead privilege, may, if otherwise qualified, make homestead entry under the provisions of the proposed law, but must pay \$2.50 per acre for any lands entered.
6. The first preference right to enter lands classified under the act will be given to persons who settled on said land prior to January 1, 1906, and to those persons, if qualified to make homestead entry, who applied to have the classification made, but this latter class shall not apply for a tract occupied by a settler before that date; otherwise, they might lose their preference right.
7. Supervisors are often absent from their headquarters, and so cannot be reached at all times with equal certainty by all applicants. To avoid any undue advantage of one applicant over another, due to this cause, all applications under this act must be forwarded by mail to the forester, Washington, D. C., by the applicants.
8. All applications received in Washington in the same mail for the examination of the same tract will be treated as simultaneous, and simultaneous applicants will be notified. A similar notice will be given to the later of two applicants for the examination of the same tract.
9. No examination of more than one-quarter section will be ordered upon the application of the same person, but if an application is withdrawn or rejected application will be received for other land.
10. Applicants must give the name of the forest reserve and describe the land, examination of which was requested, by legal subdivision, section, township and range, if not surveyed, by reference to natural objects, streams, or improvements with sufficient accuracy to identify the land.
11. Forest officers must not make applications for the examination and listing of lands under this act.
12. Instructions governing the allowance of entries to be made under the act, after the listing will be issued by the interior department.

MUST NOT BUILD NOW

No New Court House for Crook County.

SUCH IS THE JUDGE'S ORDER

Temporary Injunction Made Permanent by Judge Bradshaw at The Dalles on July 12.

No new court house will be built at the present. The temporary injunction served against the county court restraining them from building a court house, was made permanent last week by Judge Bradshaw, with a slight modification. This modification provides that the county court shall not incur an indebtedness against the county, in the construction of a court house, to exceed the statutory limit of \$5,000. This is practically nothing more or less than a total injunction as the sum of \$5,000 would prove ridiculously inadequate in the erection of such a building. Thus those who have protested against the high-handed actions of the county court in this matter have been vindicated and their efforts have met with success.

The defendants' attorney, M. R. Elliott, founded most of the defense on a technical attack of the complaint entered by the plaintiff, ignoring the vital question raised by the plaintiff of a lack of funds to build a court house at this time without incurring a heavy debt against the county. His defense practically ignored those points pertinent to the case, such as the conditions of the county's finances and the question of additional taxes. The weight of the plaintiff's case consisted in a presentation of the present condition of county finances, showing that they did not warrant at this time the expenditure necessary for the erection of a new court house.

The judge's order is as follows:

In the Circuit Court of the State of Oregon for Crook County.
Charles S. Benson, plaintiff, vs. W. A. Bell, county judge of Crook county, Oregon, and M. D. Powell and S. S. Stearns, county commissioners of said county, constituting the county court for the transaction of county business, defendants.

Now at this time this cause coming on for hearing on motion of the defendants to dissolve the injunction heretofore issued herein.

Plaintiff appearing by his attorney, W. H. Wilson, and the defendants appearing by their attorney, M. R. Elliott, and said motion having been heretofore duly argued and presented by counsel for the respective parties hereto and by the court taken under advisement. The court having considered said motion and affidavits submitted by the respective parties hereto and now being fully advised in the premise finds that said injunction heretofore issued herein should be modified so as to limit its effect to prohibiting the said defendants from entering into any contract for the construction of a court house that will incur indebtedness against said county exceeding the sum of \$5,000, or to do any act towards the building or construction of said court house that will incur any indebtedness against said county exceeding the sum of \$5,000.

It is therefore ordered, adjudged and decreed by the court that the defendants and each of them and each of your servants, agents, attorneys, employees and all persons acting under the control, authority or direction of you or either or any of you do absolutely desist and refrain from building or constructing a court house or from making or entering into any contract for the erection or construction of said court house or any part thereof, whereby an indebtedness will be incurred or created against said county exceeding the sum of five thousand (\$5,000.00) dollars.

That said injunction heretofore issued is in all other respects dissolved and set aside.

Done at chambers at The Dalles, Oregon, this 12th day of July, 1906.

W. L. BRADSHAW, Judge.

Wanted.
To contract to deliver 750,000 feet of logs, to commence May 1st.

HAWKINS BROS.,
Prineville.

Horses for Sale.
All sizes, broken and unbroken, at Erickson's ranch, Bear Creek.

17-20

GIFFORD PINCHOT, Forester.

Read THE BULLETIN.