

THE BEND BULLETIN.

VOL. IV

BEND, OREGON, FRIDAY, SEPTEMBER 21, 1906.

NO. 27

PROFESSIONAL CARDS

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ATTORNEY AT LAW
Bend, - Oregon.

W. P. MYERS
LAND ATTORNEY

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Office, - LAIDLAW, ORE.

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THE

First National Bank
of Prineville.

Established 1888.

Capital, Surplus and Undivided Profits, \$100,000.00

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H. Baldwin, Assistant Cashier

Timber Land, Act June 3, 1897.

NOTICE FOR PUBLICATION.

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

July 27, 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 timber lands in the States of California, Oregon, Nevada, and Washington Territory," as extended to all the public land states by act of August 4, 1894, I, H. C. Ellis, U. S. Commissioner, at his office in Bend, Oregon, on November 15, 1906.

He invites as witnesses: John Stival, Robert Muncy, Charles Sweet, Robert Wilson, Elmer V. Lakin, all of Bend, Oregon.

Any and all persons claiming adversely the above-described lands are requested to file their claims in this office on or before said 15th day of November, 1906.

MICHAEL T. NOLAN, Register.

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He invites as witnesses: John Bloss of Stry, Oregon; Nicholas P. Weider, John G. Fry and Charles Brock, all of Bend, Oregon.

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MICHAEL T. NOLAN, Register.

Don't borrow The Bulletin from your neighbor—subscribe for 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

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A Complete Stock of

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All Widths, Lengths and Thicknesses

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

CUSTOM FEED MILL IN CONNECTION.

The Pilot Butte Development Company

BEND,

OREGON

BOUND TO HAVE COURT HOUSE

Board of Commissioners Advise for Bids on New Building.

In spite of the vigorous protests submitted by a large number of voters and taxpayers against the proposition to build a new court house at this time, the county court is apparently determined to erect such a building at Prineville at once.

At the recent meeting of the court, the plans as amended were opened and considered, and steps taken looking to the erection of the building.

The call for bids appeared in the Crook County Journal and is as follows:

Notice is hereby given that the county court of Crook county, Oregon, will receive sealed bids for the building of a new court house up to November 2, 1906, at 10 o'clock a. m., at the court house at Prineville, Oregon, as follows:

First—A bid for the construction and building of the foundation out of stone as originally planned by W. D. Pugh, architect, Salem, Oregon.

Second—A bid for the construction and building of the foundation out of brick according to amended plan by same architect.

Third—A bid for the construction and completion of the superstructure as originally planned omitting the dome.

Fourth—A bid for the construction and completion of the building complete as originally planned.

Fifth—A bid for the construction and completion of the building complete according to the amended plans.

All bids must be submitted upon the

plans and specifications of W. D. Pugh, architect, Salem, Oregon, and sealed and marked "Bids for Court House" addressed to the county clerk, Prineville, Oregon.

The county will pay cash upon any contract entered into for the building and construction of any part or whole of said building. Certified check as mentioned in the specifications must accompany each bid. The plans and specifications can be examined at the office of W. D. Pugh, Salem, Oregon; The Oregon Daily Journal office, Portland, Oregon; and at the office of the county clerk, Prineville, Oregon. The court reserves the right to reject any and all bids.

By order of the court,
WARREN BROWN,
Clerk of Crook County, Oregon.

Bulls Not to Be at Large.

On account of damage done to gardens during the week by a certain bull running at large, the following provision of the Oregon statutes is given for general information:

"Sec. 4215. If any person, being the owner of a bull or boar, shall knowingly allow the same to range at large out of his enclosures, he shall be deemed guilty of a misdemeanor, and on complaint filed before any justice of the peace, such person shall be fined in a sum not less than \$5.00 nor more than \$50.00 for each offense."

Fences do not seem to retard this animal and he deliberately walks through them. Tuesday night he broke into a garden within the city limits and practically destroyed it. He has also been known to chase two or three persons during the past week.

BIG CALL FOR TIMBER

Many Anxious for Claims in the Bend Country.

BUYERS ARE NOW ACTIVE

Recent Transfer of Holdings Throws a Large Volume of Business into the Bend Bank.

For several weeks there has been a great demand among local people for claims still open to entry. Locators have been carefully examining plats and scouring the timber in an endeavor to satisfy the call for claims. Quarter sections with the timber so scarce on them that they would not have been considered heretofore, are now being gobbled up with avidity.

The rush of people into the Silver Lake country during the last two weeks, with the expectation of filing on timber claims about to be thrown open to entry, only emphasizes the impetus that has been given to the acquiring of claims, due to the operation of timber buyers in the upper Deschutes country since last spring.

For several years there has been a moderate demand for claims by purchasers, but nothing to equal the present demand. Last winter R. W. Lakin of Minnesota came to Bend and put a large crew of cruisers at work hereabouts. He soon opened an office and began the purchase of timber lands. A few months later the Scanlon-Gipson Lumber Company of Minneapolis sent a representative here, Mr. C. H. McNie, who opened an office, put cruisers at work, and also began buying timber. This latter firm already had large holdings near Bend.

This transfer of timber lands has thrown quite a large volume of business to the Central Oregon Banking & Trust Co. of Bend. Cashier F. O. Minor stated this week that when the deeds are surrendered and the deals closed on those transfers now pending, the amount of the sales transacted through the local bank by Mr. Lakin will approximate very closely a half million dollars. Mr. McNie has been delayed considerably by the illness of his head cruiser and the sum total of these transfers will undoubtedly be much increased when he gets fairly into the local market. This business has not yet reached the limit by far, as there is yet much timber held by individuals, and both Messrs. Lakin and McNie are buying claims whenever they can be secured at satisfactory prices. The prices now offered range from \$1,200 to \$1,800.

FINDS PLENTY OF WATER.

Man Near Madras Strikes an Abundant Supply at Depth of 350 Feet.

Dave Barnett has struck a fine flow of water in the well which he was having drilled by Frank Loveland on his place about eight miles south of Madras, says the Pioneer. The water was found at a depth of about 350 feet, and there is apparently an inexhaustible supply of it. On Monday they attempted to pump the well dry, taking out an 18-foot bucket of water every two minutes during a period of two and three-quarters hours, and there was no apparent decrease in the amount of water in the well.

When Mr. Barnett began on this well a month or more ago, it was for the double purpose of trying to get water and also following up an oil prospect which had been struck in that neighborhood several years ago. Most of our readers are familiar with the story of the mild oil excitement created about two years ago by the discovery of strong evidences of petroleum in a well on the Barnett place, and it was for the purpose of further prospecting that Mr. Barnett began to drill this new well. At a depth of about 250 feet there were strong indications of pe-

troleum in the new hole which was being drilled, but below that depth they encountered a red granite formation, when the indications of oil ceased. Mr. Barnett is quite pleased at his success in securing water, which in that district is almost if not quite as valuable as an oil well would be. For 23 years he has hauled all of the water used on his ranch, and it is a great relief at last to have plenty of water for all purposes right at the ranch. And, incidentally, the value of his ranch is greatly increased.

The well on the Barnett place was drilled with Frank Loveland's new drilling outfit, which is one of the best drilling machines ever brought into this section. The drill alone weighs about 1,500 pounds, and the machine has a capacity of 1,200 feet. Since Mr. Barnett has demonstrated the possibility of getting water within a reasonable distance, it is likely that Mr. Loveland will have about all he can do with his machine. He is next going to drill for the Harveys on the Little Plains and he expects to have his machine set up and ready to begin drilling there by the first of next week.

MADE GOOD SHOWING.

Exhibits from Crook County Rank with the Best at Irrigation Congress.

H. F. Jones of Redmond, president of the D. I. & P. Settlers' Association, returned last week from the National Irrigation Congress at Boise. Speaking of Crook county's exhibit at Boise, he said: "As Crook and Malheur counties were the only two exhibits from Oregon, they combined and took first prize in grasses and grains. As a matter of fact we did not know that prizes were to be offered or we could have fixed up an exhibit that would have crowded the best of them for the \$500 silver cup offered for the best general display. We didn't know it, though, so only took along some grains to show what we could raise over here. We had the heaviest wheat, oats, barley, rye, etc., exhibited by any of the states. This we consider a great showing for Crook county, when you consider we had Utah, Montana, Idaho, Nevada and Washington to compete with. The grain came from the Laidlaw country and was exhibited by the Laidlaw Development League, represented by J. N. B. Gerking and E. B. James."

BUYS HOOD RIVER LAND.

Bend Man Invests in 80 Acres and Will Plant Orchard.

Dr. W. S. Nichol returned from Hood River Tuesday noon, where he went to investigate land in that vicinity. He was well pleased with an offer made him and purchased 80 acres about eight miles from Hood River. Fifteen acres of this land is cleared and the balance has a growth of small timber on it. Several acres of this he will have cleared at once and planted to Spitzenberg and Yellow Newtown apples.

The doctor has evidently got hold of a good deal. Judging from the present price of Hood River orchards he figures that when the land is cleared and planted to trees, it will easily be worth \$300 an acre. When the orchard is bearing it will probably sell for \$500 an acre. The doctor has no intention of leaving Bend, and invests in this land simply for speculation.

J. H. Miller, who accompanied Dr. Nichol, did not invest at Hood River, but went on to look over the Clackamas country.

Milliner Coming.

Miss Jessie McCallister, a milliner of Prineville, will be in Bend from the 1st to the 15th of October, with a line of milliner goods such as caps, street hats and a few trimmed hats.

Hood River Strawberry Plants for Sale

The Clark Seedling variety that has made Hood River famous; 75c a hundred, \$5 a thousand. Well rooted plants.

25-28 L. D. WIEST, Bend, Or.

If you want to keep in touch with the development of this great Deschutes valley, READ the Bulletin.

IMPORTANT CONTEST

Title to Water Power Site Is Involved.

A THREE-CORNERED FIGHT

A Third Party Appears in the Case of Miss Carrie Olson vs. the Northern Pacific Railway Co.

The contest of Carrie Olson vs. The Northern Pacific Railroad Company, in which title to a valuable water power site on the Deschutes river eight miles south of Bend is involved, has taken on considerable additional interest during the past week by the injection of a third interested party in the contest. This third party is Leander Dillon, a pioneer settler of this region.

To get the facts clearly in mind it will be well to relate a little history and review recent developments in this case. It will be remembered that in January, 1905, Miss Olson established residence on this land and in May applied at The Dalles land office to file on it as a homestead. This was refused because the land was unsurveyed. A few weeks later, the Northern Pacific company placed Mount Rainier scrip on this same quarter section. It was accepted because the law decreed that Mount Rainier scrip could be placed on unsurveyed land. Thereupon Miss Olson brought contest against the railway company, basing her right to the land on the plea of a squatters' claim. The hearing of the contest began on August 17.

At the opening of the contest, Attorney W. E. Guerin appeared in behalf of Leander Dillon and prayed the privilege of introducing evidence and cross-examining witnesses to prove Dillon's claim to the north 80 acres of the quarter-section contested, the most valuable part of the land. Dillon's claim consisted in the alleged fact that he had homesteaded the north 80 acres during the years 1886-91. Attorney Guerin's plea was ruled out by Commissioner Ellis on the grounds that Dillon was not a party to the contest on record.

At the final hearing at The Dalles, Dillon again appeared by his attorney, Attorney John Gavin, and presented his claims for a hearing. Miss Olson was represented by Attorney Myers, and the Northern Pacific by Attorney Scobey of Portland. The ruling of Mr. Ellis was sustained, but it was agreed that at a hearing to be set before Commissioner Ellis on Sept. 14, Dillon should introduce evidence to substantiate his claim, while the other parties to the contest could cross-examine his witnesses and introduce rebuttal testimony. Consequently the case was opened last Friday with Attorney Wickham of Bend appearing for Dillon, the other two parties represented by their former attorneys.

In the evidence introduced it was shown that Dillon came to this region in 1885 from Tulare county, Calif., looking for a good location for a stock ranch. He was told of this land but was informed that "Uncle John" Sismore had it fenced. Upon consulting with Sismore he was told to go ahead and take the land if he wanted to. Consequently he filed homestead entry and later made final proof on the south half of the southeast quarter of section 33, township 18 south, range 11 east, and the adjoining 80 acres to the south, the north half of northeast quarter of section 1, township 19 south, range 11 east. Patent was finally issued to the north 80, but refused on the south 80 because it was unsurveyed land. Evidence was introduced to show that at the time patent was issued, the land department officials stated that Dillon had homesteaded the entire 160 acres in good faith and that when it was surveyed patent would be issued thereupon to him. It was also shown that Dillon had moved to Prineville in 1890 and had abandoned residence on the land since that time.

The contest in this latter hearing seemed to have been waged chiefly between Mr. Dillon's and Miss Olson's interests. Evidence was introduced by

(Continued on page 4.)