THE BEND BULLETIN to. This same board also has full

less and no more."

CHARLES D. ROWE EDITOR

SUBSCRIPTION RATES:

ante pent. Three eacerth 'Invariably in advance.)

FRIDAY, SEPTEMBER 11, 1908.

WYOMING'S IRRIGATION LAW.

Through the kindness of Ron. H. A Brattain, representative from this coun-ic, we are furnished with a copy of a set of resolutions passed by the stockholders of resolutions passed by the stockholders of The Arnold Irrigation Company at their annual meeting held at Bend, ask-ing that a new set of irrigation laws be passed at this coming session of the leg-clainere, embodying the fundamental principles contained in irrigation code of W yoming. There is no doubt but what our irrigation code needs amending bally, but for one to say whether it assists to be similar to the irrigation laws of Warming without becomes what car with the provisions of the Wyoming for the enforcement of the law. faw as they are to the exact location of hades --Silver Lake Leader,

The Leader makes the above editorial comment and then states that the Arnold company should is administered. Now, what are take up the work of informing the people what the Wyoming law provides, inasmuch as most people are ignorant in that regard. The the state, and. That the board of control is the Leader takes a mistaken staud, indeed, when it implies that it is the explicit duty of any irrigation company to educate the people as to from the streams must be based on bone the merits or demerits of any irrigation code. Editor Holder admits inat "our irrigation laws need amending badly." He also nn-doubtedly knows that a strong en-deavor will be made to secure the adoption of a modern water law by the next legislature. State Engin the next legislature. State Engi-tor which the right was originally obneer Lewis is working diligently tor was for such a statute and the "fundamental principles" of the measure he and all well informed people land carries with it the right, and that apart from the land the right can not be advocate are patterned largely after apart from the Wyoming code. Such a law will be one of the most important measures before the next legislainters before the next legisla-inters bence it is the duty of every voter, and especially of every legis-lator and editor, to post himself as to what would be the best water iaw for Oregon. And everyone law for Oregon. And everyone who knows anything about irrigation laws knows that the water codes of Wyoming and of the Northwest Territories of Canada Northwest Territories of Canada the sarver. are considered the best on the continent.

is too extended a study to be prop- a man in that right. It gives him ariy handled in a newspaper editor-ial. However, The Bulletin will give a few of the salient points of pains to see that he gets that water the Wyoming law. When Wyom- for all time to come, as long as he ing became a state its constitution complies with the law. It does the adjudication of all claims to hence with all litigation, as to water water existing at that time, and rights. The Wyoming law has also providing "for the supervision some defects. These should not distribution of all public waters." The constitution declared broadly Wyoming irrigation statute is a the doctrine that "the waters of all natural streams, springs, lakes, or other collection of still water within lated and controlled by the state." principles outlined by the constitution were enacted into law. tendent was placed. These four control of the waters of the state acting, of course, under the stipuwent into effect the board of con- water law. trol first adjudicated all then existing claims to water. The state then issued to each man who possessed a water right a certificate or deed to Send for catalogue. as much water as he was entitled 26tf

control of all future appropriations, "For every man a square deal, no and may grant or refuse them. When granted, the state issues a purchased the Nelson survey. Our amount of water granted him by there. the board.

THE REAL PROPERTY AND ADDRESS OF

To accomplish the proper administration of the board's decisions, the four divisions are divided into sublivisions over each of which is through Bend to Klamath Falls. a water commissioner. It is the They have their belief on the fact duty of these commissioners to see that each man in his district receives his proper amount of water that is the best route Harriman can and no more. In order to accome find over the mountains. This plish this the water commissioner has assistants who set the gates of vation of about 4500 feet, while the all diversion works to properly regulate the flow of water. Λ severe penalty is provided for anyone who feet in favor of the Minto pass for tampers with a gate after having of Wyoming, without knowing what ther are, is indefinite to say the least, as the people as a whole are about as famal

> . . . That, crudely and briefly, is the manner in which the Wyoming law some of the principles underlying this law. The law provides:

1st. That water is not subject to pri vate ownership, but is the property of

trustee for the administering of a great public trust in the interests of the people of the state. 3rd That all rights to divert water

ficial use, and that the right terminates when the use ceases.

4th. That the volume diverted shall in all cases be limited to the least amount

7th. That the right of diversion for irrigation attaches to the land reclaimed and none other, that the transfer of the

Sth. That when a ditch waters land not the property of the ditch owner the right attaches to the land on which the water is used and not to the ditch. The 641011

9th. That when proper diligence has

The beauty of the Wyoming law is that it makes sure and absolute The subject of an irrigation law all titles to water, and then protects contained a provision providing for away with all uncertainty, and of the appropriation, diversion, and appear in the code that Oregon adopts. But taken as a whole the model of excellence. . . .

RAILROAD IS ASSURED.

(Continued from page 1.)

deed to the appropriator, which surveying party is establishing a new grade entirely independent of gives him undisputed title to the any other that has been made

> A large number of people in this section believe the ultimate choice of route will be an extension of the Corvallis & Eastern eastward over the mountains, and southward that the mountain pass for that extension is only a few hundred feet higher than Bend and they believe pass (the Minte pass) has an ele one that the extension from Natron at the cory home of Justice H. F. Jones would follow is approximately 6,000 feet, or a difference of 1,500 a route into Central Oregon. Others this section will come up the Des-at once. We wish them all the pleasure insist that the Harriman Jine into chutes river. But whatever route and happiness the Deschates calley can may be chosen, everyone is jubilant afford them. over the fact that ere many months roll round the Bend country will be afforded railroad transportation.

Pleasant Ridge Items.

PLEASANT RIDGE, Sept. 9. - Fine weather and local showers start the blooming flowers.

The grain is all ripening nicely and if severe freezes will be delayed a few weeks everything will be out of danger and a good harvest will be the result.

Prof. J. Alton Thompson will com-rence his school at Laidiaw on Monday, ept. 14.

We are glad to hear Clint Woods is ble to be around again. He has been ble to be around again. He affering with sprained ankles.

David Miller is now being visited by a in from Fort Rock, Or.

Rev C. L. Lowther, Wm. McKervin and sister, Mrs. Eckler, were passing through our vicinity and took dimmer with us Monday last. The McKervins had been at liend with the Reverend and kindly assisted him with vocal

and recreation in the "Shadow of the Pines" and the refreshing mountain breezes, have now mostly returned to quiet home life. All report a delight fully good time and huckleberries plen-tical

Mr. and Mrs. R. E. Sherwood entertained a few Sherman county friends Saturday evening and Sonday. These people had been outing at the head of beopie has been using an ine basis of Matolas and "ling Mradows" for several weeks, and were returning to their homes at Grass Valley. They were Mr, R. H. King, Mr. Williams, Misses Ellu Walkenshaw and Beulah Williams. They were much pleased with the sights of Crook county and will take a similar true next summer. trip next summer.

hardly stop ringing until another se commences. We speak absolutely of the Pleasant Ridge neighborhood. there have been four weldings within the present year and the year is not end

Foley's Honey and Tar offerds immediate relief to astlima sufferers in the worst stages and if taken in time will effect a cure -C, W. Merrill, druggist.



occurred the marriage of Mr. Green to a facty of his former acquaintance whose many we did not leave. Mr. Green at rived here early hast spring and has now evented a biantiful home for his lovely

toklings at Gist.

Givr. Sept. 7.-Parmers are busy these days.

P. M. Phillips writes from the Valley that his mother is very low. Oscar flyde and wife of Princyille stopped over night at Gist Monday Oscar has a fine desert claim near Gist.

Ora VanTassel, the real estate man from Madras, was at Gist hat Friday. He says real estate is changing hands at a lively rate around Madras. he having sold case acres last week.

W. E Burkhard is very busy these days. He is building the new feace around the school house which, when completed, will be quite an improve-

Fred McReynolds, who has been stay ing at Giat for the past year, will leave tomorrow for Vancouver, where his father and brother live.

Robert Davis of Gist has gone to the alley. Rob's health is noise too good, Valley. and he thought the trip might help him

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OREGON

As The Bulletin stated in the bethe borders of the state are the ginning, an irrigation law can not property of the state, and that uses be properly treated in a newspaper made of these waters must be regu- editorial. For Brother Holder and others who may be interested in Then at the first legislature the studying a subject of so great importance to the entire state, The Bulletin would suggest that they Under the Wyoming law the write to the Department of Agristate was divided into four divisions culture, Washington, D. C., and and over each division a superin- ask for Bulletin No. 96. This bulletin will be sent to you free and

contains the full text of both the superintendents and the state engi- Canadian and Wyoming irrigation neer constitute a "state board of laws, with a full discussion of each control," which board has absolute telling how they have worked out in operation. Oregon needs a new water law, and it is the duty of every citizen of the state-and by lations of the law. Appeals may all means is it the duty of every be taken from the decisions of this legislator-to post himself regardboard to the courts. When the law ing the proper features of a modern

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L. D. WIEST, Prop.

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