

WEEKLY EDITION THE BEND BULLETIN.

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NO. 45

NEW OFFICERS ARE ELECTED

T. H. FOLEY IS CHOSEN FOR PRESIDENT.

Gus Stadig, of Lower Bridge, Speaks at Commercial Club Meeting—Says Deschutes County Has Made Good—Promise Kept.

COMMERCIAL CLUB OFFICERS, 1918.

President T. H. Foley
Vice-President H. A. Miller
Secretary H. J. Overturf
Treasurer Hugh E. Bran
Directors, J. P. Keyes, H. W. Skuse, Carl A. Johnson.

(From Wednesday's Daily.) Officers for the year 1918 were elected at the weekly meeting of the Commercial club held this noon, the list given above. The list was one suggested by President Dement as having been selected by a committee and was unanimously chosen by the club. In leaving the chair, Mr. Dement thanked the club for the consideration given him during the past year stating that he had given the work the best effort possible. A rising vote of thanks was given Mr. Dement for his work.

Following a short speech of acceptance, President Foley called on Ed. E. Kiddle, of Island City, who spoke on irrigation and other subjects, referring especially to the wartime situation of the flour mills. Gus Stadig, of Lower Bridge, called on for a few remarks, complimented the club on its aggressiveness. "A year ago," Mr. Stadig said, "we thought we were having the club put to us on county division but the feeling is now passed. Deschutes county has made good. You have held down expenses and obtained efficiency in the county offices. You have kept your promises made before division. In our section we have had more road work done this last year than ever before and even if taxes are a little higher it is worth it in the better results accomplished." Concluding, Mr. Stadig said that in these war times it was important that the farmers be given assistance when needed and he asked that the club be ready to give its aid to the county agricultural council if called upon.

CANADIAN VETERANS TO SPEAK IN BEND

Men Recently Came From War Zone, Tour State In Interest of Defense Council.

(From Tuesday's Daily.) To tell the people of Oregon something of the actual facts of the battlefield and the strenuous task faced by the allies, Lieutenant-Colonel J. M. McMillan, Major F. H. Edwards and Captain E. J. Cook are now in the state on a tour which will take them from one end to the other. They will be heard in Bend on the evening of Friday, January 31. They appear in the state under the auspices of the State Council of Defense.

The party is accompanied by two enlisted men, E. W. Peet and W. K. Lorimer. They will go from here to Redmond.

All have been wounded and Major Edwards has lost both hands.

ORDER SATISFIES PRESIDENT STANLEY

(From Tuesday's Daily.) Returning from Portland yesterday, Fred S. Stanley, president of the C. O. I. Co., stated that his company was perfectly satisfied with the order made by the Public Service Commission and confirmed the announcement made by Mr. Stearns to the effect that the order would not be fought. He insisted, however, that the commission had no jurisdiction of the case. The company will now, according to Mr. Stanley, request all settlers to pay up their back mail in the commission's order by making it possible for the company to establish a sinking fund.

TAX OPINION FAVORS COUNTY

ATTORNEY-GENERAL BROWN DECIDES THAT DESCHUTES RECEIVES DELINQUENT TAXES AND HIGH SCHOOL LEVY.

(From Wednesday's Daily.) That Deschutes county is entitled to all delinquent taxes for years prior to the division of the county from Crook and may also retain the taxes paid into the county on the Crook county high school millage last year, is the substance of an opinion just received by District Attorney De Armond from Attorney-General Brown. The opinion is directed to Mr. De Armond and W. H. Wirtz, district attorney of Crook county.

Mr. Brown's opinion is based on a clause of the division law providing in substance that on formation of a new county by division, the parent county's right to the collection of taxes ends on the first day of January following the division. The amount involved in the decision as to the delinquent taxes is not known. In the high school fund there is some \$5000 which would have gone to the support of the Crook county high if there had been no division. Deschutes has no county high school and it is not yet known to what use the fund will be put. It is believed, however, that the proper disposition of the fund would be to hold it intact until a county high school is established.

With the receipt of Mr. Brown's opinion, practically all questions remaining between the two counties are settled, the only thing left being the payment of approximately \$2500 found by an auditor to be due Deschutes by Crook.

WATER USERS ELECT.

(From Tuesday's Daily.) At the meeting of the water users' association Saturday in Sather's hall, one new director was elected to take the place of Mr. Dyksterhuis, of Terrebonne. The new man is Frank Le May. All other officers were reelected. No other business was taken up.

HAS INTERESTING PICTURE.

(From Wednesday's Daily.) Mrs. M. L. Peterman has just received a copy of an interesting drawing sent her by her son, who is in the Twentieth Regiment of Engineers. The drawing, which is a very good likeness of President Wilson, was made by a private in the regiment and is of especial interest in that it is made by one continuous line.

PUPILS TO BUY THRIFT STAMPS

MONTHLY REPORT WILL BE PREPARED SHOWING SALES OF WAR SAVINGS STICKERS—\$1,000,000 IS SET AS MARK.

(From Tuesday's Daily.) A thrift drive will soon begin in the schools of Oregon. The slogan of the campaign will be "A Million Dollars in War Savings by the Children of Oregon Before the Close of this School Year." War savings and certificate stamps will be distributed through the office of each county superintendent, who will report in turn to the state headquarters. The matter was first suggested at the recent meeting of these officials in Salem.

County School Superintendent J. Alton Thompson brought the plan back with him on his return from the Willamette valley. Today he is compiling a list of teachers, their addresses and the number of pupils each has under her, preparatory to beginning work.

In order that the public may know what the children are doing, a monthly statement of the sales of government savings stamps will be made up. Plans are not yet completed so that the method of distribution has not been arranged for.

CITY FUNDS TO BE APPORTIONED

COUNCIL PREPARES TO MEET SHORTAGE.

Each Department Will Have Estimate of Maximum Amount of Money Allowed—Other Business Is Attended to.

(From Wednesday's Daily.) Facing a shortage of revenue for the current year the city council at its regular meeting last night called for estimates of the amount of money required for each department, to be prepared and reported at the next meeting by the ways and means committee. This will be done in order that each department may know the maximum sum allowed in order that the city may not pile up any avoidable debts during 1918. A general cutting down of expenses all around is to be expected as a result of the failure of the voters to pass the \$25,000 budget at the last election.

Much discussion at last night's meeting was given over to the question of department apportionments. Several suggestions were made as to places wherein money might be saved. As petitions for street lights were presented at the same meeting the councilmen were led to speculate upon the possibilities of having those property owners in the neighborhood of street lights pay for their maintenance, if they desired illumination on certain corners, instead of taking the cost from the city funds. No action, however, has been taken in the matter, further discussion being deferred until the ways and means committee shall have made its reports.

DECISION ACCEPTED.

The decision of the State Tax Commission was accepted in the matter of a levy for this year and the question was closed for the present, the levy being set at \$13,303, as forecasted by The Bulletin yesterday.

Petitions for street lights, asking for one on Kingston avenue and Union street, and for others along Newport avenue were presented and turned over to the proper committee for consideration. Similar disposition was also made of one signed by N. L. Springer and others requesting the erection of a wagon bridge across the Pilot Butte canal at Olney street and another signed by W. A. Bates and others asking for a similar bridge at Norton avenue.

Reports of the chief of police and city treasurer were also read and approved.

MAY NOT BUY SIREN.

The council next took up the matter of purchasing the fire siren, recently tried out in Bend. The committee on fire protection reported that alarm was found satisfactory, but in the absence of someone to look after both it and the present fire-fighting apparatus constantly, they were uncertain whether to advise the purchase of the siren. When the ways and means committee has fixed the sum to be allowed for improvements in the fire service this year, the councilmen will be enabled to arrive at some conclusion in regard to this.

In order to validate changes in Fir avenue and adjacent property caused by the improvement of that street, a resolution was adopted ordering the change in the plate to be filed in the county clerk's office.

Among other minor matters attended to was the collection of rents from occupants of city property, commonly known as the Strahorn right-of-way. The city engineer was instructed to portion the cost of street sprinkling for the season to the property frontage benefited, in accordance with the city ordinance.

The mayor formally reappointed all committeemen and city officers to serve for this year.

PARSNIP IS POISONOUS.

(From Monday's Daily.) Samples of a wild parsnip, which grows near Metolius and has caused the death of numerous cattle, have been received at the local forestry office and will be sent in to headquarters at Portland. It is probable that steps will be taken to exterminate this pest. The plant is commonly known as the water hemlock.

BEND RAILROAD GAINS ARE BIG

EARNINGS INCREASED 100 PER CENT.

Over 6000 Cars Handled in 1917 For the Lumber Industry—Passenger Travel 30 Per Cent Higher Than Previous Year.

(From Friday's Daily.) Earnings of the Bend union depot in the past year increased to just twice the amount of the preceding 12 months, according to Station Agent D. Keller, who has estimated the money which went through his office at approximately \$2,000,000, whereas in 1916 it was a little over \$1,000,000. Both incoming and outgoing freight has been much heavier and 30 per cent more people traveled during the year.

Lumber shipments have been remarkably large. From January 1 until April 1 an average of 10 cars a day left Bend. From April 1 on until 1918, 25 were taken out. This would make a total of something in the neighborhood of 6600 cars during the year. In 1916 only 3756 were sent out. The car shortage had no appreciable effect on the freight service.

"If anyone should ask to just what extent the shortage affected us, I would say 10 per cent of our troubles in supplying cars and delaying shipments were caused by this," said Mr. Keller. "Labor difficulties were far more important and would be classed at 20 per cent."

"The prospect never looked brighter for a new year," he concluded.

Cattle shipments have brought considerable business to the Central Oregon lines, some of the herds being brought up from south of Bend and shipped through here in preference to taking southern roads. An especially good showing has been made in the number sent out from Terrebonne.

Mr. Keller says this has been an exceptionally clean year of slides. While some trains have been delayed a few hours, none have been held up over 24.

WALLACE APPEALS DIVISION CASE

(From Wednesday's Daily.) The county division case, recently decided by Judge Duffy in favor of Deschutes county, will be appealed to the supreme court, according to a notice received by District Attorney De Armond from N. G. Wallace, attorney for the complainant. Mr. Wallace has recently been appointed county judge of Crook county and is understood to be acting for himself in the proceeding. Gus Stadig, in whose name the case was originally brought, having withdrawn. If pressed, the case will come before the court in about nine months.

IRRIGATION HEARING BEFORE COURT TODAY

(From Wednesday's Daily.)

Hearing was held today on the petition of the settlers near Sisters and Cloverdale to form the Squaw Creek irrigation company. Owing to delay in the arrival of County Commissioner L. E. Smith, the session did not begin until this afternoon. A number of residents of the Sisters country were in to attend it. Among them were Gus Stadig, L. E. Hunt and R. L. Towne.

DEBATES ARE FRIDAY.

(From Tuesday's Daily.)

Friday night the first debate of the high school season will take place. The local team, composed of Hilal Brick and Arthur Norcott, will go to Prineville, while Robert Hillier and Bert Tardie will remain here to meet Culver High. The subject concerns the single tax.

ROAD IS REPAIRED.

(From Tuesday's Daily.)

The Pinehurst road between Tumalo and the reservoir is being repaired this week by a crew in charge of R. H. Bayley. The grade is being filled and culverts put in so as to eliminate washouts. The road carries much of the travel to Sisters.

CASE WILL GO TO GRAND JURY

JOHN GRAY, OF DESCHUTES, IS GIVEN HEARING IN JUSTICE COURT ON THE CHARGE OF STEALING A COW.

(From Wednesday's Daily.) John W. Gray, a rancher of Deschutes, was bound over to the grand jury yesterday afternoon in the justice court on a charge of having stolen a cow from P. C. Hardy, of the same town.

In the hearing before Judge Eastes, Mr. Hardy, V. Dykstra and his wife, Martha Dykstra, and C. T. Halloway appeared for the state. Mr. Dykstra testified that he had purchased a cow answering the description of the stolen animal from Gray. Although the theft is alleged to have taken place on or about Dec. 10, Dykstra said Gray had made arrangements for the cattle deal a week earlier and had delivered the cow on the tenth of the month, bringing it to the Fox feed yard, where it was cared for by Halloway. Dykstra then came in from his home on the High Desert after it.

The animal was a large red cow, with a white face. It was valued at \$60.

The defendant was represented yesterday by Attorneys C. S. Benson and W. P. Myers. District Attorney H. H. De Armond appeared for the state.

BROTHER OF BEND WOMAN IS WOUNDED

Mrs. H. J. Overturf Learns That Relative Is In Hospital On French Front—Injured In Face.

(From Wednesday's Daily.) Mrs. H. J. Overturf has just received a message from the French front stating that her brother, Sergeant A. R. Reid, was, to quote the notification, "admitted to the casualty station, Number 22. Gunshot in face."

Sergeant Reid saw service on the western front more than a year ago and was later sent back to England as an instructor in artillery. He was ordered back to France, December 1, 1917. He was known to many people in Bend, having visited here six years ago. Mr. Reid enlisted from Winnipeg.

Mrs. Overturf's only other brother went with the first Canadian contingent from the same city in 1914. He was wounded by a shell and discharged in 1916.

SERVICE WORK IS ORGANIZED

WIN-THE-WAR COMMITTEE FROM PUBLIC SCHOOLS HOLDS FIRST MEETING—EACH MEMBER IS GIVEN BRANCH OF ENDEAVOR.

(From Wednesday's Daily.)

The Win-the-War committee, formed in the public schools, held its first meeting yesterday afternoon to outline the work for the remainder of the year. Six members of the faculty compose the principal committee, which will direct student groups under them. Each teacher has been assigned some special branch of war service to aid.

Sales of thrift stamps will probably be the biggest work attempted this spring. As soon as supplies can be obtained the stamp sales will be pushed. City School Superintendent F. Thordarson and Miss Chapman will have charge of this. Miss Zada Kinyon has been given charge of the sewing activities; Miss Mabel Lorenzo, knitting; Miss Mildred Mersdorff, hospital books, and Miss Patterson, magazines. This covers all of the branches to which attention will be given just at present.

Another meeting will be held again as soon as sub-committees have been appointed. These will be composed of a teacher in each building and two or three students.

C. O. I. ACTION ENDS ARGUMENT

BUT RELIEF MAY BE TEMPORARY.

Case Pending In Federal Court Tests Jurisdiction of Public Service Commission and Final Decision May Change Situation.

SALEM, OR., Jan. 7.—(Special to The Bulletin)—Ready accession on the part of the Central Oregon Irrigation Company to practically all of the demands incorporated in the recent order of the Public Service Commission in that company's case, came as a pleasant surprise to state officials interested in desert land matters and relegated to secondary consideration discussions brought up by State Treasurer Kay as to the jurisdiction of the commission.

The one feature of the order to which Jesse Stearns, secretary and counsel for the company objected—the provision for installation by the company of a measuring device at the point of delivery of water on the land of each settler—Attorney General Brown held informally for the commission, does not affect the order. The order, by virtue of such provision, does not conflict with contracts entered into with settlers since 1907, as contended by Mr. Stearns, but does operate to require the payment of the cost of such measuring devices by the settlers themselves, is the gist of his opinion. It is generally understood here that this development will not be hailed with hilarity by the settlers, but Mr. Stearns intimates that either the settlers must pay for these measuring devices or the company will probably be unable to comply with the directions to establish a maintenance and depreciation fund.

Acceptance of the conditions of the order, even though it comes with the reserve clause attached that the conditions are accepted with the belief that the commission was without jurisdiction to impose such an order, clears up for a time the possibility of conflicts developing between the Desert Land Board and Public Service Commission as to which has the authority over the affairs of the C. O. I. Company. At least it is taken by members of both boards and that controversy is dropped for the time being at least.

Those familiar with the situation, see in the reference of Mr. Stearns to the recent decision of Federal Judge Bean in the Sutherlin Irrigation case from Douglas county, the possibility that the C. O. I. Company will accept the commission's order and lie back on its oars awaiting a final adjudication of that case. The jurisdiction of the Public Service Commission over irrigation companies is being directly tested in that case, and there is little question but that the case will finally go the whole gamut of the courts to the Supreme Court of the United States.

Decision Is Awaited. It is no secret that the commission accepted jurisdiction in the Central Oregon Irrigation Company matter with the decided belief that its order would be tested in the courts and it was expected litigation would be started soon. But apparently, some officials say, the company sees an easier way out, by calmly taking the order as issued and await the decision in the Sutherlin case. If the United States Supreme Court decides that the commission is without jurisdiction over irrigation companies, the C. O. I. company would have the final word of the courts and it is apparent the commission would not attempt to enforce its order against that company further. The C. O. I. Company would enjoy the benefits and be penalized none of the expenses of a finally adjudicated proceeding which is directly in point.

Federal Judge Bean ruled, in deciding one of the motions before him in the Sutherlin Irrigation case, that the Public Service Commission has no jurisdiction over private irrigation companies, and he defined a private irrigation company as one that selects to whom it sells water and contracts

(Continued on Page 4.)