

# WEEKLY EDITION THE BEND BULLETIN.

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## TO FORECLOSE "PAPER" TOWNS ON 1913 TAXES

IMPERIAL AND HARPER LOTS ON LIST  
PAYMENTS LONG DUE

Owners in Faraway Corners of the World Still Believe in Value of Townsite Property Bought in Boom Days.

The townsite of Imperial is being foreclosed. Eleven years ago Imperial possessed two banks, a high school, churches, paved streets, and was situated on the railroad. Today a guide is needed to show the way to the place which was once a thriving city, on paper. Some 600 Imperial city lots are on the 1913 delinquent lists, which are being published in the summons for foreclosure of tax certificates, for the first time. One hundred and ninety-seven former owners of the property, will yield their last legal claims when foreclosure is finally effected.

The paper city, once the property of Miss Constance Reid, of Portland, was platted in 1911, and marketed by M. C. Montgomery. Where he now is, remains a mystery which will probably never be solved, although many would welcome the opportunity of again meeting him. One of these people arrived in Bend recently, inquired when the Imperial train would leave, and was finally persuaded to remain over night and make the 70 mile journey in a specially chartered car the following morning. On the trip out, he mystified his driver with occasional questions as to the relative merits of the Imperial banks, and how many hundred children were enrolled in the high school. Outside rooms were all that the Imperial "hotel" could boast, and he returned the same night. He will pay no more taxes.

**Taxes Come From Afar.**  
But many will, for payments still come in to the office of Sheriff S. E. Roberts, from Canada, England, Alaska, and some even from China and Australia. Some day these owners, too, may come to inspect their city lots. And they also will be struck from the list of tax-payers.

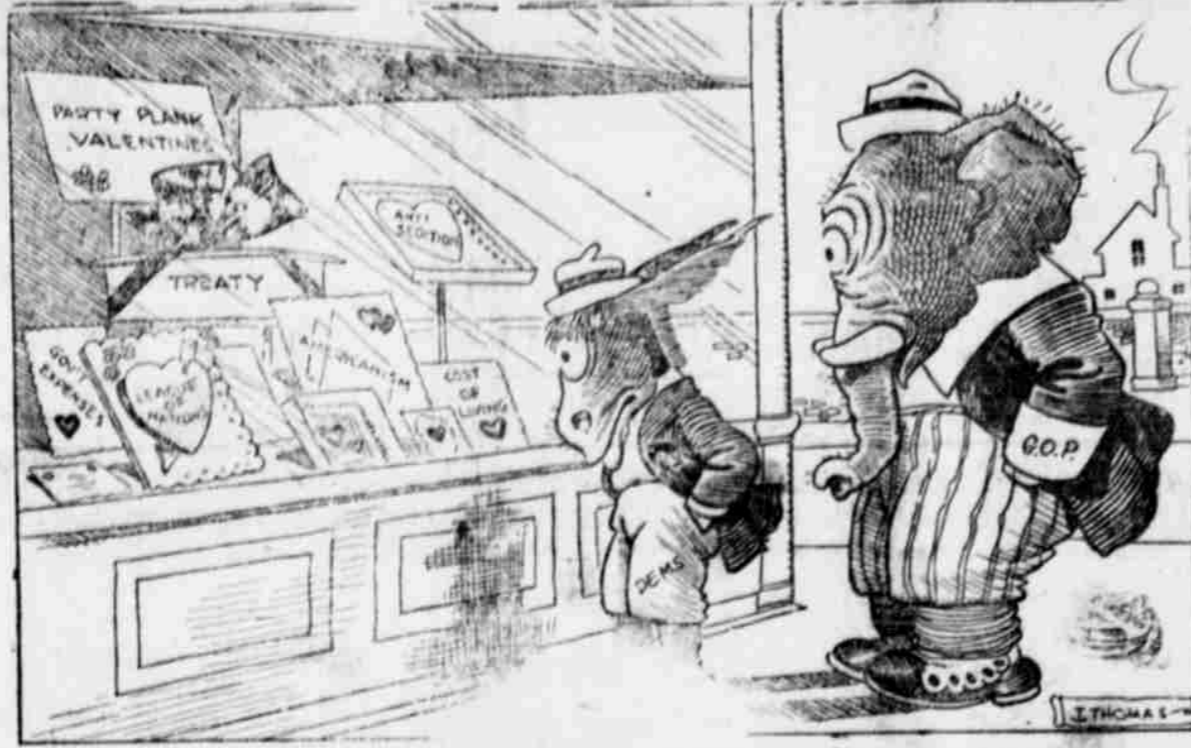
The tax lists for 1913 and 1914 items on which are now in the first process of foreclosure, total \$6,551.99. They are a portion of Deschutes county's inheritance from Crook county, from which it was carved three years ago. Parcels of land in the two lists on which taxes are delinquent, total 1,626, and county officials predict that comparatively little of it will be redeemed by the original owners.

In addition to the properties in Imperial, some 300 lots will be foreclosed in Harper, south of Bend on the La Pine road. Harper went on the market in 1910, and few sales were made outside of Central Oregon. Prospects of railroad extension constituted its chief desirability in the eyes of the real estate purchaser, but the railroad builders halted when Bend was reached, and Harper lots go under the hammer.

**Additions on List.**  
Outlying additions to Redmond, optimistically platted, furnish several hundred more lots which appear on the 1913 and 1914 lists.

Hillman is another Central Oregon town which once flourished on the map, and a name which now exists only technically. An energetic campaign of florid, ultra-optimistic advertising pushed the sale of Hillman property in 1909. The marketing was done by the Central Oregon Investment Co., chiefly composed of Portland speculators and the fact that the town was located in one of the best sections of the Central Oregon Irrigation project, as well as being tapped by a railroad, prevented it from following other "paper" towns into oblivion. Presumably it was named for Hill and Harriman, heading the two railroads which penetrated the Deschutes Valley, but in 1911 the conviction of Clarence Hillman in connection with the Seattle

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## COUNTY WILL RETAIN CASH

NO CO-OPERATION WITH HIGHWAY COMMISSION UNTIL STATE IS READY TO PUT UP MONEY, SAYS BARNES.

Until the State Highway commission is in a position to offer immediate cooperation in construction of roads through Deschutes county, the county road bond money will remain in the bank as an interest drawing deposit. This was the declaration today of Judge W. D. Barnes in commenting on the permission to spend county money given by the commission at its recent meeting in Portland, which was attended by Judge Barnes and by Commissioners Seth Stookey and C. H. Miller.

Judge Barnes contrasted favorably the reception given the Deschutes county delegation with that formerly accorded in the days when W. H. Thompson ruled the commission, but mentioned that no matter how good the commissioners' intentions might be they could do nothing without funds.

The county's request for construction on the Bend-Burns road as far as Horse Ridge, involving a total expenditure of state and county money of \$69,323, six and a half miles construction on the Bend-Sisters road, and improvement of the Redmond-Sisters road, were all turned down because of lack of funds. The commission, however, ordered a survey of the Redmond to Sisters section of the McKenzie Highway, which, Judge Barnes says, will complete practically all the surveying needed in the county.

## LOCAL AWARDS FOR ESSAYS ARE GIVEN

In addition to the national and district prizes offered for the winners of the War Department essay writing contest, two series of awards are offered locally. It was announced last night by Major S. E. Clyne, now in Central Oregon on special recruiting duty. For the senior and junior high school, the First National Bank has offered \$10 cash prize, Symons Bros. Jewelry store offers \$5 in merchandise, while a like amount for the third prize is pledged by the Bend Furniture Store. For the grades, the Central Oregon bank gives a \$10 cash prize, O. M. Whittington, of the Grand and Liberty theatres gives 10 tickets to each of the two movie houses, and the Bend Hardware store offers \$5 in merchandise.

## GIRL CRANKS AUTO, ARM BONES BROKEN

Doris Miller, a sophomore in the Bend high school sustained a seriously injured arm when the handle of the car she was attempting to crank slipped and broke both bones in her right forearm. Miss Miller was about a mile and a half from town when the accident occurred and she was rushed immediately to a Bend physician. It is believed that the injury will not be permanent.

## RANCHER TAKES LENGTHY SLEEP

After suffering for more than a month from a form of sleeping sickness, H. I. Elliott, a rancher living eight miles east of Bend, is recovering rapidly and now takes only short naps during the day, instead of the protracted slumber which marked his condition during the past month. County Health Officer Dr. R. W. Hendershott states that the case is the only one on record in Deschutes county.

## ARNOLD CANAL IS BEING IMPROVED

Carrying out the company plans for annual additions to its canal which will ultimately bring it to its originally estimated capacity a crew of men under the supervision of Claude Johnson is now at work on the Arnold canal. About 2,000 yards of earth are being moved in the present operation at an estimated cost of \$1,000. Following this rock work costing \$1,000 will be done.

Later in the spring a subsidiary company, the Pine Forest Irrigation Company, will also do work amounting to \$1,000.

## TUMALO TO HAVE A REBEKAH LODGE

The Bend Chapter of the Rebekah Lodge under Mrs. Bertha Morgan will institute a new chapter at Tumalo on Friday evening, February 20. The Bend ladies will have charge of the initiating and the Prineville lodge has been asked to take charge of the floor work.

## UPTON FORMALLY ANNOUNCES STATE SENATOR CANDIDACY

PRINEVILLE, Feb. 12.—Jay Upton of Prineville, who has just retired after two terms as President of the Oregon Irrigation Congress has announced that he will be a candidate at the primaries for the Republican nomination for State Senator from the district comprising Klamath, Lake, Deschutes, Jefferson and Crook counties.

"My reason for making the announcement at this time," he said, "is to set at rest rumors that I might be a candidate for other offices that have been mentioned. I do not intend to make any active campaign. I think that my efforts the past five years to secure the irrigation of the vast areas of arid land in Central Oregon and my efforts as a Good Roads Booster have enabled the people of this district to determine whether or not I will make them a satisfactory senator, and if they want me to represent them in that capacity, I am at their disposal. I have not prepared a program platform, but I will do so when the time for filing arrives. I can say, however, that I am against the radicals and Reds of every kind. I am a Spanish

## BEND TO HAVE \$50,000 THEATER IS ANNOUNCED

O'DONNELL BROS. TO BUILD SOON

PLAN 1,500 CAPACITY

\$6,500 Site on Wall Purchased From R. B. Mutzig to Be Used—Road Shows and Best Movies Will Be Handled.

Following the transfer Saturday of the 50 by 135 foot lot fronting on Wall street, just north of the Pringle building, from R. B. Mutzig to O'Donnell Bros. for a consideration of \$6,500, announcement was made on Tuesday that the recently acquired property will become the site of a thoroughly modern, up-to-date theatre building. The new structure, in the building of which T. M. and W. L. O'Donnell are to be associated, will cost approximately \$50,000, and will have a seating capacity somewhere between 1200 and 1500.

The entire lot is to be used in the construction of the theatre, and general orders given to Architect Lee A. Thomas, governing the drafting of plans, specify two stories, a 40 by 50 foot basement, a large balcony, a lobby 26 feet deep by 28 feet wide, with small store rooms on each side, and a stage 30 feet square. Boxes will be included in the seating arrangements.

## SETTLEMENT OF C. O. I. DIFFICULTIES IS URGED BY THE STATE ENGINEER

## BIDS ASKED ON A \$350,000 ISSUE OF CITY BONDS

WILL BE OPENED ON FEBRUARY 20

PROGRAM IS BIG ONE

Final Figures on Street and Sewer Work to Be Finished in Few Days—New Record for Expenditures Set in January.

Anxious to have all necessary preliminaries attended to in order that an early start in street and sewer work may be insured, the Bend City council, in session Friday night, ordered Recorder D. H. Peoples to call for offers for bonds which will total approximately \$350,000, the bids to be opened at the regular meeting Friday evening February 20. Definite estimates had not been completed by City Engineer Gould, but this work would be done within the next few days, he said, and at the end of that time, the apportionment of costs to property holders will be passed on by the streets committee. An estimate which Mr. Gould informed the council might not be entirely accurate, gave \$150,000 as the approximate cost for sewers and \$200,000 as the cost of contemplated street improvements.

Bills ordered paid set a new record in city expenditures, equalling the amount ordinarily expended in two months. Warrants were authorized for \$5,297.46. The fact that a large number of bills for extra work during the heavy snow in December, as well as delayed accounts on the firehouse, were taken care of, was in a large measure responsible for the unusually large sum.

**Broken Awning Causes Trouble.**  
One bill which was disallowed was that presented by N. R. Gilbert, of Gilbert's Grocery, who, accompanied by his brother, N. H. Gilbert, appeared before the council to ask that the city should pay for an awning at his store on Bond and Minnesota, which had been torn down the week before.

## SHORTHORN TOUR TO BE MADE NEXT WEEK

To create further interest in the raising of Shorthorn cattle and to give the Shorthorn farmers of this vicinity an opportunity to see some of the high class herds of Central Oregon, a Shorthorn tour will be made on Thursday, February 19, according to R. A. Ward, of the First National bank. The start will be made from the bank at 9 o'clock and the first stop will be the ranch of J. N. Janssen. From there the party will proceed to the Ochoco ranch of "Dick" Biggs, the big Shorthorn raiser of Prineville. "Anyone interested may make the trip," Mr. Ward, said, "and all Shorthorns are expected to do so."

## HUSBAND COMPLAINS OF WIFE'S FATHER

That his father-in-law, T. J. McClellan of Bend, came to the ranch home of Mike Merg, four miles from the city, on Monday, and with no apparent reason beat the son-in-law severely about the head with an automatic pistol, was Merg's declaration yesterday when he appeared before District Attorney A. J. Moore, and swore to a complaint on which the warrant for McClellan's arrest is based. "Assault and battery, being armed with a dangerous weapon," is the specific charge, and Mrs. Merg, it is understood, will be a witness against her father when the preliminary hearing in Justice court is held.

## ARBITRATION PLAN SUGGESTED

Percy A. Cupper Recites Conflicting Elements Which Hinder Project's Development—District Control Thought Most Satisfactory.

It is the recommendation of Percy A. Cupper, state engineer that the settlers on the Central Oregon Irrigation project and the C. O. I. Company should avail themselves of the services of the Desert Land Board to arbitrate their differences and once and for all come to a settlement. This recommendation was contained in a report to the Desert Land Board in which it was also recommended that the proposed contract between the C. O. I. Company with the Lone Pine Irrigation District be withheld from approval for at least 90 days.

Mr. Cupper's report in full is as follows: "The Central Oregon Irrigation Company proposes to deliver water to the Lone Pine Irrigation District and cancel an equal area of irrigable patented land in the project, asserting that the procedure under Section 6 of the Contract of June 17, 1907, permits of such transfer. The distinction between this transaction and the ordinary transaction under this section is in the area of the tract embraced and the fact that the land is all located beyond the extreme limit of the project, requiring a substantial modification in the irrigation system. It would seem, however, that this would not necessarily put it beyond the application of section 6 above referred to, which reads as follows:

"It is further agreed by and between the parties hereto that no water rights for lands not embraced in this contract shall be sold by the party of the first part except upon written application to the State Land Board, and the cancellation of an equal area of irrigable land embraced in the contract. The specific tracts in this contract to be cancelled by the second party shall be designated in the written application of the first party. The sale of water rights to lands not embraced in this contract as above provided shall be made subject to the same terms and conditions in all respects as lands in this contract."

"A number of the Board rulings have limited the company in the application of this section, however, and no land would be available for cancellation except the unsold patented land, of which there are some 2,925 acres under the Pilot Butte Canal. If, therefore, the capacity of the Canal system through which this water is to be delivered is sufficient to deliver water to these 1,600 acres in addition to a delivery of 1.8 acre feet to all other lands served from the canals, then it would seem that section 6 of the contract would under ordinary circumstances be applicable.

**Consider Water Supply.**  
"The settlers have raised the question that 1.8 acre feet per acre is insufficient to properly irrigate the land, calling attention to the fact that they are entitled under the law to sufficient to raise ordinary agricultural crops." The question naturally arises what constitutes a determination of this quantity and has it been determined? The State fixed this amount in its contract with the Company and has required the company to construct its works accordingly. The Federal Government has said that it is willing to patent the land on this basis. This would seem to constitute a determination insofar as the obligation of the company to deliver water is concerned. In other words, the company could hardly be required to deliver additional water to the lands under its contract. The Attorney-General has advised the board that a delivery of 1.8 acre feet is all that can be required of the company without additional compensation. The record would seem to indicate that the obligations of the company are satisfied whenever the canal has sufficient capacity to deliver 1.8 acre feet to the land. However, before taking up the question of canal capacities, we should consider the matter apart from its strictly legal phase.

"If the limitation of 1.8 acre feet per acre will result in a failure or partial failure on this project, and Professor Powers of Corvallis advises that not less than 2 acre feet should be available, the board should take such reasonable precaution to insure a delivery of additional water using its best endeavors to protect the rights of all concerned.

"Water has been sold to some 43,000 acres of land, and it would be disastrous to take any action that would deprive these lands which have been developed at considerable expense and hardship, of sufficient water for their reasonable use. If it is true that these lands cannot be properly irrigated with the water available, the Board should not hesitate not only to disapprove this contract but also to disapprove this contract.

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