

THE WEATHER
Rain in the west and snow
in the eastern part of the state
tonight. Southwesterly winds.

THE DAILY BULLETIN

TODAY'S NEWS
TODAY

VOL. 1 BEND, DESCHUTES COUNTY, OREGON, FRIDAY AFTERNOON, DECEMBER 22, 1916 NO. 15

NEW COUNTY QUESTIONED IN LAW SUIT

FILE QUO WARRANTO
ACTION IN CROOK.

ATTACK IS FORESEEN

De Armond and Forbes Will Fight
to Finish Attempt to Nullify
Recent Formation of Des-
chutes County.

Crook county sent her latest child
a Christmas present last night, but
it was not marked "do not open un-
til Christmas," and shortly after 6
o'clock it was found to be a brand
new set of quo warranto proceed-
ings against the members of Des-
chutes county's new county court,
questioning their right to conduct a
separate county government.

In plain legal language, it was
the beginning of the case of G. E.
Stadig, of Lower Bridge, vs. Des-
chutes county, W. D. Barnes, A. L.
Mackintosh, and L. E. Smith, Judge
Barnes was served with a copy of
the complaint in person, by deputy
sheriff Floyd A. Rowell of Crook
county, while service on Mr. Mac-
kintosh and Mr. Smith was made
through their attorneys, H. H. De
Armond and Vernon A. Forbes.

The Deschutes court has had an
inkling that something of the kind
was in the wind for several days
past, and gave District Attorney De
Armond authority to employ what-
ever additional counsel he might see
fit. In addition to Mr. Forbes, it
is intimated that outside legal tal-
ent may be retained before the case
is finished. The two Bend attor-
neys worked on the matter until af-
ter midnight, and this morning had
decided to make a formal appear-
ance in court, although no definite
conclusions had been reached as to
the exact line of defense. They
stated that they will fight the case
to a finish.

The complaint, which was drawn
up by M. R. Elliott and N. G. Wal-
lace, alleges that Deschutes county
is a pretended municipal corpora-
tion, attempted to be organized out
of Crook county territory, that the
county court holds and is usurping
authority, and is attempting to car-
ry on a county government, plan-
ning to build a court house and jail,
buy furniture and levy taxes.

It is further alleged that at the
election on which the county divi-
sion is based, 65 per cent of the vot-
ers in the proposed Deschutes coun-
ty did not vote in favor of the new
county, and that 35 per cent of the
voters in the remainder of Crook
county did not vote in favor of the
division. It is also set forth that
200 illegal votes were cast in favor
of Deschutes county, that 1829
votes were cast for, and 995 against.
In the proposed county, with 530
for, and 995 against, in Crook coun-
ty proper. Judgment that the Des-
chutes county government be de-
clared an unlawful usurpation, is
sought, together with the ousting of
the county court.

Undeterred by the question as to
the authority of the court to ap-
point them, three new officials of
Deschutes county, J. H. Haner,
clerk, S. E. Roberts, sheriff, and
Clyde M. McKay, treasurer, filed
permanent bonds of \$10,000 each,
as required by law, surety in each
case being furnished by the Ameri-
can Surety company.

WIERD SUGGESTION OFFERED IN ARMY

(By United Press to The Daily Bulletin)
EL PASO, Tex., Dec. 22.—
During a session of the school
for officers in the Thirty-second
and Michigan regiment the of-
ficer in charge asked for sug-
gestions for the improvement
of the intelligence department.
"Why couldn't we cross-
breed carrier pigeons with par-
rots and tell the message
instead of tying it to them,"
asked one of the pupils.
Another suggested that the
government might train sword
fishes to torpedo enemy sub-
marines and woodpeckers to
puncture enemy aeroplanes.

ENGLISH PAPER SAYS BOYCOTT IS FOOLISH

(By United Press to The Daily Bulletin)
BUENOS AIRES, Dec. 22.—The
Englishman who boycotts Germans
too rigorously in countries where
both are aliens is simply cutting off
his nose to spite his face, according
to the Buenos Aires Herald, one of
the two or three important British
newspapers in South America.

The Herald argues in a recent
issue that the Britons who stay out
of places which Germans frequent,
because they do not wish to asso-
ciate with the latter, are not only
not worrying their rivals but are
doing exactly what the Germans
want them to do.

The German, it points out, "is to
be found in the clubs, the restau-
rants and in the private houses, and
if Britishers give those places the
go-by owing to the presence of a
German element, so much the bet-
ter for the German plan of active
preparation for the close of the
war."

WARFARE TO BE SINGLE OBJECT

PARLIAMENT TO MEET
ON FEBRUARY 7.

In Address to Commons, King Urges
Devotion to "Sacred Cause"
—Attitude Toward Wilson
Note Undetermined.

LONDON, Dec. 22.—Parliament
was prorogued by the king today
until February 7. He said, "The
war's prosecution must be our sin-
gle endeavor. We must vindicate
the rights the enemy has ruthlessly
violated. We must establish
Europe's security on a firm founda-
tion."

He thanked the commons for their
"unshaken loyalty" in provid-
ing war funds. "In this sacred
cause, I am assured of the united
support of all my peoples," he said.
"Praise God, and may He give us
His blessing." Chancellor of the
Exchequer Bonar Law told the
commons that the British govern-
ment's attitude toward the note of
President Wilson would not be de-
termined until all the allies had
been consulted.

The war office announced that the
British have captured Elarish, a for-
tified Egyptian town on the Pale-
stine border of the Mediterranean
sea. The Turks held the city for
two years.

BRAZIL MAY OBTAIN INTERNED VESSELS

(By United Press to The Daily Bulletin)
RIO DE JANEIRO, Dec. 22.—A
bill proposing the purchase of the
German ships interned in Brazilian
harbors was presented in the lower
house of congress and will come up
for discussion within a few weeks.

This bill is said to follow in gen-
eral outline similar bills introduced
in the legislative bodies of both
Argentina and Chile with the ex-
ception of that part referring to
stocks of Brazilian coffee held by
Germany, being used to pay for the
ships.

CONTRABAND OF WAR LARGELY PURCHASED

German Consul Bopp Refuses to
Tell Examiner How Much of
\$100,000 Fund He Spent.

SAN FRANCISCO, Dec. 22.—Ger-
man Consul Franz Bopp, charged
with violating neutrality, admitted
today that he "spent a great deal of
money" in purchasing contraband of
war for the German government.

Federal Attorney Preston examined
Bopp concerning the "secret fund"
totaling \$100,000. He declared that
Germany had placed the money at
Bopp's disposal, but Bopp refused to
state how much of it had been spent.
Bopp testified that he personally
controlled the fund and reported all
expenditures to Berlin. He refused
to answer when asked why he need-
ed \$100,000 in March, 1915.

He denied purchasing war mun-
itions, but admitted buying rubber
and nickel. "What else was pur-
chased," Preston asked; but Bopp
refused to reply.

Preston questioned Bopp concern-
ing the employment of C. C. Crow-
ley as consulate agent. He also
asked the details of Vice Consul
Von Snaeck's purchase of a bomb
model from Johannes Von Keel-
bergen. Bopp said the bomb was
worthless.

Proclamation

In the County Court of the State of Oregon
for Deschutes County.

BE IT REMEMBERED, that whereas there
was duly and regularly called a special term of the
County Court of Deschutes county, Oregon, at
Bend, Oregon, on the 20th day of December, 1916,
at the hour of 9:00 o'clock in the forenoon of the
said day for the purpose of fixing the location of the
temporary County Seat of Deschutes county, Ore-
gon, as provided by law, and for the transaction of
other business.

WHEREAS, there was present:
W. D. Barnes, County Judge,
A. L. Mackintosh, County Commissioner,
Lew E. Smith, County Commissioner.

WHEREAS, said County Court met in said
Special Session for the purpose of selection and de-
termining the location of the temporary County
Seat of Deschutes county, Oregon, and all of said
County Court being present, as aforesaid, and vot-
ing thereon, and that each and every member of
said County Court, to-wit:

W. D. Barnes, County Judge,
A. L. Mackintosh, County Commissioner,
Lew E. Smith, County Commissioner,

voted to fix the temporary County Seat of said Des-
chutes county, Oregon, at Bend, Oregon.

Now therefore, we, W. D. Barnes, County Judge,
A. L. Mackintosh, County Commissioner, and Lew
E. Smith, County Commissioner, acting as the
County Court of Deschutes county, Oregon, in obe-
dience to, and by virtue of the power and authority
vested by law, do hereby make and issue this pro-
clamation, and do announce and declare that the un-
animous vote of this Court was cast in favor of the
selection of Bend, Oregon, to be the temporary
County Seat of Deschutes county, Oregon, and that
said Bend, Oregon, is hereby declared to be, and
is the temporary County Seat of Deschutes county,
Oregon, until the first general election thereafter,
and until the qualified voters of said Deschutes
county, Oregon, shall vote for the selection of the
place for the permanent County Seat of said Des-
chutes county, Oregon, in the manner provided by
law.

IN TESTIMONY WHEREOF, we have set our
hands this 20th day of December, A. D. 1916.

[Seal] W. D. BARNES,
County Judge, Deschutes County, Oregon.
A. L. MACKINTOSH,
LEW E. SMITH,
County Commissioners, Deschutes County, Oregon.

C. O. I. REDUCES CAP- ITAL FROM MILLION AND HALF TO \$15,000

(Special to The Daily Bulletin)
SALEM, Dec. 21.—Yesterday the
Central Oregon Irrigation company
filed with the state corporation de-
partment papers reducing its capital
stock from \$1,500,000 to \$15,000.
No explanation of the big drop
was offered or asked. The action
was taken upon authority of a res-
olution of the board of directors.
By the reduction of capital stock the
company saves \$150 a year in cor-
poration fees. With its revised
stock it pays \$20 annually, while
before it paid \$200.

U. S. FOREIGN TRADE FOR YEAR IS HUGE

(By United Press to The Daily Bulletin)
WASHINGTON, D. C., Dec. 22.—
The department of commerce an-
nounced today that the American
foreign trade for the year would
probably total \$7,800,000,000. The
foreign trade for 11 months aggre-
gated \$7,148,000,000.

RAILROADS REFUSE TO COOPERATE IN SOLVING SHORTAGE

(By United Press to The Daily Bulletin)
WASHINGTON, D. C., Dec. 22.—
The car shortage commission of the
American Railway association issued
a statement today that eight railroads
have refused to cooperate to relieve
the car famine, and have hindered
the adjustment of the nation-wide
shortage. Federal authorities de-
clared the shortage to be largely re-
sponsible for the high cost of living.

WINE MAKING LEGAL

(By United Press to The Daily Bulletin)
PORTLAND, Dec. 22.—That
Oregon citizens have the right
to manufacture wine for their
own use, was the decision
handed down by Circuit Judge
McGlinn, in court here today.

CONGRESS QUITS TO OBSERVE CHRISTMAS

(By United Press to The Daily Bulletin)
WASHINGTON, Dec. 22.—Con-
gress quit work today to go home
for Christmas.

In anticipation of the adjourn-
ment many solons departed several
days ago. But the big crowd leaves
today.

The president was not much in
favor of the idea, nor was Speaker
Clark, because there is so much leg-
islation for the thoroughly Demo-
cratic present congress to finish
before it dies March 4 and is replaced
by one not quite so Democratic.

However, President Wilson did
not "disapprove" of this adjourn-
ment, according to Democratic
leader Kitchin. To make up the
time thus lost both houses will con-
vene between ten and eleven o'clock
for the remainder of the session.
Kitchin said all appropriation bills
would be passed and there will be
no special sessions.

C. O. I. CO. ASKS FOR EXTENTION

DESERT LAND BOARD
IS FAVORABLE.

Resolution to Be Sent to Congress
Asking Special Enactment—
Reasons Made Known Why
Company Seeks Time.

(Special to The Daily Bulletin)
SALEM, Dec. 21.—Yesterday's
meeting of the desert land board
resulted in the approval by the board
of the company's request for the
state's approval of an extension on
lists 9 and 16. The settlers were
not represented in person.

Messrs. Stanley, Biles, Stearns
and Howard, representing the com-
pany, appeared before the board and
resubmitted the resolution read on
December 16 requesting the enact-
ment of a special resolution by con-
gress, providing for the extension of
time.

After consideration of this, to-
gether with telegrams from the
Central Oregon Irrigation Company
Water Users' association, the Ter-
rebonne Farmers' Union association
No. 84, the Powell Butte Improve-
ment club and a resolution by the
Redmond Commercial club, all in-
dorsing the request, it was ordered
upon the unanimous approval of the
members present that the contents
of the resolution presented be
checked with the records of the
board and a suitable resolution pre-
pared for approval and signature.

U. S. SCIENTISTS TO MEET IN NEW YORK

(By United Press to The Daily Bulletin)
NEW YORK, Dec. 22.—The sci-
ence of everything, from sawing
wood to stellar statesmanship, will
be rounded up and gone over in de-
tail by ten thousand of the world's
leading scientists, who will arrive
here Monday for the 69th meeting
of the American Association for the
Advancement of Science, which con-
venes Tuesday. President Charles
R. Van Hise, president of the Uni-
versity of Wisconsin, will preside.
Twenty-seven different societies will
participate.

GRAIN MARKET WEAK

(By United Press to The Daily Bulletin)
PORTLAND, Dec. 22.—Market
quotations here today placed club
at \$1.34, bluestem at \$1.39, Red
Russian at \$1.34 and fortyfold at
\$1.36.

WILSON HAS LIBERTY TO SEEK PEACE

CONGRESS UNWILLING
TO AID, HOWEVER.

GERMANY GETS NOTE

Probe of Stock Fluctuations of Yes-
terday Asked by Representative
Wood—Germany Ready to
Disclose Peace Terms.

(By United Press to The Daily Bulletin)
WASHINGTON, D. C., Dec. 22.—
Congress will allow President Wil-
son a free hand in attempting to as-
certain the peace terms of the bel-
ligerents. Both houses have refus-
ed to indorse any resolutions ap-
proving or disapproving the presi-
dent's action, but are willing to
leave the matter entirely in his own
control. The senate for the second
time today, refused to pass a res-
olution of approval. Secretary Lan-
sing's two statements interpreting
the note were sent to American dip-
lomats abroad this afternoon.

American Agent Grew, of the Ber-
lin embassy, notified the state de-
partment today that a copy of Wil-
son's note has been received, and
delivered to the German foreign of-
fice. Entente diplomats firmly be-
lieve that the allies will not flatly
reject President Wilson's sugges-
tions. This belief is based on the
fact that the allies failed to reject
flatly Germany's peace proposals.

Representative Wood introduced
a resolution asking that a commit-
tee of five representatives be ap-
pointed to investigate conflicting in-
terpretations of Wilson's note, and
to probe the consequent stock mar-
ket fluctuations. He asked that the
committee ascertain whether "any-
one high in administration or gov-
ernment affairs profited financially
by stock market fluctuations."

GERMANY AGREES.

THE HAGUE, Dec. 22.—German
dispatches, it was announced semi-
officially today, stated that Germany
is willing to disclose its chief peace
terms immediately, providing the
allies' reply to Von Bethmann Hol-
weg's tentative offers still leaves the
peace door open.

VILLISTAS ATTACK CITY NOW THE KEY TO BORDER ROADS

EL PASO, Dec. 22.—Villistas at-
tacked Torreon at 4 o'clock this
morning. An official wire from Mex-
ican government attaches said the
battle was raging at daybreak. The
Villistas yesterday captured Berme-
jille, 30 miles north of Torreon. If
Villa takes Torreon, he will domi-
nate the railroads leading to the bor-
der. Military observers believe that
he will easily accomplish this, as the
garrison was greatly weakened
when Murgua marched northward to
aid Chihuahua.

U. S. CIGARETTES IN DEMAND IN ORIENT

SEATTLE, Dec. 22.—Fifty mil-
lion cigarettes, a solid trainload of
the product of factories in Peters-
burg and Richmond, Va., enough for
a Christmas present of one box each
for 5,000,000 smokers, were load-
ed by the Nippon Yusen Kaisha Lin-
er Kamagura Maru, which just sail-
ed from Seattle for the far east.
The cigarettes are consigned to
Shanghai and will be distributed
from that port to several cities in
the Chinese empire where American
"smokes" have become quite a lux-
ury.

There were nine carloads in the
consignment, which consisted of 1,
000 cases.

The Chinese are planning to raise
their own tobacco, as there is a ship-
ment of eight cases, weighing 800
pounds, of Virginia tobacco seed
aboard the Kamagura consigned to
Shanghai.

Another record breaking ship-
ment aboard the liner is 2,586 bags
of paraffine wax, 232 weight tons,
used in the manufacture of candles.
The consignment, for discharge in
Shanghai, is valued at \$20,000.

Members of The First Deschutes County Court Whose Authority is Being Questioned in Suit



W. D. Barnes, County Judge.



L. E. Smith, Commissioner.



A. L. Mackintosh, Commissioner.