The Cimen-Herald The Official Paper of Harney County has the largest circulation and is one of the best advertising mediums in Eastern Oregon.

NEW IRRIGATION



The Great Harney Country Covers an area of 0,428,800 acres of land, 4,634,951 acres yet vacant subject to entry under the public land laws of the United States.

NO. 18

CODE appeal from the decision of the DIGS ANOTHER EXCUSE the cow boys say that many of state engineer. Certain fees are DIGS ANOTHER EXCUSE the hungry beasts fail a victim state engineer. Certain fees are required to be paid by the applicant at the time of filing such application. The right acquired

Essential Features of The Recent Law shall date from the filing of the No Road Into Central Oregon Until application. Enacted by The Legislature

Whenever-it appears than any appropriation has been perfected and the works completed the

to that effect. Certificates issued for power purposes shall be limit-

his Law is of Particular Interest to The People of This water required for irrigation pur-Section and is Published by Request of Many Readers poses shall remain appurtenant State Engineer Required to Make Examination of Streams. to the land upon which it is used; unless it shall become impracti-

cable to use such water upon the land to which it is appurtenant, Since there has been consider- The state engineer, or his as-

in which case it may be transble request for it The Times-|sistant, is required to make exferred to other land and become lerald herewith presents the amination of streams, the carrydient features of the new wat- ing capacity of various ditches appurtenant thereto. Such trans-

gislature, and now in force. the irrigated lands, and the lands Board of Control. early all of the arid states have susceptible of irrigation upon uring recent years enacted laws such streams. the subject of water rights. After the taking of testimony yoming law was taken as a trol is required to make an order this Act. Where appropriators fit the peculiar conditions ex- stream. Thereafter a certified ting in Oregon. The code may copy of said determination is filroperly be divided into three ed with the county clerk of each protected by this Act; and in case in getting started. ections: (1) That portion re- county in which said stream, or appropriations have been at- Such information is, without strategic territory, aggressively,

ating to the adjudication of wat- any part thereof, is situated. r rights; (2) that portion relat- Upon the filing of such deterg to the distribution of water mination an order is made by the gently prosecuted, such appro- self, wired the Chamber of Com- selves. where the rights upon a stream circuit court fixing the time for priations shall not be set aside merce of Marshfield that the The only new feature of the ave already been settled; (3) hearing of said determination. he method of acquiring rights The evidence, or a certified copy thereof, is also to be filed with

municipal purposes are confirmed make a like guarantee. In order to carry out the pro- the clerk of such circuit court. by this Act, and no right shall isions of the act the State is di- Thereafter the circuit court may ided into two water divisions. hear exceptions to the determin-Water division No. 1 consists of ation by the Board, and if no ex-Counties. Water division No. 2 Board. If necessary the circuit taining right of way for ditches which the road was to be con- road built under an entirely difconsists of all the remainder of court may order further evidence across the land of another person structed. As evidence of the ferent set of surveys.

for any public use. the state. For each water divi- to be taken. The circuit court may sion there is appointed a water affirm or modify the determina-

INDUSTRIAL NOTES.

il January 1911. At the regular, be taken from the decree of the election in November, 1910, a circuit court to the supreme (Portland Correspondence). Oregon has a champion in R.

elected for each water division The Board of Control is re- L. Smith of Shawnee, Oklahoma,

of four years. There is also appointed a State ever a necessity therefor shall state last week, with fifteen fami-Engineer who shall hold office arise. For each water district lies to follow from the same vic- there has been no "4 per cent"

uperintendent to hold office un- tion of the Board. Appeals may

BURNS, HARNEY COUNTY, OREGON, MARCH 20, 1909

Four Per_Cent is Assured

THE APPROPRIATION OF WATER board of control is required to is a RATHER UNUSUAL REQUEST

ed to a period of 40 years. All Records of Railroad Construction in Northwest Fail to Reveal Any Project Which Has Been Made Contingent Upon Such of the west at the St. Louis ex-Pledge by Territory Through Which Road be Constructed, position. While Mr. Settlemyre

The Telegram says: Harriman | cating in the G. N. field. officials now interject the "4 per In every"instance cited, no one ed with cow-boy life, he has now cent" idea into the Central Ore- road is master of the situation gon situation. It is intimated or has any richly productive tercode recently enacted by the and canals taken therefrom, and fer must be approved by the that no road what ever will be ritory, "bottled up," such as Har-

built into the long-neglected reg- riman has in Central Oregon, Rights to the use of the water ion until Harriman is assured with whose future he has been heretofore acquired are protected, that the country will pay 4 per juggling all these years. Harriincluding riparian rights which cent interest on capital invested man in his latest statement re- so owns a beautiful farm in Sun-After the taking of testimony have actually been put to benefi-tost comprehensive of all. The state engineer, the Board of Con-tyoming law was taken as a asis, but many changes were determining the several rights have, in good faith, commenced which is accredited to Chief En- method of not building a mile of is a splendid cook, his house is bund necessary in order to make of claimants to the water of the the construction of works and gineer Boschke of the lines in the road until he has to to save his bahave diligently prosecuted the Northwest in explaining some of con, and from the instances herein same, their appropriations are the causes for the cloying delay cited, it shows that all the other try, many of whom are loth to

> tempted heretofore, and the work question, inspired, as only a few and because the other fellows a companion to share the pleashas been commenced and dili- days ago, E. H. Harriman, him- already there can't help them- ures of his lovely home and now

> or avoided on account of any ir- Drain-Coos Bay extension would latest utterances of the Harriman regularity. All rights to the use never be constructed until the oracles is that the Columbia of water heretofore acquired for business of that community would Southern project to tap Central many queer proposals by the fe-Oregon, as well as the extension

Records of railroad construc- Eastward to the Corvallis & Easthereafter be acquired which shall tion in the Northwest fail to re- ern, have both been given up. impair any municipal water sup- veal any other project one or It is further stated that unless has recently divided his affect-Il that portion of the state lying ceptions are filed the circuit court ply. Any person or corporation 1000 miles in length which has the maps of the Deschutes River ions for the saddle with the west of the Cascade mountains, shall entre a decree in accord- may exercise the right of eminent been made contingent upon such road are approved. this project phonograph and there may be together with Klamath and Lake ance with the findings of the domain for the purpose of ob- a pledge by the territory through may also be abandoned, and the further divisions.

fact that the "Wizard of the Pa-Should the Reclamation Sercific" stands absolutely alone in vice retain its rights for which it wrought in style and manner, taking this unpredecented posi- has made filings, and force the notwithstanding his excentricition, here are a few projects Deschutes people to higher ties he has acquired for himself which neither the financial de- grades, Chief Engineer Boschke the reputation of being a good, pression which Harriman com- estimates that the cost of the 140 honest citizen of high character plains so bitterly of, nor the miles of road will exceed \$6,000,- and integrity, always speaking who shall hold office for a term quired to divide each water di- who has just advised that a half harrying Winter weather that 000, instead of the \$4,750,000, as a good word for his neighbor and vision into water districts when-ever a necessity therefor shall state last week, with fifteen fami-state last week, with fifteen fami-

to his trusty six-shooter in consequence of this ability to decoy them near him by the means of his coyote dialect, as he lies secreted behind-some rock of sagebrush.

At one time Mr. Settlemyre's hobby was a vaquero out-fit, he no doubt now owns one of the finest saddles in the United

States. It is claimed that the gold and silver mountings on this saddle is \$750.00 in value, and was admired by many cow-boys

retains a great admiration for the bronco, six-shooter, the excitement and pleasures connectfound something that supersedes all his former hobbies, he is now the proud owner of two Edison phonographs of the latest type models with several hundred carefully selected records, he ally kept as any lady's in the counrailroad magnates, are invading believe that Bob ought to have since he has gained eminent noteriety as a phonograph owner and lover, as well as a record maker, he will no doubt receive male batchelors throughout the United-States, and who knows what may be the result as he

While Mr. Settlemyre's vocation has thrown him in the society of a class more or less fellow man, no one, not even the once hostile Indian has been known to leave his domicile cold hungry, by this kind of a life Bob has gained the highest es-In the musical department of teem of all those with whom he comes in contact.

LADIES' NECKWEAR FOR SPRING 1909

Embroideried Linen Collars, Lace Collars and Bows, New Ascots.

Call and see our new Waistings & Wash Materials

We are showing the strongest spring line of Ruching, Neckwear, Ladies Belts, Silk, Net and Lawn waists ever brought to Eastern Oregon.

Something new in Sorosis Underskirts in Silks and Satines

> We handle exclusive patterns in the above and nothing shown by us is handled in the Interior.

All'Waists, Neckwear, Belts and Underskirts are selected from New York stocks and are Spring Styles.

Brown's Satisfactory Store.

The Harney Valley Brewing Co. Manufacturers of PURE BEER and Pure Soda Water Family Trade Solicited---Free Delivery T. E. JENKINS, Manager CAPITAL THE SALOON, CHAS. BEDELL, Proprietor. Burns. Oregon. Make This Headquarters. Wines. Liquors and Cigars. **Billiard and Pool Tables.** Club Rooms in Connection.

and every four years thereafter. ters are required to divide the The State Engineer and the two water of streams, or other sourcsuperintendents constitute a es of supply among the several propriation and distribution of rights of each respectively. They the water of the state and de- may regulate the head gates of termination of rights thereto, ditches and the controlling works subject to appeal to the courts. of reservoirs, and the distribu-They have authority to make tion of water among the various regulations which will secure the users thereof. They are requirequal and fair distribution of ed to prevent the waste of water water in accordance with deter- and to see that each person obmined rights and not inconsist- tains the amount of water to ent with law.

water superintendent is to be court.

o the use of water.

of Control by one or more users ters are not to be appointed unof water upon any stream the til a necessity arises for such apsaid Board is required to take pointment. the testimony, and make such Notice is required to be given to for a permit to make such approall persons interested as to the priation. Every applicant must fore. time and place when such tes- set forth the amount to be used, timony will be taken.

used, the amount of water re- state engineer shall make an en- you." quired; and the amount and lo- dorsemen: thereon of date of its given to all parties interested the application is approved, a per- is \$57.50. hat the evidence will open to mit is issued to the applicant. inspection at a time and place named. Any person interested nay contest rights of any other laimant upon the stream. The to fix the time and place for the earing of such contest. Upon ne expiration of the period

intil January 1, 1911. His suc- shall be appointed one water inity on the 15th Mr. Smith will cessor is to be elected at the gen- master who shall be a resident locate here himself in the near eral election in November, 1910, of the district. The water mas- future.

which he is lawfully entitled, willing but the purse is weak. Upon a petition to the Board and no more. Such water mas-

Portland Commercial Club \$100,- in the Northwest.

Hereafter, any person intendexamination, as will enable them ing to acquire the right to the 000 annually, and this sum will The North Coast, or Strahorn recent years on the phonograph, to determine the rights of var- use of water is required to make be spent in advertising the re- road, has under construction in and we predict that Mr. Edison Good Cough Medicine for Children. ious claimants up the stream. application to the state engineer sourses and advantages of the the territory between Spokane will yet make the phonograph so whole state of Oregon as hereto- and Portland and Puget Sound, that one can look into the horn colds is now at hand and too

"Harpers' Weekly" under date the location and description of of April 3rd will devote a great quired to present in writing to a description of the land, and west, and in this number Oregon the Board the nature of his claim, the acreage to be irrigated, as will not be overlooked in either construction; date when complet- Control information regarding in which the central feature is and it has got to fight the Great the date when water was first on receipt of the application the message "Oregon is the place for

George D. Maxfield, General eation of the land intended to be receipt. If the application con- Passenger Agent of the Wabash ger it gets. irrigated and the character of forms to the law, the state engi- Railroad, with headquarters at the soil, the kind of crops culti- neer is required to approve the Buffalo, New York, is anxious for territory by the hundreds of a faculty of imitating them to This remedy contains no opium vated, and such other facts as same, unless it shall appear that literature from all points in Ore-miles, and the C. P. R. is recipro- perfection in their language, and or other narcotic and may be givmay be deemed relevant. The such proposed use will conflict gon. He says the inquiry for superintendent of the water di- with determined rights, or will this information is insistent, and vision is authorized to take testi- be a menace to the welfare of it is emphasized at this time by mony and administer oaths in the public, in which case the ap- the rate of \$42.50 in effect to such proceedings. Upon comple- plication is referred to the Board Oregon points from his region tion of the testimony notice is of Control for consideration. If until April 30th-the regular fare

Actual construction work We see there is likely to be must be begun within one year some fight as to what Eastern from the date of approval of the Oregon county will secure the superintendent is also required application, and such construc- new experiment station. There tion work must thereafter be pro- should not be as Harney has the secuted with reasonable diligence greatest area of dry land and the and must be completed within bill proposed at its instigation. expiration of the period such reasonable time as is fixed If these other counties were after in the permit issued by the a station they should have made the for inspection such evidence in the permit issued by the a station they should have made Board of Control, not to exceed five years. Any applicant may in the game, -Oriano.

tail to the kite. The North Bank Road has just

about completed 378 miles of the finest type of road in the West the store of Lunaburg & Dalton

The Chicago Association of into a poorly developed country Burns, Ore., is what one would Commerce have decided that it at a cost of close to \$50,000,000. take to be a coyote, or otherwise is impossible for them to send The Milwaukee is closing up known as a prairie wolf, the the publishers of "Country Life FRACTICALLY Board of Control which shall ditches and reservoirs taking the hundred and fifty school boys the last gap of 1373 miles of its enemy of the hen roost, and the in America'' by the Portland and girls for a visit throughout Pacific Coast extension, which dreaded foe of the stockman, Oregon this Summer, but the dis- was rushed right through good the wild animal which the state being reproduced in that Magacussion of the subject in the great times and bad, severe weather Legislature of Oregon recently zine of March. In an article mid-continent metropolis has and mild, and at a cost that runs placed a bounty on his scalp. created a tremendous amount of into the hundreds of millions. You can hear this animal yelp England with American gardens, enthusiasm, and it is thought now that probably some other Earling, of the Milwaukee, has which John McMullen's wolf hedge is shown, with informacity, possibly St. Louis, may take just announced at Spokane that hounds will respond with the ut- tion beneath to the effect that up the enterprise and make it a he is to build a network of later- most confusion and disappoint- United States with a climate apsuccess. In Chicago the heart is als and feeders, which, from the ment when they cannot scent or proximating that of England and best information to be had, will see the animals which they are permitting such roses. The business men of Portland aggregate about 700 or 800 miles, accustomed to chasing, so natural rose hedges as these are common have definitely determined to two or three times as much rail- and perfect is the imitation. It in Oregon" is a statement that is

provements have been made in country.

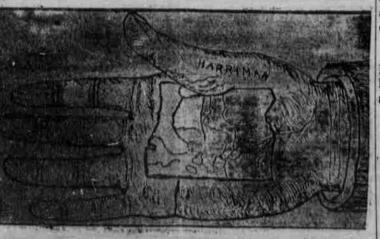
IMITATES A COVOTE

about 700 miles of main line and and see the object from whence much care cannot be used to probranches, which is being pushed the sound is eminating.

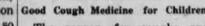
into a territory none too well de-Every claimant to water is re- the proposed ditch or other work, deal of space to the Pacific North- veloped and in which there will on exhibition a record composed diphtheria or scarlet fever when be the greatest struggle for busi- and made by Robert Settlemyre, he has a cold. The quicker you ness the Northwest has ever the pioneer cow boy of Eastern cure his cold the less the risk. the time of initiation of such near as may be, and such other text or picture. The Portland known. This road never stopped Oregon, who has spent most of Chamberlain's Cough Remedy is right, the date of beginning of data as will give to the Board of Commercial Club has a page to ask for 4 per cent dividends, his life in the saddle on the fron- the sole reliance of many mothtier, riding after stock, his com- ers, and few of those who have ed, the dimension of the ditch, the proposed appropriation. Up- the famous scroll carrying the Northern, the Northern Pacific, panion usually consisting of his tried it are willing to use any the Milwaukee and the O. R. & faithful bronco and the hungry other. Mrs. F. F. Starcher, of N., in different sections for every coyotes which inhabit the unset- Ripley, W. Va., says: "I have

ton of freight and every passen- led regions of Eastern Oregon. never used anything other than

The Great Northern is throw- among these wild, hungry, prow- for my children, and it has al-



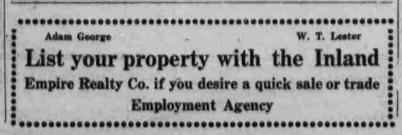
One of the pictures furnished Commercial Club is honored by Indestructible Over 500 Beautiful contrasting the rose gardens of Designs. Oregon is the only place in the make the publicity fund of the road as Harriman has ever built is remarkable what great im-among flower lovers all over the

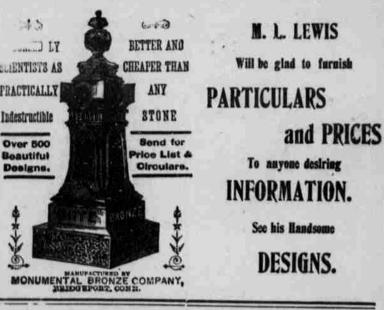


The season for coughs and tect the children. A child is Lunaburg & Dalton now have much more likely to contract

For Diseases of the Skin. Nearly all diseases of the skin Mr. Settlemyre's daily life Chamberlain's Cough Remedy such as eczema, tetter, salt rheum [and] barbers' itch, are en as confidently to a child as to makes life a burden and disturbs an adult. For sale by all good sleep and rest. Quick relief may dealers. be had by applying Chamberlain's salve. It allays the itch-

Remember the Inland Empire ing and smarting almost instant-Realty Co. furnish competent ly. Many cases have been cured help free. If you need help call by its use. For sale by all good and see us. dealers.





The OVERLAND HOTEL Burns, Oregon Afford the Best Accommodations to be had in Harney County CLEAN ROOMS, CLEAN LINNEN, PALATABLE VICTUALS The patronage of all guests under the old management especially sylicited. Rates \$1 a day, \$6 a week, \$22 a month Henderson Elliott, Propt.

