

# R. H. MILLER BUYS BANK OF SUMPTER

## Cash Transaction Involves a Sum More Than Fifty Thousand.

Roy H. Miller, cashier of the First National bank, for himself and associates, well known Spokane capitalists, have bought from A. P. Goss the Bank of Sumpter and are in possession today. Sim Durgan, who has been assistant cashier of the First National, has resigned that position and has charge of the Bank of Sumpter, as cashier. R. H. Miller is the new president.

The transfer includes the bank building and all the assets of the business, including notes receivable, involving a sum between \$50,000 and \$60,000. It was a cash transaction and the institution could today pay every dollar, of deposits if necessary. President Miller says:

"I will not sever my connection with the First National, being one of the larger stockholders. The two banks will be entirely separate, Mr. Durgan being in charge of the Bank of Sumpter. Later on it will be reorganized, and incorporated, with power to transact a loan and trust, as well as a general banking business, with a capital stock of not less than \$50,000. I found the affairs of the bank in an excellent condition, and

felt no hesitancy in investing my own, or having my friends invest their money in the enterprise."

This transaction, bringing new banking capital to Sumpter, as it does, certainly greatly strengthens the local banking business and will prove to be a decided benefit to the commercial interests of the town.

Roy Miller's connection with the transaction gives to it stability and the confidence of the public; his long connection with the First National and its predecessor having won for him not only the esteem of business men here by his courteous treatment; but their faith in his ability by his cool, level headed decisive way of doing business.

Citizens of Sumpter generally will be pleased to learn that A. P. Goss will remain here. He has reserved a suit of offices in the building for a term of two years, and will there conduct a general brokerage and fire insurance business; handling real estate and mines. He has always shown his faith in the town and the district, by investing his money here, and says that his faith was never stronger.

### SUPREME COURT DECISION

#### ON WATER RIGHT CASE.

E. G. Bolter, appellant, versus J. H. Garrett, respondent, from Crook county, W. L. Bradshaw, judge; reversed and remanded. Opinion by Chief Justice Moore.

This was a suit to enjoin interference with flow of water in Trout creek, in the eastern part of Crook county. Plaintiff was a prior appropriator and defendant sought to maintain his right to take water by alleging that plaintiff stood by silently and saw him spending money in building ditches to divert water from the creek. The decree in the court below, among other things, awarded defendant enough water at all times to irrigate his orchard and garden and ordered that when the supply is insufficient for both users it shall be divided so that each will have enough for their gardens and orchards. The decree did not specify the amount which either party is entitled to.

The supreme court holds that a person entitled to the use of water cannot be deprived thereof by merely seeing another constructing a ditch and making no objection thereto until the division is completed, for he may believe that the second appropriator intends to take the sur-

plus water. "The plaintiff, being the prior appropriator, is entitled to the use of all the water in Trout creek, if necessary, to irrigate his crops, orchard and garden, but what quantity may be required is difficult to determine from the transcript."

The court refuses to consent to an estimate of eight to twelve inches to an acre. The opinion remarks that care must be exercised in using water and that the right of the prior appropriator must be protected, but only to the extent of his reasonable use, after supplying which, the surplus should be distributed to subsequent claimants in the order of their respective appropriations. The case is remanded with instructions to take further testimony in relation to the quantity of water necessary and to award rights accordingly.—Exchange.

#### More Burnt River Money.

Mr. Strickland arrived from Burnt river last evening with a wagon load of beef, butter and vegetables, which he sold here for cash, spent his money with Sumpter merchants, buying groceries, drygoods and hardware. He left for home about noon. This is his first trading trip to Sumpter, but will not be his last.

Room and board at Sumpter Hotel for \$10 per week and up.

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#### BANK OF SUMPTER SUMPTER, OREGON

A. P. GOSS, President and Cashier

SYDNEY S. FOSTER, Asst. Cashier

### FIRST NATIONAL BANK OF SUMPTER

Capital Stock - \$25,000  
Surplus, \$1000

#### OFFICERS

J. W. SCRIBER - President  
ED. W. MUELLER - Vice-President  
R. H. MILLER - Cashier  
H. S. DURGAN - Assistant Cashier

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