

HEPPNER HERALD

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LAND OWNERS SEEK TO ANNUL 50c ACRE TAX

JOHN DAY CASE ON TRIAL BEFORE JUDGE PHELPS

Fraud and Mis-Management Alleged in Organization and Conduct of District

Under a ruling made by Judge Phelps this afternoon A. W. Wheelhouse and C. A. Minor, were declared legally elected directors of the district and organization of new board which met today, was recognized as legal. The directors of the district now are: C. A. Minor, A. W. Wheelhouse and M. D. Clark. At its initial meeting the new board appointed C. L. Sweek, secretary for the district and Sam E. Van Vactor, attorney, vice F. R. Brown and F. A. McMenamin removed. The board also passed a resolution dispensing the services of Judge Fenn as attorney for the district to represent the district in present litigation and also expressed themselves as being in sympathy with the tax payers of the district in the present litigation.

One of the numerous cases at issue in the John Day Irrigation district matter is on trial here yesterday and today in the district court before Judge Phelps. The trial will probably last all week.

The case is an issue in equity in which the plaintiffs are the N. P. Railway Co., Dan P. Smyth, A. K. Smyth, James Cart, John Kilkenny, Jack Hynd, A. Henricksen and Henry Gogger, the defendants named in the case being the John Day Irrigation district, M. D. Clark, C. C. Clark, Edward Reitman, F. A. McMenamin, F. R. Brown, Lewis and Clark, John H. Lewis, George Clark and Morrow, Gilliam and Umatilla counties.

The complaint alleges fraud in the organization and management of the district and seeks to set aside the 50 cent tax levy made last year against all the lands within the district, the allegation being made that before the district was organized the representation was made to property owners that the entire cost would not be to exceed some 10 cents an acre.

Attorneys appearing for the plaintiffs are: Woodson & Sweek, of Heppner, Mr. DePonte, of Tacoma, Carter & Smyth, of Pendleton, and McMenamin & Fritz, of Heppner, and C. H. Fenn, of La Grande, are representing the defendants. Mr. Berry, of Portland, appears for John H. Lewis.

The testimony of James Cart, John Kilkenny, Jack Hynd and E. A. Poe, all property owners in the district was taken yesterday. F. R. Brown, secretary of the district, was then called and given a lengthy examination regarding the records of his office. F. A. McMenamin, attorney for the district, and one of the defendants, was called to the stand.

INTEREST IN OIL GROWS AROUND WELLS SPRINGS

A revival of interest in oil and gas is being expressed in the Wells Springs section lately according to reports brought in yesterday by J. H. Imus, a resident of that district.

Natural gas was struck in a water well on the Zink place a couple of years ago and it has also been demonstrated that artesian water exists there and, according to Mr. Imus, geologists who have examined the country recently for indications of oil and gas claim that the same formation runs through Morrow county as is found in California and Montana oil fields.

Mr. Imus was in Walla Walla a few days ago and while there reports came in from Attalia, on the Columbia, near Wallula, where a test well is being sunk, that the drill had dropped through a hard rock formation into a strata of chocolate sand which is said to overlay all western oil bearing sands.

Mr. Imus hopes to see some active measures taken in the near future to test out this section of the county for hidden petroleum wealth.

RURAL CARRIER EXAMINATION

The United States Civil Service Commission has announced an examination for the County of Morrow, Oregon, to be held at Boardman, on December 9, 1921, to fill the position of rural carrier at Boardman and vacancies that may later occur on rural routes from other post offices in the above named county. The salary of a rural carrier on a standard daily wagon route of 24 miles is \$1,800 per annum, with an additional \$20 per mile per annum for each mile or major fraction thereof in excess of 24 miles. The salary on motor routes ranges from \$2,400 to \$2,600 per annum, according to length. Separate examinations for motor routes and wagon routes are no longer held. Appointments to both positions will be made from the same register. The examination will be open only to citizens who are actually domiciled in the territory of a post office in the county and who meet the other requirements set forth in form 1977. Both men and women, if qualified, may enter this examination, but appointing officers have the legal right to specify the sex desired in requesting the certification of eligibles. Women will not be considered for rural carrier appointment unless they are the widows of U. S. soldiers, sailors or marines, or the wives of U. S. soldiers, sailors or marines who are physically disqualified for examination by reason of injuries received in the line of military duty. Form No. 1977 and application blanks may be obtained from the offices mentioned above or from the United States Civil Service Commission at Washington, D. C. Applications should be forwarded to the Commission at Washington, D. C. at the earliest possible date.

Five cars of fat stock went out from the local yards Sunday morning billed to the Portland markets. John Kilkenny sent out two cars of sheep and Tom Matlock and F. D. Cox sent out 3 cars of cattle. The stock going out from here is in fine condition.

his examination not having been completed when court adjourned for noon today.

FOREST SERVICE MEN DOING MUCH ROADWORK

HEPPNER-UKIAH ROAD VIA ARBUCKLE OPEN FOR AUTOS

Other Road Work in Forest Planned for the Coming Season

It is now possible for autos to pass between Heppner and Ukiah by way of Arbuckle mountain and Ellis Ranger station. This route is only about forty-seven miles in extent. The road has been made passable by the work of Ranger Woods and Guard Casteel. Two bad crossings, one at Turpentine creek and one at Spruce Springs, have been bridged and it is estimated that 500 stumps have been blasted from the road bed. That part of the route between Ukiah and Ellis Ranger station is entirely free from stumps but a number remain west of Ellis on the Heppner road. Several cars have been over the road this fall. It is hoped by next fall to connect this road with the Heppner-Ritter road.

Ranger Woods recently located and partly blazed the route for a road leading southward from Ellis Ranger station directly to the Matlock creek and lower Potamus. It is expected that actual construction will begin on this road in the spring. Its chief value will be in the administration of the forest and affording a route for men and supplies in case of fire in the southern part of the district.

A new ranger for the Gurdane district arrived October 29 at the home of Ranger and Mrs. Woods at Gurdane. The new arrival weighed nine pounds and is a prospective forestier.

W. S. Casteel, forest guard, packed up and threw the "diamond" November 1st for the last time this season. He and Mrs. Casteel, who accompanied him throughout the season, expressed regret that the field

season must close. This was Mr. Casteel's first season with the forest service and although he had spent many summers in the mountains and had frequently seen smoke from forest fires, he says that he had not realized till this summer that the appearance of smoke set some lookout calculating location, then a prompt telephone call and almost immediately a man with a pack outfit was riding. That big smoke, or a spoke of a certain color was the signal that set in motion more men with pack strings, wagons or automobiles, according to the route.

Wright, Harold Case and Dorothy Hill; third-hour class, Doris Logan, Ellenor Peck and Luola Benge. Saturday evening, November 5th, the high school gave a pie social at the Fair building. The amount taken in was \$47.47. This was given to raise money for the purpose of the high school.

Many Interesting News Notes From Heppner High School

Edited by Anita Turner and Paul McDuffee

The football team has two more games to play. One of these is with Lexington team is coming up here to play here November 19. This promises to be the fastest game of the season. The boys are practicing hard in order to be in good condition and come out victor.

Ellis Irwin's grammar school team won from the Lexington grammar school to the tune of 40 to 18. The Lexington tea is coming up here to play sometime within the next two weeks.

The freshmen received their pennant and have placed it in its respective place in the assembly. The freshmen seemed a little bashful when the pennant was shown in the assembly Monday morning. The colors of the pennant are brown, red and green.

The second hour class of freshmen English won the debate over the third-hour class, who had the affirmative. The teams were as follows: Second-hour class: Russell

MOTOR VEHICLES IN MORROW COUNTY

Application blanks for 1922 licenses have been mailed by the Secretary of State to all motor vehicle owners in Oregon, so as to permit them to apply for and receive such licenses before January 1, 1922. Motor vehicle owners will avoid much trouble, annoyance and unnecessary delay by promptly applying for their 1922 licenses upon receipt of the application blanks. Deferring applying for licenses until about the first of the year only congest the work of the Secretary of State's office and may result in the arrest of car owners by the traffic officers for failure to have the 1922 licenses on their cars after January first next. License plates for next year will have a yellow background and black figures and letters.

"Up to the present time during the year 1921 there have been reg-

WHEAT SOLD AT ADVANCE BY GROWERS' ASSOC'N

NORTHWEST CROP GETS PRICE ABOVE CURRENT MARKET

Approximately 5,000,000 Bushels Are Disposed of Through Growers Exchange

SPOKANE, Wn.—Approximately 5,000,000 bushels of Pacific northwest wheat of the 1921 crop has been sold at a price well above the quotations, through the Northwest Wheat Growers exchange, according to statements made a few days ago by George C. Jewett, general manager of the exchange.

"Conditions are improving rapidly through the northwest and prospects look brighter every day," said Mr. Jewett. "Wheat shipments from the farmers to the growers' warehouses are heavy at the present time."

"We have sold about 5,000,000 bushels of the 1921 wheat crop of Washington, Oregon, Idaho and Montana. Every bushel of this wheat was sold well over the market price of wheat at the time of sale, or at the present time. Most of the sales were on very large contracts, many of them to the orient."

Mr. Jewett stated that in Oregon 100 farmers a week are joining the ranks of the Oregon Wheat Growers' association, which is a part of the northwest exchange.

The library of the University of Oregon receives 95 daily and weekly newspapers of the state. These are kept on file in a special room, which is daily crowded with students seeking "home town" news. No works of fiction, no magazines can compare in popularity with what the Oregon editors and reporters write. At the end of each year the papers are bound and kept permanently on file in the library. In many instances scholars engaged in research have found these big gray volumes of great value.

Stores Close at Noon Armistice Day

Heppner stores and other business places will close at noon Armistice day, Friday, November 11.

The American Legion football team go to Ione for a game with the Ione Legion team Friday afternoon and a big crowd of local fans will accompany them.

Don't forget that the stores will close and govern yourself accordingly.

HOME PAPERS POPULAR AT U. OF O

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POPULAR LEXINGTON LADY PASSES

Mrs. Louise Howard Miller, wife of Earl Miller, passed away at her home at an early hour Monday morning after a brief illness.

Deceased, who served as a Red Cross nurse during the war, was a native of Iowa and was married to Mr. Miller about two years ago, coming to Lexington to reside at that time.

Burial will be delayed until Friday afternoon awaiting the arrival of her mother from Iowa.

BOOKS FOR LIBRARY WANTED

The Heppner Library association hereby requests donations of books for the library, funds of the association for the purchase of new books for the present year being exhausted. Anyone having one or more books they have finished and are willing to donate to the library are requested to either leave the same at Mrs. L. G. Herren's millinery store or notify Mrs. W. P. Mahoney, Mrs. Sam E. Van Vactor or Mrs. Ada Ayers and they will be called for. The library is well patronized but the need for more books is urgent.

NON-PARTISANS WILL PERFECT STATE ORGANIZATION

H. H. Stallard, state manager of the Non-Partisan League announces a state convention to be held in Labor Temple at Portland, on November 15 when the state organization will be perfected.

Vulcanizing Discovered in 1834. The discovery of the process of vulcanizing rubber, for which a patent was granted, was in 1834.

NEW HOSPITAL IS NOW OPEN

The new Gentry hospital is now open and more than 100 residents of the city and surrounding districts inspected the new institution last Sunday when an informal reception was held during the afternoon.

The new hospital is a credit to Heppner, everything being spick and span and as neat as a pin. The hospital has splendid accommodations for seven patients, a modern surgery, modern conveniences of every kind including a new pipeless furnace recently installed in the basement. The entire building has been repainted and put in first class condition for the purpose intended presents a most inviting appearance.

Mrs. Gentry received many compliments Sunday on giving over her beautiful home for this needed purpose and those that know her are assured that the very best in care and pleasant surroundings will be given all persons who require hospital care. Miss Clowrey, a competent trained nurse will have charge of the nursing with competent assistants and Dr. A. D. McMurdo will have charge of the surgery.

Light refreshments were served Sunday afternoon and all visitors were delighted with the complete arrangements for caring for the sick and suffering.

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"Armistice will be the subject for discussion at the regular Brotherhood dinner next Monday evening at the hotel.

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BUREAU SHOWS GOOD GROWTH FIRST YEAR

SECOND ANNUAL CONVENTION CLOSED AT PORTLAND SAT.

Geo. A. Mansfield Re-elected President, Cooperative Marketing Claimed Success

George A. Mansfield, of Medford, was re-elected president of the Oregon state farm bureau and a programme of organization work which will ultimately cover the entire state was outlined at the closing session of the second annual convention of the bureau yesterday at the Multnomah hotel, says the Oregonian.

Speakers told of the recent success in organization work in Lincoln, Coos, Polk and Yamhill counties this fall and predicted that ultimately every county in the state would have local organizations with most of the farmers members.

V. H. Smith, of Wasco was re-elected vice-president and Frank McKennon of Union county, E. C. Brown of Clackamas county and A. E. Westcott of Washington county were named as members of the executive committee.

Resolutions declaring the farm bureau of the state in hearty accord with the move for limitation of armaments were adopted and will be dispatched to President Harding. The resolution cited the tax phase of the armament question and expressed the hope that some programme which would provide for "real disarmament" would be put through.

The success of various co-operative marketing organizations launched as a result of the efforts of the farm bureau were outlined in reports made during the convention.

George C. Jewett, general manager of the Northwestern Grain Growers' association, announced that 2,000,000 bushels of Oregon wheat had been marketed this year by that organization at prices from 4 to 14 cents higher than the market quotations. He told how the wheat marketing organization functions.

That Oregon eggs are now setting the standard in New York markets was the declaration of U. L. Upton, general manager of the Pacific Co-operative Poultry Producers association. He said Oregon eggs were bringing higher prices than eggs from other sections of the country as a result of the work of the organization.

The wool pool conducted under the supervision of the Oregon Wool and Mohair Growers' association saved more than \$150,000 to wool men this year, according to R. A. Ward, manager of that organization. He said the pool handled approximately 2,000,000 pounds and that growers who were members received from 5 to 10 cents more a pound for their product than non-members.

The wheat crop in Morrow county has been increased more than 20 per cent due to seed certification under the direction of the farm bureau, the president of the Morrow county bureau, declared.

P. O. Howell, president of the Polk county bureau, said farmers of that county had saved \$16,000 as a result of the war on rodents carried on by the bureau.

Fifty delegates, representing 16 Oregon counties, were present at the sessions of the convention.

EX-SERVICE MEN, ATTENTION

The attention of all ex-service men is called to information being sent out from U. S. Veterans bureau headquarters at Seattle calling attention to the fact that December 31, 1921, will be the last day ex-service men can reinstate their war risk insurance under treasury decision No. 67.

Under the above mentioned ruling it is necessary to make application on a form which will be furnished by the government upon request, showing the applicant to be insurable, and the payment of two months on the amount of insurance which he desires to re-instate. The applicant may reinstate and convert to a permanent form of insurance issued by the government in the same transaction.

All ex-service men desiring to reinstate his insurance must act promptly as the time is limited.

Further information may be secured by addressing, Bradley T. Fowkes, Arcade Bldg., Seattle, Wa.

Armistice Ball
Armistice Night
 at
Fair Pavilion
 Good Music and Singing
 During Dances
 Admission \$1.10