

Lake County Examiner

VOL. XXVIII.

LAKEVIEW, LAKE COUNTY, OREGON, THURSDAY, MAY 30, 1907.

NO. 22

VALIDITY OF IRRIGATION LAW.

Will Probably be Tested in the Courts.

ATTORNEYS DIFFER IN OPINION.

Government May Not be Allowed to Irrigate Land Owned by Individuals.

The controversy between Kansas and Colorado over the right of a state to appropriate the waters of an interstate stream, has raised a serious question involving the validity of the National Reclamation law. The decision by the supreme court, while it bears wholly upon the case at issue, is of vast importance to all the states interested in government reclamation, because of the precedence established.

The constitutionality of the law may stand the test, but there are features of the act that will likely be impaired. For instance, the right of the government to appropriate the waters of an interstate stream for the irrigation of lands in one state; the right of the government to irrigate lands in any state already in private ownership, and more seriously, the right of the government to irrigate any lands, except in territories.

Parts of the decision of the supreme court have been construed by able attorneys as questioning the constitutionality of the act, where it applies to lands except in the territories, but taking the act as a whole, it indicates that the courts would sustain the constitutionality of the act itself, but might question the legality of those government projects covering wholly or in major portions, lands in private ownership.

Oregon will be seriously hampered in its progress if the reclamation law is impaired in any way, for most of the reclamation projects in this state, as in all western states, covers lands in private ownership, and a great many will be affected by the interstate controversy. The latter, however, would not, by reasonable construction, affect the Klamath project, because, while the waters are interstate in character, the project lies on the state line, and covers lands, about equal in acreage, in both the states involved.

Obituary.

The sad news of Edward Pratt's sudden death came over the wire last Saturday as a shock, barbed with pain and sorrow, and cast a shadow over the entire community, for all his life was spent among us. With a heavy heart we would drop a tear to the memory of this noble young man; for he was noble. His was a heart of gold. He was one of nature's noblemen, in the truest sense—brave, generous, manly. His was the soul of honor and his friends and friendships were sacred to him. He was strictly honest in the service he rendered. His death has brought the cup of sorrow to the lips of friends and relatives. Those in whose employ he has been since entering the field of labor, are among the ones that feel their loss most. The high position he held speaks worlds of praise for a young man of his age. He was rapidly wending his way to the head in the cattle firm for which he has acted as cattle foreman for over a year.

The manner of his death was sad, indeed. Only a minute before the grim reaper made the final stroke he was a well, strong, vigorous young man, little thinking how soon he would be summoned to final roll call. No bronze or marble shaft, no splendor of ancient or modern tombs and no play of immortal genius can adorn the memory of such manly men. Their lives, their deeds, their influence, living or dead, and their pure aspirations are the monuments that will keep their names burning in the home and the hearts of kindred and friends, while the flying moments are dimming with their dust and rust the inscription upon the brightest obelisk in the cemetery. While the silence of death wraps and chills us at this moment, memories, sweet and precious, come crowding in.

Edward O. Pratt was born in Lakeview, Oregon, May 23, 1884. He was the second son of Frank Pratt. Besides his father, three brothers, Jesse E. Earle and Frank Pratt Jr., were present at the funeral. One brother, Clarence, lives in San Francisco, and one, his youngest brother, lives in Red Bluff Cal. if.

A large concourse of relatives and sympathizing friends followed the remains to the last resting place, in the I. O. O. F. cemetery, at this place, after an impressive funeral sermon had been preached at the M. E. Church by the pastor, Rev. A. J. Armstrong.

The Wool Market.

Justice Bateman & Co., of Philadelphia, write as follows on the present wool market:

"We are pleased to be able to report some improvement in the tone of the wool market, although prices show no appreciable change. Stocks of wool in the Atlantic seaboard market are now at low water mark; many qualities for which a good demand prevails are cleaned up, and users constantly await arrivals of new clip.

The trend in the demand is toward merino wool. Coarse crossbreds are dull, and prices easier. For medium or three eighths blood there is a fair demand, while half-blood and full blood merino qualities are in very light supply with an excellent demand for immediate consumption.

Our late sales of 68 cents to 72 cents for fine and fine medium, according to staple, and 65 cents to 68 cents for three-eighths and half-blood. Prices in the grease range from 20 cents to 23 cents for fine and fine medium, and 23 cents to 28 cents for three-eighths and half blood according to shrinkage and staple.

The outlook is encouraging, with manufacturers well employed, and stocks of wool more nearly cleaned up than for several years, and we anticipate a good demand as soon as the market offers consumers a good selection to draw upon."

Pendleton, Or., May 22.—With the prices in general ranging better than the growers expected, the Eastern Oregon wool sales for 1907 were opened in this city yesterday. A total of 371,000 pounds was disposed of at the average price of 19.35 cents. The highest price paid was 20 1/2 cents, while the lowest was 17.

Of the 626,000 pounds offered today the owners of 174,348 refused to accept the bids offered. There were 11 sales, five refused and one lot on which there was no bid. The highest price refused was 18 1/4 cents. The lowest price refused was 16 cents, that figure being offered in two instances.

Though the general market is a little weaker than last year, some growers are receiving as much as 2 cents per pound more today than they did last season.

The higher prices in these instances is due to the fact that the wool is cleaner, lighter and otherwise in better condition.

W. A. Massingill returned Tuesday from a trip out among the sheep on the range. He reports having bargained for several bunches of wool, but was not willing to give particulars, as to prices paid and amount purchased or from whom purchased.

S. B. Chandler has sold to Jesse Brown, of Corning, Calif, six thousand lambs and two thousand ewes.

The following bands of sheep are being sheared at the different pens in this county:

Chandler is shearing at the plant; W. K. Barry at Willow Creek, Jas. Barry, finished at Mud Creek; Corporation in Warner; McCulley Bros, ready to shear; Sherlock, Campbell and others at Paisley have finished; Rouse at Clover Flat.

George Fitzgerald has sheared his sheep and M. Sanders is shearing.

There has been no wool sold in Lake county.

Mr. Thos. Cotter, a California wool buyer will be here in a few days.

Thos. H. Sherlock, of Summer Lake, has sold his entire sheep business, ranch and all, for \$27,000. to "Grandma" Mary Ramsey Wood, of Hillsboro, on May 20, was 120 years old. According to the old family bible, so our exchanges say, she was born May 20, 1787. She crossed the plains in 1852, riding on horseback all the way. She was first married in 1804 to Jacob Lemons, who died in Georgia in 1839. In 1854 she married John Wood, who has been dead many years. Her mother died at the age of 110 years, and her daughter, now 80 years old takes care of her. She is believed to be the oldest woman in the world.

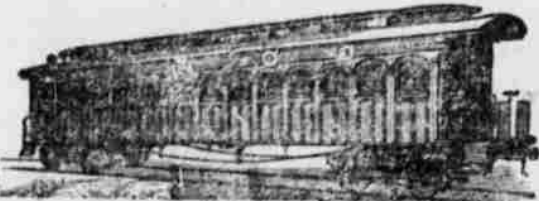
SURVEYING CREWS AT WORK IN WARNER.

A Practicable Route Found for Railroad—Will be Benefit to Stockraisers

J. N. Fitzgerald was over from his ranch on Twenty Mile creek, in South Warner the past week. He informs us that the railroad surveyors have been at work in the vicinity of his place for several days, and they say they have an excellent route selected for the road, and express the belief that the road will be built there before long. A one per cent. grade has been found as far as Mr. Fitzgerald's ranch, and from there on to Cowhead lake a raise of two per cent. will be necessary to get up on the ridge between Bidwell and South Warner. He says the road will run down on the west side of Surprise valley, and through Dennis Flat to Buffalo station and on south to Reno. The stakes have been driven through Warner valley, and it is expected that rights of way will be secured within a short time and construction work will begin before many months.

A railroad through Warner valley will make that section one of the best feeding grounds for beef cattle in the

West. An abundance of hay is raised there for fattening beef for the winter market, and stockmen will then be able to put their beef on the market at a time of year when the price is the highest, and they will go on fat, ready for the block. One great drawback to Lake county beef has always been that by the time the cattle were put into the slaughtering corrals they were thin and in no shape for the block. For the past ten years Lake county beef has been considered by the butchers as only feeders, and would not command the high price that beef raised on this range ought to bring. A proposition is also on foot, or talked of in Warner, to construct an electric railroad from South Warner to Lakeview; a company is already at work making surveys and securing water rights on Deep Creek to furnish power for such a project. While no rolling stock has yet been purchased for this latter line, the following is a picture of the car that is talked of for the line.



SHIRK SELLS OUT BAND TO ONE MAN.

The Red Bluff Cause says: W. H. Shirk, banker and stockraiser of Lakeview, Or., arrived in Red Bluff about noon Saturday with 160 head of unbroken range horses averaging in weight from 800 to 1000 pounds. The horses were corraled at J. C. Gooch's place south of town. Mr. Shirk and the vaqueros had scarcely got their shaps and spurs off before a deal was closed with H. F. Boydston of Chico for the entire lot at a price averaging about \$110 per head, and in less than four hours after the horses were corraled a check for \$17000 was drawn in favor of Mr. Shirk and the 160 head of horses had changed hands. Mr. Boydston made a start early Sunday morning for Chico with his horses being assisted by several expert horsemen.

The National Forests.

Tracts of land aggregating nearly one million acres in the National Forests in Washington, Oregon, California, and Wyoming have just been released from temporary withdrawal by the Interior Department, at the request of the Forest Service. This action has been taken in order to readjust the boundaries of the National Forests so as to include only land chiefly valuable for forest purposes. The tracts just released in the States named will be opened to settlement late in July and to entry a month later. In the last two months tracts aggregating nearly three million acres have been released at the request of the Forest Service.

During the past winter and spring the Forest Service has had a force of men in the field readjusting the boundaries of the National Forests, and in accordance with the policy of the Forest Service all land which is suitable for other purposes is now being excluded.

Scattered all through the National Forests are many agricultural lands, most small and narrow and more or less isolated so that their elimination is impracticable. Settlement is encouraged in these lands, which are open to homesteaders under the Act of June 11, 1906. This act provides for the homesteading of agricultural lands in the National Forests and is being generally taken advantage of for that purpose. Stockmen and ranchers are not slow in realizing the benefits of residence in National Forests and in many cases petitions have been received by the Forest Service for further extension of their area. This, however, the Service is careful not to do unless it can be shown that the land is chiefly valuable for forest protection purposes.

WEEK'S DOINGS IN CIRCUIT COURT.

The case of the state vs. Pat Angland, pending in the circuit court when The Examiner went to press last week, was bitterly fought by both sides. The case was given to the jury about 8 o'clock Thursday evening. The jury battled with the case until about 7 o'clock Friday evening, when they agreed to disagree. The standing of the jury, so we understand was nine for conviction and three for acquittal, although, their report to the court was 8 to 4.

Friday the Barry case went to trial and five jurors were secured that day. By Monday the entire impanel was secured and the taking of evidence was begun.

It was expected that the case would be turned over to the jury last evening. Following is the jury: S. J. Studley, G. H. Newell, B. Vandorn, L. C. Meyer, G. L. Holbrook, R. K. Funk, B. F. Hackney, Jas. Vincent, Jos. Reed, L. C. Vinyard, Geo. McGrath, G. W. Arthur.

Buyes Fine Stallion.

Mr. Joel McCullough, the Iowa gentleman whom The Examiner mentioned before as being here with three fine stallions for sale, sold the last two the latter part of last week, having sold one to C. D. Arthur the first of the week, mention of which was made in The Examiner last week. L. G. Thomas was the purchaser of the remaining black two-year-old. Mr. McCullough states that he will be back here next year with another bunch of fine stallions. He was much pleased with the readiness with which the horses sold here. He guarantees the animal to be just what he recommends them to be. If one proves not to be a breeder, he says he will replace the animal with another one.

Pete Enquist Married.

Here is an item clipped from the Portland Oregonian of the 20th, inst., which, while originating many, many miles from here, is of local interest. Pete Enquist has been in Lake county for ten years, during which time he has accumulated quite a snug little fortune, went home to Sweden last fall on a visit with his parents, and brothers in the old country. While many of his acquaintances here surmised that Pete might return a benedict, he gave not the slightest inkling of such a thought on his part. Mr. H. P. Enquist is one of Lake county's best citizens, and highly respected by all who know him. His many friends will be glad to hear of his good fortune in securing himself a better half. The congratulations on this happy event are numerous and this paper is greatly pleased on this occasion to

add its hearty good wishes to those being so freely extended.

Following is the item clipped from the Oregonian:

Marquette, Wis., May 19.—(Special).—A marriage of considerable romance was celebrated here today when Hans Enquist, a wealthy ranchman from Oregon, married Miss Caroline Wichman.

Enquist, who has made much money in the West, recently went to Sweden on a visit and there met Miss Wichman and both fell in love with each other. The girl promised to come over later and did so, coming to friends here, where the ceremony took place. The bride will remain with friends at Norway, Mich., for a short time until Enquist builds a home on his ranch.

How to Name the Baby.

Alfonso, Prince of the Asturias, was baptised at noon on the 18th day of May, in the private chapel of the royal palace in the presence of the royal family, the state and court officials, the representatives of the foreign powers and a host of grandees. The Pope was represented by Cardinal Rinaldina, King Edward by Prince Arthur of Connaught, Emperor William by Prince Leopold of Hohenzollern, Emperor Francis Joseph by Archduke Eugene of Austria and King Charles of Portugal by Duke of Oporto. The officials began gathering before noon, and at that hour the reception hall were filled, while outside were large and enthusiastic crowds.

The greatest watchfulness had been observed over the baby Prince since the hour of his birth. Special guards have been stationed outside the bed-chamber, for the Spanish custom does not permit any possibility of a change being foisted on the nation. The task of the watchers was not over till this morning, when the infant became the central figure of the brilliant scene. In the chapel seats were allotted according to precedence to the persons invited. In the center was a hassock, on which had been arranged the famous baptismal font of Santo Domingo. Before the high altar were two benches covered with gold-embroidered tapestry for the sponsors, while another was placed behind the lectern for the officiating Cardinal.

In the Queen's anti-chamber were exposed on seven golden salvers the ewers of holy water and other appurtenances of the sacred rite. In this anti-chamber, when the guests had assembled, the King, accompanied by the members of the royal family, the representative of the Pope, the sponsors and the royal child, entered the apartments. Then, with slow steps, the brilliantly arrayed company began its march along the galleries. The way to the chapel was led by two mace bearers, followed by gentlemen of the chamber and chamberlains. After them came two more mace bearers, two king at arm and even more gentlemen of the chamber, bearing the golden salver with the holy water and other necessities for the rite.

Immediately afterward followed the royal babe in its nurse's arms, accompanied by the mistress of the robes, and escorted on the right by Cardinal Rinaldini and the other godfather, Don Carlo de Bourbon, and on the left by the godmother, Queen Maria Cristina, and Alfonso XIII. Then came the Lord High Chamberlain and the other lords chamberlain, various functionaries, the members of the royal family and the queen's ladies in waiting.

At the entrance to the royal chapel the King was greeted by the superior clergy and the choristers, who preceded the cortage up the aisle. When all had reached their allotted places the halberdiers faced the walls of the edifice and the mace bearers took up their positions at the doors.

The ceremony of giving the names to the royal child was only of short duration. He was christened Alfonso Pio Cristine Eduardo Francisco Guellermo Careos Enrique Fernando Antonio.

Immediately after the rite had been performed, the nurse took her seat with the baby, surrounded by the mistresses of the robes and sponsors, and Cardinal Sancho officiated at a Te Deum of rejoicing, in which the brilliant orchestra of the royal chapel assisted.

Then, the usual prayers over, the procession formed in the same order in which it had entered, passing again into the reception halls, where King Alfonso, surrounded by the members of the royal family and foreign Princes, shook hands with most of those present. The newly-named child was in the meanwhile taken back to the apartments of Queen Victoria.

ANOTHER VICTIM OF WARNER LAKES

Ed. Pratt is Thrown into Trecherous Slough.

BODY RECOVERED 3 HOURS LATER

Was Cattle Foreman on the TT Ranch—Brought to Lakeview For Interrment.

A very sad accident occurred at the TT ranch last Saturday, about noon, when Edie Pratt, cattle foreman on the TT ranch was dashed to the bottom of a slough by the horse he was riding, and drowned. The accident occurred while the vaqueros were moving some cattle in the TT field. They had crossed the big slough, about a mile below the house, swimming the cattle across and the boys crossing on a bridge, which was not safe for the band of cattle. One cow ran back and Edie went after her, and when he returned in about fifteen minutes, the bridge had floated out. He undertook to swim his horse across the slough, and while in swimming water, the horse floundered or reared and turned over, throwing the rider into the water. Bruises on the man's face when he was found indicated that the horse had struck him with its hoof, probably stunning him. He sank to the bottom and did not come to the top of the water. When found after three hour's search, the body was but a few feet from where he went down, and it is believed that he drowned without a struggle.

Two men, Jim Roberts and Ralph Spangler, were close and saw the occurrence. They rushed to his assistance, but could do nothing to save him. Others also hurried to the scene as soon as notified. The body could not be located for three hours. The sad affair was at once telephoned to Lakeview. A message was sent to Summer Lake to Frank Pratt, Ed's father, and also one to Jesse Pratt, a brother at Cedarville, who wired the news to two other brothers, one in San Francisco and one in Red Bluff, and left Cedarville at 4 o'clock that evening, intending to go to Warner, but when he reached Bidwell he received a message there that his brother's body had been found and that parties were then on the road to Lakeview with the corpse. He then turned and started for this place, arriving here at 4 o'clock Sunday morning, being 12 hours on the road from Cedarville a distance of about 70 miles.

Harry Roberts and Frank Lane arrived in Lakeview with the corpse at 5 o'clock Sunday morning. Charlie Reed and wife and Mrs. J. D. Heryford, both ladies aunts of Mr. Pratt, left Lakeview Saturday evening, driving to the Drake Camp to meet the remains. W. W. Arthur also left here about 6 o'clock with a casket and met the party at Mud Creek.

Frank Pratt, father of deceased, and two younger sons, Earl and young Frank, who are living with their father in Summer Lake valley, arrived here about 4 o'clock Sunday evening. The funeral was preached at the M. E. Church Monday at 2 o'clock, P. M. by Rev. A. J. Armstrong. A large circle of relatives and sympathizing friends, gathered to witness the last sad rites. Interrment took place in the I. O. O. F. cemetery at this place.

The circuit court in session here paid respect to the young man by adjourning Monday afternoon to attend the funeral.

"In the midst of life, we are in Death". This fine young man, in the very bloom of youth, was cut down without warning. It was a terrible shock to his fond father, whose life has been so well devoted to his little children, and this one, Edie was his special pride.

H. A. Hunter Returns.

Mr. H. A. Hunter, of the Hunter Land Co., of Minneapolis Minn., also one of the owners of the Oregon Military Wagon Road grant in this county arrived here from the east first of the week. Mr. Hunter will spend about a month in Lake county, attending to business matters connected with the company's large holdings here.