# COUNTY COURT **PROCEEDINGS** REPORTED IN FULL

## A Big Grist of Bills Allowed as a Result **Holding Circuit** Court

Be it remembered that a regular term of the County Court, for Lake County, State of Oregon, same being the regular July term of Court was begun and held at the Court House, in Lakeview, Oregon, on Wednesday July 7, 1909, with the following

officers present:
Hon. B. Daly, Judge.
H. K. Heryford, Commissioner.
C. A. Rehart, Commissioner.
F. W. Payns, Clerk.
Albert Dent, Sheriff, by W. B.

Snider, Deputy.

When the following proceedings were had to wit:

in the matter of claims against Lake county, Oregon, for the f-llow-ing amounts, to be paid out of the General Fund, to-wit:

Jury and three days mileage \$14 00 who had claim on the waters of Silver R. L. Burns do 3 " J. N. Givan do 3 ". C. B. Parker do 3 ".

John Fitzgerald do 3" Bert Mulkey, witness fees State of Oregon vs. McCulley 7 days and mileage R. L. Burns do 4 days and mileage

John McAuliffe do 8 ' ' '
Tom McCulley do 4 ' ' '
Ralph Vernon do 4 days and mile Peter Ecsallier do 8 days an

mileage Chas. M. Faulkner de 2 days and mileage Lewis E McCulley do 2 days an mileage C. D. Arther do 2 days and mile

Jas. Metick do 4 days and mile

John O'Connor do 8 days and mileage
Ed Lynch do 8 days and mileage
C. B. Parker do 2 days and mile

E. H. Smith do 2 days and mile

S. B. Chandler do 2 days ar H. L. Chandler do 2 days a

mileage Tom Vernon do 2 days and m wm. Wallace do 2 days and mile-

C.H. McKendree do 2 days and mielage 4 Mrs. M. G. McCulley do 2 days

and mileage John Sheeban do 8 days and mile-Henry Newell, juror, Circuit Court, May, 1909, 4 days and

D. G. Funk de 3 days and milesim Arthur do i days and mile-

mileage 1 tieo. Stephens do 4 days and mile-

L. R. Rhodes do 4 days and mile-

Lee Emerson do I day and mileage
Fred S. Fisher do 4 days and
mileage

14 00

W. P. Heryford do 1 day and
mileage, special venire

2
Chas. Eccleson do 2 days and
mileage, special venire

4

W. M. Paxton do 4 days and mile-

Wm. Gunther do I day and mileage, special venire 2 10
C. V. L. Beebe do 1 day and mileage, special venire 2 10 2 10

## Steamer Being Assembled at Foot of Lake

The material for the Goose Lake steamer is now at the foot of the lake, and will be put together so as to be ready for its trial trip by the 15th of August. It is built on ferry boat lines and will prove a valuable addi-to the development of the Golden Goose Lake Valley.

# CASE FOR WATER RIGHTS SETTLED

## Decision Handed Down By Supreme Court Settles It

The Lake county water rights liti agtion has been finally put to rest. The Supreme Court has just handed down a decision on the petition for hearing in the case of Hough vs. Porter, in which the petition is de-nied. The case has been pending for tour or five years and has cost the forty litigants involved several thous-

and dollars.

George H. Small entered the petition for reopening the case. The action determines the case. The decision, which was rendered in December, 1908, took up a great may points regarding water rights and

The Supreme Court denied the pe-14 60 tition for a renearing of the case, an appeal from Lake county, which was decided against Small's interests by Jutsice King last December In so

ing the only relief secured by sall is that the former opinion is diffed so as to relieve him of the st of the trial in the lower court, sounting to \$2000, but the cost of e appeal, about \$1000 are still levd against bim.

This is the case which was brought adjudicate the rights of numerous parian owners of property to the aters of Silver creek for irrigation urposes. Small, the principal propights to 600 inches flow of the stream, warded by a former decree of the ircuit court for Lake county for the rriagtion of a tract of about 2000 cres, was attacked by the other roperty-owners along the stream, laimed title to that amount of water inder the doctrine of adverse possesdoe and prior appropriation, but the supreme court under the provisions of the desert land act cut this appro-priation down to about 160 inches of which Small claims vater per annum, is not sufficient for his needs.

from Silver creek by prior right of diversions made in 1881-1882 for the Wm. Wallace do 2 days and mileage

Mellie Gibbons do 2 days and
mileage

J. N. Watson do 2 days and mile
age

4 10

Mellie Gibbons do 2 days and mile
days

4 10

Mellie Gibbons do 2 days and mile
days

4 10

Mellie Gibbons do 2 days and mile
dence showe i, however, that he wined
only 1400 acres, of which more than 820 acres is under the three ditches mentioned. Five hundered and sixty to 820 acres comprised the desert e. he did not apply until 1884, and 36 00 which was not fenced until 1885. B. Daly do 2 days and mileage 4 10 Hence, at the time he states he was thenry Newell, juror. Circuit claiming 800 inches of water, he had legitimate right to only 260 inches under these two ditches, which tends strongly to weaken his eviednce as to 10 50 the time and amount of his appropri-

Sim Arthur do i days and mile-age

12 10

Ed Raines do 2 days and mileage 7 20

Walter Howard do 4 days and
mileage

17 00

Satisfied Eakin reviewed the issues
for the case at length upon the motion
for rehearing, as to Smail's exclusive
claim and his opinion upon the issues, e- in which he holds toat the use of 14 20 the water of a stream for irrigation E. R. Patch do 4 days and mile-12 10 claimant of it unless such uses incannot become adverse to another B. W. Farrow do 2 day sand mile-age 15 00 and curtails its use. aids strength to the former opinion of Justice King.

mileage
Eimer Harvey do 4 days and mileage
Jas. McDermott do 3 days and
mileage

12 80
Silas Anderson do 1 day and mileage, special venire
4
Will Rebart do 1 day and mileage, special venire
2 4 20 age, special venire

A. N. Staney do 3 days and mileage, special venire

P. S. Benham do 4 days and mileage

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and mileage, special venire

R. A. Hawkins do 3 days and m 4 40 9 10 W.A. Currier do 6 days and mile-9 10 W.A. Currier do 6 days and mile-18 10 L. L. Hopkins Starts A. M. Smith do 11 days and mileage 36 00

Hurley Vernon do 4 days and
mileage 13 80

W.A. Currier do 5 days and mileage, special venire 18
Clarence Snider do 1 day and
mileage, special venire 2
R. T. Striplin do 1 day and milemileage
G. W. Hardisty do 4 days and
mileage
14 60 Chas. Rhodes do 1 day and mileage, special venire 12 20 F. O. Bunting do 2 days and 2 10 W. M. Payton do 4 days and mileage 12 20
Ed Tatro do 3 days and mileage 10 40
J. B. McNew do 3 days and mileage 12 00
Thos. Grant do 3 days and mileage 9 80
A. M. Batxer do 1 day and mileage 9 80
W.D. Tracy do 4 days and mileage 16 00
W.D. Tracy do 4 days and mileage 16 00
M. S. Barnes, juror, Circuit
Court, May, 1909, 4 days
and mileage, Special venire 2 10

M. S. Barnes, juror, Circuit
Court, May, 1909, 4 days
and mileage, Special venire 2 10

E. S. Bunting do 2 days and mileage, special venire 4 10
Bam Cogburn do 2 days and mileage, special venire 2 10

Wm. Schmidt do 2 days and mileage, special venire 4 10
J. O. Bull, do 2 days and mileage,
special venire 4 50
Hawley Bull do 1 day and mileage, special venire 2 20

Some one has figured out that the M. S. Barnes, juror, Circuit
Court, May, 1909, 4 days
and mileage, Special venire 2 10
H. W. Dreukel do 2 days and
mileage, special venire 4 10
R. K. Funk do 1 day and mileage,
special venire 3 80

M. S. Barnes, juror, Circuit
special venire 4
Hawley Bull do 1 day and mileage,
age, special venire 2
H. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 2

M. H. Hahn do 1 day and mileage,
age, special venire 3 2 20 C. S. Morris do, 1 day and mile-

age, special venire

Concluded on fifth page.

## Pretty Straigt Tip that the Railroad Men Here Last Week Represented Hill.

The old adage, "Coming events the head S. P. officials got after him cast their shadows before" is soon to and began plying him with questions receive another exemplification in Eastern Oregon.

The more closely scrutinized is that rush of railroad men, mentioned in The Examiner last week, the more significant does it become in the way of early development of the rail-road situation for this section of Ore-

In discussing the matter with well-informed stranger, recently arrived in town The Examiner was infromed that one of the gentimen was sorely an engineer of international fame formerly connected with the Panama canal, who is now known to be closely identified with James J. Hill. He says he knows the man, by sight, and he is positive of his identification.

The party were taken to Klamath Falls by Dan Malloy, and he says be don't know who they were, but be does know that money was no object with them, and be believes them to be high ups in the railroad world judging from the plying of questions and the cross examination they subjeeted him to, in eliciting information as to the resources of the country on every conceiveable topic, which a long residence here has placed at his tongue's end. Dan says they surely were not Harriman's men, for he had no sooner lande in Klamath Falls than

# **AUTO SERVICE**

## Transportation Facilities Much Improved on **Both Routes**

Tranpsortation facilities for reaching Lakeview are improving all the time. On the Alturas run the Southern Stage Co., in addition to the regular 4-horse Concord Stage Coaches, have three big Mitchell cars in the service, which are service. service, which are soon to be supplemented by three big 20-passenger Rapid cars, of the Lakeview Transportation Co. and the steamer on Goose lake, which is a subsidiary Small claimed 800 inches of water company for the Oregon Valley Land

Company.
On the line from here to Klamath Falls, in addition to the regular 4horse Concord stages, an auto of Mitchell pattern has been placed in commission, which is soon to have addi tional cars, and beliedes these facili-ties, W. L. Clapp has placed his big Maxwell car on the run from here to Klamath Falis, with a schedule of 7 hours between points, going one day and returning the next.

A slight incerage of rates is made by the autos, but the comfort in travel, and saving of time, on either route more than compensates for the

# Hard Luck on Man

A few months ago, an old chap named Chris. Johnson, started out to marry all the women possible. He succeeded in securing 21 that are known, and other counties yet to hear from, in his short career. In each case he got from a few hundred to thonsands of dollars from the fair, confiding ones. Now he is in jail at Oakland, and his myriad of wives from all over the Union. Canada and Ranid Car 2 10 Germany, and other countries yet to produce evidence, are after him tooth and nail! He didn't murder any of

L. L. Hopkins, late of Shanghai, d China, who has been visiting with his father, Mark Hopkins, left yesterday, after a month's stay with old

2 10 be turned loose for himself costs about \$4,000. Some of them are worth the cost, and some of them are a long ways short in their worth to their parents, or the community in which fate may place them. Some one has figured out that the

and began plying him with questions as to the identity of the mysterious strangers.

In putting this and that together, and taking note of the outside rail-rord talk mentioned elsewhere in this issue of the Examirer, it will be no surprising thing to see the dirt flying in a dozen different places in Eastern Oregon, early in the coming fall.

# SLINGING DIRT

# Suddenly Gets Busy on the Deschutes Line North of Here

Evidently Harriman has beard of something being in the air dewn this way, inasmuch as he gathered up all the section men he could spare on his Oregon Short Line and hurried them resume work this month. to the Deschutes canyon to begin a show of work. So great was his burry that he never advertised for bids, but rushed his own men to the work.

Now who has scared the railroad Was it Hill, or Earling, or was it Dunaway with his little N. C. O.? But it now makes no difference to

LAKEVIEW the people of Eastern Oregon what Harriman does or doesn't do. He has dilly dallied too long for them to have any confidence in him, much less to respect him.

If he comes, all right, and if not all right, as there are others coming, and doing, and Eastern Oregon will soon feel their presence.

up and keep us bottled hereafter.

## Located at the Mouth of Lassen Creek Just Over Line

The Lakeview Development Com-

pany bave just purchased a large tract of the richest and best fruit land in the great golden Goose Lake Goose Lake in the demonstrated fruit belt, where never failing crops of the very best quality have been successfully grown for the past thirty years. This land is all irrigated by one of the best systems in the valley and is also owned by the Lakeview Development Company. The land is to be subdivided into 10 acre tracts and Who has 24 Wives sold with a perpetual water right at \$300 per farm of 10 acres, the terms arranged so easy that anyone can secure one of these splendid farms for a home. In addition to a farm for only \$300 each purchaser will receive a 50x150 foot town lot in the newly platted town of Lakeside, Calilfornia, which will be the first and only town located on the immediate shore of the beautiful Goose Lake.

# Rapid Car Arrives

One of the 20-passenger "Rapid" cars of the Oregon Valley Land Co., arrived in town Saturday from Alturas. It makes 15 miles an hour with a heavy load. It has solid tires and looks as though it was built for business. The car brought up Mr. and Mrs. H. C. Schimp and daughter, and his son H. G. Shimp and his wife. The car returned to Alturas For South American Sunday noon with the same down on also took President Martin down on his way to San Francisco, on a busi-Sunday noon with the same party and ness trip of ten days or so.

### Progress in Cuba

With the beginning of the present fiscal year the Republic of Cuba es-tabilished a Bureau of Information, and has wide acquaintance with the Island, as its director.

Parties wishing information of any nature concerning Cubs can obtain same, free of charge, by writing to Leon J. Canova, U. and I. Bureau (Utility sud Information Bureau) Department of Agriculture, Commerce and Labor, Havana, Cuba.

Some light showers fell here the latter part of last week.

# Some Very Fine Lake County Macaroni Wheat

The Board of Trade rooms contain some macaroni wheat grown at Summer Lake this year, without irrigation, that is over 6 feet high. Spiendid samples of barley are also on exhibition from the same locality. Such grain must be a disappointment to the fellow who says "Nawthin wont grow here."

# LAKE COUNTY MINES

### Mines Now Goldberg Yield Big Values In Gold

bration is over there is more activity in Windy Hollow than ever.

Taffuer and Beckwith brought in a large load of supplies this last week and they expect to sink 200 feet deep er on the Jumbo Chief ground.

Fuller and Marshland have a very promising group of claims on which they have started to sink, intending to gain a depth of 150 feet.

California parties are preparing to Mills and Curtis, of Sacramento,

are doing good work and finding ex-cellent ore. They say they are here to stay. The Goldberg Butte cut a good vein in the breast of the 47 foot tunnel and values were found that run from

\$12.60 to \$80 to the ton. Another crew of men are drifting from the bottom of the shaft and are in ore running on the average of \$120 a ton. The Jumbo Chief drift is 42 feet from the shaft and still in good milling ore, they expect to cut hanging wall in the next eight feet. A force of men will be put to work drifting west to cut foot wall.

The cork is now out of Eastern Ore-gon, and it will take a bigger man changed hands last Monday, A. A. than that man Harriman to bottle us Kelly being the purchaser. While no Kelly being the purchaser. While no information can be had it is supposed he is buying for Goldfield Nevada,

Poster and Vaugho, of Eagle Grove, lows, are looking over the camp and are well pleased with the showing. This is already a good agricutural

This is already a good agricultural country, and when we have mining as one of the industries, then Southern Oregon will certainly be on the boom and the railroad interests will be fighting each other in the effort to get a railroad harm.

# TENNIS DOUBLES PLAYED SUNDAY

# Valley, situated on the west side of Seager, and Rice Win Final Game of the Tournament

The finals in doubles of the Honk-er's Tennis tournament were played Sunday morning at nine o'clock, between C. R. Seager and M. B. Rice and W. L. Thompson and G. W. Rice. It was a very interesting match and it took three sets of har i playing to decide that Seager and Lice were entitled to first place and the club pen ants. The second prize, a pair of ten- grows. nis shoes for each man, was awarded to Thompson and Rice. Score 8-10,

t, 6.2. Hager won all of his games in the preliminary singles and it remains for the winner of the match between Thompson and Sprague to play him in the finals next Sunday morning. This will be as interesting a game as the doubles and the club extends an invitation to all visitors to come and witness the last game of the tourns-

# House Falling Down

Some slarm is felt over the condition of the fine and costly court house at Prineville, which is reported to be in danger of falling down, due to faulty construction of its foundation. The building is deemed so unsafe that the prisoners clamored to be removed, and they were taken from the cells. It is not known whether it can be repaired or not. Nothing like that has happened or will happen to the Lake to the lake the paired or will happen to the Lake to the lake the paired or will happen to the Lake to the lake the paired or will happen to the Lake to the lake the paired or will happen to the Lake to the lake the paired or will happen to the Lake to the lake the prisoners and the memories of the memories of the prisoners clambed the prisoners clambed to the prisoners clambed the prisoners

Charlotte Perkins Gilman, the suffragette, says women are not modest. That: "She will expose two feet of

# **BIG ELECTRIC** BE BUILT IN OREGON

## Capital Ready to Bulld a Line from Portland to Butte, with Branch Feed Lines

A special dispatch from The Dalles to the Portland Journal, dated July 3. says that the largest mortgage ever recorded in Wasco county has been filed with the county czerk by C. D. Charles-a trust deed given by the Wacso County Electric Power Company to the Carnegie Trust Company of New York, to secure a bond issue Now that the Fourth of July cele- not to exceed \$15,000,000. The filing

fee for this instrument was \$19.80. The Wasco Electrical Company has recently incorporated with a capital stock of \$3.000,000, and with its principal office at Condon. The pur-poses of this company are to take over the property of the Oregon Gold Prospecting & Developing Company, which controls 30 miles of water rights on the Deschutes river, reach-ing from the mouth of Warm Spring river to the mouth of Matoles river in Crook county and a like stretch of water rights on the John Day river. The company's rights on the Deschutes river are said to control one of the finest water powers in the world, a power which, if deveoped, would generate not less than 500,-000 horsepower.

Harness Deschutes and John Day.

Mr. Charles states that the company proposes to erect a plant at some convenient point on the Deschutes capable of developing 60,000 horse-power, half of which has been contracted for a term of 200 years by the Portland, Baker City and Butte rail-road. This company, it is under-stood, proposes building an electric road from Portland to Butte, Montans.

The course of the road through Oregon will be southerly and easterly from Portland through Clackamas county to the summit of the Cas-cades, thence easterly through Warm Spring Indian reservation to the Deschutes river, crossing that stream at the mouth of Trout creek and John a large part of the output of the Deschutes plant, and also of the plant to be erectd on John Day river.

Network of Electric Lines.

Aside from constructing a main ine from Portland to Butte, the com-pany proposes building branch lines running north and south, connecting with all the principal sections of central Oregon, making a network of electric lines throughout the eastern part of the state, reaching from the Columbia river to the California and Nevada lines.
The report is current that arrange-

ments have already been perfected for the building of the first 117 miles, and that construction work will com-mence August 1. The line of this proposed road passes through some of the richets sections of the state, which when once given transportation facilities will become continuous grain fields and meadows. It also taps one of the best yellow pine belts on the coast, and will bring within reach of the market millions of feet of the finest finishing lumber that

The electric company, aside from furnishing motive power for the proposed railroad, will make it possible to pump water by electric power out of the Deschutes and John Day rivers for irrigation purposes, thus bringing under cultivation tracts of now worthless lands, which only require the touch of water to make them the most productive on earth.

These two enterprises, the electric compary and the proposed railroad, promise much for the development of eastern Oregon.

### The Apperson Auto Makes a Fast Record

Max L. Rosenfeld and wife left Sunday with their Apperson car for their home in San Francisco. They take with them pleasant memories o Canova, an American newspaper man, who has resided in Cuba eleven years and bas wide acquaintance with the Island, as its director. held by the Locomobile car. They were accompanied as far New Pine Creek by Mrs. Della Cobb and Mr. George Hankins.

> A. M. Smith, county fruit inspect-or, while mowing on his farm near New Pine Creek., Wednesday mornwhite bosom, and then shudder at exposing two feet." Well perhaps the "deers" have more or less corns and bunions on the latter—and besides a nice bosom looks much nicer than scraggly feet! You must admit that yourself, Charlotte,