NAME DELEGATE TO CONVENTION OF LABOR MEN

Painters and Paperhangers Act; Musical Event Is Planned.

The Painters and Paperhangers' union have elected E. C. Smith as a delegate to the State Federation of Labor convention, to be held in El Paso in June. The action was taken at the regular weekly meeting, Wednesday night, at Union Labor hall. The union also donated 25 cents per member to the convention committee to help defray the expenses of the convention. There was a large attendance at the meeting. The members report work fair now.

The musical benefit, to be given under the auspices of local lodge number 125, United Brotherhood of Carpenters and Joiners' union, will be held Friday night, May 1. The entertainment will consist of piano solos and duets, readings, violin solos, vocal solos and duets, banjo and guitar selections and male quartets. The lodge is assisting in building a girls' rescue home in El Paso.

A. M. Webb, Clifford Webb and Wm. Baum, members of the Painters and Paperhangers' union, are doing the decorating at the New American laundry.

Wm. Milligan and Ed Dunne, members of the Painters and Paperhangers' union, are painting a residence on Rio Grande street.

J. E. Wagoner and C. W. Dunn, members of the Painters and Paperhangers' union, are doing the papering at 814 Myrtle avenue.

Tom Harbey, a member of the Painters and Paperhangers' union, is painting a residence at 501 Montezuma street.

Elmer Podoll, a member of the Painters and Paperhangers' union, is doing the painting in the 700 block on South El Paso street.

The Barbers' union will hold its regular monthly meeting tonight at Union Labor hall.

A. L. Coomer, a member of the Painters and Paperhangers' union, is doing the papering at 214 South Oregon street.

ELEPHANT BUTTE WATER RIGHTS CASE DECIDED

Far Reaching Opinion Rendered by New Mexico Supreme Court.

Santa Fe, N. M., April 21.—The main point decided by the state supreme court in the case of Oscar C. Snow et al vs. Francisco Abalos and 7000 other claimants to water rights under the Elephant Butte irrigation project, is whether the appropriation of the water was made by the community acequias or the individual consumer. The court holds that it was by the latter, the opinion by chief justice Clarence J. Roberts, concurred in by the other two supreme court justices, F. W. Parker and R. H. Hanna, holding:

"Under a community ditch, each water user, by application of the water to beneficial use, acquires a right to take water from the public stream or source of supply, which right is a several right, owned and possessed by the individual user, notwithstanding the fact that the ditch through wich the water is carried to his land may have been constructed by the joint labor and money of the individual appropriator, in conjunction with others similarly situated, and the act of 1895, did not change the status of the individual consumer."

Full History of Case.

The history of the case is an interesting one. It was initiated for the adjudication of the rights of all water users taking water from the Rio Grande below the Elephant Butte dam under the Elephant Butte irrigation project. It was to be a judicial determination of the priorities of all existing rights to the use of water within said district in advance of the completion of the said dam.

The plaintiff set up that he was the owner of 946.95 acres of land for which 890 miners' inches had been appropriated in 1859, by making a reasonable use of such water and lands. The plaintiff asked that the defendants be debarred and forever estopped from having or claiming any right or title in or to the use of such waters and that the respective rights of the several parties defendant in and to the waters of said river might in like manner be ascertained, determined, fixed, declared and established.

Defendants Demurred.

Among the defendants were diverse community ditches, one of these being the Mesilla community ditch. W. W. Cox, one of the individual defendants, demurred, as did also F. J. D. Westfall, upon the ground that the Mesilla community ditch was the real party in interest who should have brought the petition. Judge E. L. Medler, in the district court, sustained the demurrers. The Las Cruces community ditch filed a motion to make the complaint more specific and certain, enumerating 17 specific points. The motion was sustained as to the first, second, fourth, sixth, seventh, eighth, 12th and 15th of these points. The plaintiff declined to plead further and judgment was entered, dismissing the case at plaintiff's cost.

The supreme court reverses the lower court. Chief justice Roberts goes extensively into the history of the community ditches and their nature and character, arguing that the common law doctrine of riparian rights was not suited to an arid region and upholding the modified Colorado doctrine of priority. He maintains that each individual water user under a community ditch was the owner of a right to take water, and comes to the conclusion that the district court erred in sustaining each of the demurrers and the motion to make more definite and certain.

Text of Syllabus.

The points ruled upon by the supreme court are set out in the syllabus as follows:

1. Chapter 1, S. L., 1895, "An act in regard to community ditches and acequias," was purely administrative and while Sec. 1 of said act makes community acequias corporations—"for the purpose of this act," the legislature did not confer upon the organization thus created, the power to acquire or hold title to water rights. Such corporations have no powers not expressly or impliedly granted them by the act creating them.

2. The history of community acequias considered.

3. In New Mexico, the "Colorado doctrine," as it is termed, of prior appropriation prevails. Such doctrine was established or founded by the custom of the people, and grew out of the conditions of the country and the necessities of the people. It was recognized by the courts of the territory and became the settled law.

4. An appropriation of water does not acquire a right to specific water flowing in the stream, but only the right to take therefrom a given quantity of water, for a specified purpose.

5. The intention to apply water to beneficial use, the diversion works and the actual diversion of the water all precede the actual application of the water to the use intended, but it is the application of the water, or the intent to apply, followed with due diligence toward application and ultimate application, which gives to the appropriator the continued and continuous right to take the water.

6. Under a community ditch, each water user, by application of the water to beneficial use, acquires a right to take water from the public stream or source of supply, which right is a several right, owned and possessed by the individual user, notwithstanding the fact that the ditch through which the water is carried to his land may have been constructed by the joint labor and money of the individual appropriator, in conjunction with other similarly situated, and the act of 1895, supra, did not change the status of the individual consumer.

7. While a ditch, through which water is secured for the irrigation of lands owned by the constructors in severalty, is owned and possessed by the parties as tenants in common, the water rights acquired by the parties are not attached to the ditch, but are appurtenant to the lands irrigated, and are owned by the parties in severalty.

8. While Sec. 1, charter 1, S. L. 1895, make all community acequias corporations, for the purpose of that act, such law did not divest the individual water user of any rights of property which he therefore owned or possessed.

9. The right to divert and utilize water acquired by the individual water user under a community acequia, being a several right, such individual consumer is a proper and necessary party in an action for the adjudication of water rights, utilized through such community acequia.

10. The fact that a water user may have entered into a contract by which he agrees, at some future time to convey his water right to another party, does not militate against his right to maintain an action for the adjudication of his right to the use of water.

DAILY RECORD.

Building Permits.

To Phoenix-El Paso Building company, to build a residence, lots 1 to 3, block 16, Alexander's addition; estimated value $10,000.

To Perry-Kirkpatrick company, to build three bungalows, lots 21 to 23, block 22, Manhattan Heights; estimated value $10,000.

To Perry-Kirkpatrick company, to build a bungalow, lots 23 and 24, block 99, East El Paso addition; estimated value $4000.

To Perry-Kirkpatrick, to build a bungalow, lots 12 and 14, block 81, East El Paso addition; estimated value $2500.

To International Construction company, to build a garage, 2020 Alameda avenue; estimated value $425.

To W. H. Rutherford, to build a tenement, lots 15 to 19, block 114, Campbell addition; estimated value $7500.

To J. E. Neff, to repair fire loss at 1122 Prospect avenue; estimated cost $2000.

To J. L. McAfee, to build a tenement, lots 18 and 19, block 105, Campbell addition; estimated value $2000.

To Leon Andrade, to build a kitchen, Overland and Davis; estimated cost $50.

To Juan Vega, to build an adobe, lot 12, block 183, Campbell addition; estimated value $100.

T. H. Bowers, to build a cottage, lots 37 and 38, block 62, East El Paso; estimated value $1000.

To W. F. Krause, to erect a frame building, lots 22 and 23, block 46, Highland Park; estimated value $150.

Deeds Filed.

North side of Rio Grande, between St. Vrain and Virginia—F. N. Ruiz et ux, to August Meisel, lots 16, 17 and 18, block 282, Pierce-Finley addition; consideration $10; March 19, 1914. By deed dated April 22, 1914, the property is conveyed to C. J. Neel and T. J. Cassidy; consideration $2550.

Manhattan Heights addition—J. W. Stafford et ux, to Riley R. Franklin, lots 12 and 13, block 24, Manhattan Heights; consideration $1250; Oct. 22, 1912.

Manhattan Heights addition—D. V. Peacock to A. J. Fulks and F. N. Hall, lots 29 and 31, block 35, Manhattan Heights; consideration $1000; July 17, 1913.

South side of Mesquite, between Alta and Copia—J. M. Bedford to Mrs. R. P. DeFever, lot 24 and part of 27, block 127, East El Paso; consideration, other and $1400; April 16, 1914.

El Paso county, Texas—John S. Norwood to W. C. Kline, sections 29 to 32, block 91; section 1, block 28, school land; consideration, other and $1; Oct. 28, 1912.

Southwest corner of Slim street and E. P. & S. W. railway—Alamo Heights company to R. S. Franklin, part of lots 1 to 8, inclusive, block 37, Bassett addition; consideration $360; April 1, 1914.

North side of Rio Grande, between St. Vrain and Virginia—Angel Meisel to C. J. Neel and T. J. Cassidy, lot 16 and part of 17, block 282, Pierce-Finley addition; consideration $1050; April 22, 1914.

Military reservation—W. H. Winter to C. J. Neel, parts of lots 24 and 25, old Fort Bliss; consideration $150 and other; Jan. 14, 1914.

El Paso county, Texas—John N. Hughes et ux, to Mrs. Frances Hughes Beesley, one acre, intersection of G. H. & S. A. railway and Hughes' tract; consideration, other and $1; April 21, 1914.

Southeast corner of La Luz and Houston—J. E. Lasley to L. H. Arvin, lots 31 and 32, block 44, Sacramento addition; consideration $2000; April 4, 1914.

South side of Montana, between Lowell and Lockhart—George W. Sharp et ux, to Jewell C. Harper, lots 27 and 28, block 75, Grand View; consideration $1750; April 15, 1914.

Northwest corner of Alamagordo and Stevens—F. H. Boudreaux to W. M. Cross, part of lots 17 and 18, block 88, East El Paso; consideration $100; April 15, 1914.

Southeast corner of Fourth and Broadway—E. A. Drake and P. J. Savage to Anna D. Tomlinson, lot 11, block 107, Campbell addition; consideration $750; April 10, 1914.

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Marcos Yellez and Maria B. Rivera.
Arthur Lee Coe and Lorie E. Daniel.
A. H. Ferra and Concepcion Estrada.
Antonio Alvarado and Leonardo Terrazas.
Chon Chaves and Josefa Escobido.

Automobiles Licensed.

2285—L. A. Ellis, 2322 Wyoming street; five passenger Buick.

2286—T. C. Lea, 1310 Nevada street; five passenger Buick.

2287—E. L. Jones, 1124 Myrtle avenue; five passenger King.

2288—Dr. Allen G. Merchant, 404 North Virginia street; five passenger Ford.

2289—Daniel Gray, 421 North Oregon street; Pope motorcycle.

2290—Sid Marsh, 146 Brown street; Indian motorcycle.

Births Girls.

To Mrs. W. W. DeLong, 1119 East Overland street, April 13.

To Mrs. A. L. Flores, 2323 Douglas street; April 18.

Births—Boys.

To Mrs. J. C. Schuller, 162 Prospect avenue; April 16.

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Form cold mashed potato into balls the size of an egg. With a spoon make a cavity large enough to admit a good teaspoonful of chopped and seasoned meat or chicken. Close up, dip in egg, roll in fine cracker crumbs and fry in deep Cottolene. Serve with a white sauce, using Cottolene instead of butter. Add a few chopped shrimps to the sauce; or, season the white sauce with paprika.

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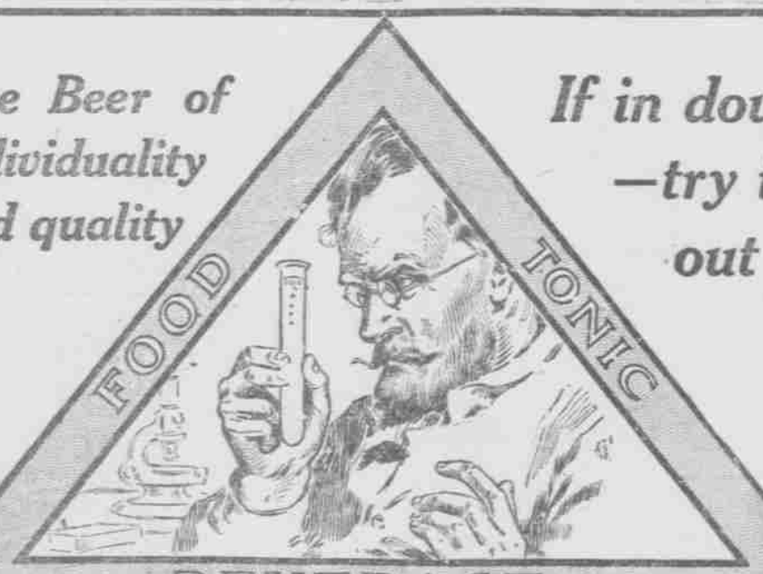

Dietetic Value of Beer

From a German Medical Opinion

The intoxicating action of beer is *very much* less than that of wine and whiskey; and as it *gradually tends to suppress the use of the latter, it accomplishes a high mission in the history of civilization.* The intoxicating action of the small quantity of alcohol (in beer) is neutralized by the carbonic acid and the malt extract. Hops in small quantities stimulates the appetite and promotes evacuation, (or acts as a laxative.) Beer is very nutritious when consumed with meat, cheese and bread and it is *greatly undervalued as promoting health and robustness.* —DR. KIRBACH

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The DOCTOR'S ADVICE

by Dr. Lewis Baker

The questions answered below are general in character, the symptoms or diseases are given and the answers should apply to any case of similar nature.

Those wishing further advice, free, may address Dr. Lewis Baker, College building, College Grove, streets, Dayton, O., enclosing self-addressed, stamped envelope for reply. Full name and address must be given, but only initials or fictitious name will be used in my answers. The prescriptions can be filled at any well-stocked drug store. Any druggist can order of wholesaler.

"Distrest" writes: "My hair is so oily and straggling I wish you could tell me something to make it soft and fluffy. It makes me positively homely. I also have a great deal of dandruff."

Answer: Many women would be more beautiful if they had soft, fluffy hair. I can tell you a very simple remedy, one that will make your hair soft and fluffy. It will overcome dandruff, itching scalp and lifeless and falling hair. Ask your druggist for a 4 oz. jar of plain yellow mirpol and use according to directions, and you will be surprised to note the difference in your hair.

* * *

"Fred W." writes: "I suffer with headache, indigestion, nervous debility and am also thin almost to the danger point. What can be done for me?"

Answer: You can very readily overcome these difficulties by using 2-grain hypophosphite tablets. They are put up in sealed cartons with full directions. These are highly recommended by physicians, and if used according to directions you will soon be rid of headache, your indigestion will be good and you will gain from 10 to 20 pounds. These tablets should be taken regularly for several months, and I am confident you will gain in flesh.

* * *

"Lee" writes: "I have tried so many remedies for rheumatism that I am almost afraid to try any more, but if you can tell me a sure remedy I will try it."

Answer: Do not be discouraged because you have not been able to find something that would overcome your rheumatism, for you can be relieved if you will take what I tell you. Get from the druggist: Iodide of potassium, 60 grains; sodium salicylate, 4 drams; wine of colchicum, ½ oz.; compound helmwort, 1 oz.; comp. cascara cordial, 1 oz., and syrup sarsaparilla, 5 ozs. Mix and take a teaspoonful at meatime and again before going to bed.

* * *

"Fern" writes: "I have suffered with a bad cough for some time and I am also weak and tired most of the time, which I think is due to the severe coughing. Can you give me a remedy?"

Answer: Yes, your weakness is due to the coughing, but you should be well relieved by using the following: Get a 2½ oz. package of Cresco mouthe-lettes and make according to directions on the bottle, then take a teaspoonful every hour or two until the cough is cured. This makes a full pint of the very best and safest cough syrup. If your druggist does not have mouthe-lettes, have him order it for you of the wholesale firms.

* * *

"Doctor: What can I take for a bad case of indigestion? I have suffered with it for many years and nothing I take helps at all. I am also troubled with constipation."

Answer: You should not neglect indigestion and constipation, as it leads to more serious trouble; very frequently appendicitis is caused by this neglect. Begin at once and take tablets trinoptine. These are packed in sealed cartons with full directions for taking.

* * *

"Laura S." writes: "I am so tired and nervous all the time that I can scarcely drag one foot after the other. It is very hard for me, as I have to work. My appetite is also very poor."

Answer: What you need is a good tonic restorative treatment. Take the tonic prescribed below and you should soon be strong and healthy and will not have that tired feeling. Your work will become a pleasure to you: Syrup of hypophosphites comp., 4 ozs.; tincture cadomene, 1 oz.; mix, and take a teaspoonful before each meal. This should be continued for several weeks until you feel perfectly strong.

* * *

"Mrs. W. W. C." asks: "Can I take off 40 pounds of fat? I weigh 180 pounds, too much for my height."

Answer: Yes, you should by taking as per the directions which accompany, 2-grain orlodine tablets, put up in sealed tubes and sold by well-stocked druggists. They are very good for any fleshy person to take.

* * *

"Anna B." writes: "I have taken medicine from several doctors for liver and kidney trouble and constipation, but it does not seem to help me at all. My skin is sallow. I have constant headaches and dizzy spells. What shall I do?"

Answer: The best remedy that I know for your trouble is 2-grain sulphera tablets (not sulphur tablets). These are packed in sealed tubes with full directions. Most of the remedies only aggravate, but if you take the sulphera tablets regularly for a few weeks you should be well. This will purify the blood and your skin will lose that sallow look.

* * *

"Busy Mother"—Bedwetting can be easily conquered in children by giving them the following: Tincture cubeba, 1 dram; tincture rhus aromatic, 2 drams and comp. fluid helmwort, 4 ozs. Give from 10 to 15 drops in water an hour before each meal.

* * *

"Doctor: I have a very bad case of catarrh of the head and my stomach, bowels and blood are affected. I suffer greatly and would like relief."

—A. G.—Local treatment should be used as follows: Get 2 ozs. of antiseptic vilane powder. Use a heaping teaspoonful to a pint of warm water; sniff the water from the palm of the hand through the nostrils two or three times a day. Then make a catarrh salve by mixing a level teaspoonful vilane powder with 1 oz. of vaseline or lard and apply to the nostrils as far up as possible. Also take a teaspoonful four times daily of the following: Syrup sarsaparilla comp., 4 ozs.; comp. fluid helmwort, 1 oz.; fluid ext. buchu, 1 oz. Mix and shake well.

* * *

I. P. R. writes: "Can you please prescribe medicine which will relieve me of such distressing symptoms of kidney and bladder, as the following: Pains in small of back, soreness in region of bladder, frequent calls of night but scanty flow with pain, burning and foul odor, puffing of limbs, etc."

Answer: Those seeking relief from kidney and bladder disorders should begin taking helmwort tablets, a very successful formula sold in sealed tubes with full directions.

* * *

"P. H. C." writes: "When a man is down and out, with such symptoms as loss of appetite, insomnia, vertigo, weakness, nervousness, irritability and a listless, tired feeling even after a night's rest, what can be done to restore oneself to good vigorous health?"

Answer: Right living and a powerful harmless invigorating tonic, such as three grain codomene tablets should cause new life forces to accrue to your great benefit. Your recuperative forces will gradually improve and health return.—Advertisement.

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