

# The LaSalle Co. OPENS A THREE DAYS ENGAGEMENT AT ALTA THEATRE TONIGHT with "September Morn"

the Seasons Musical Comedy Hit, following with "The Time, The Place and The Girl" Friday and "My Best Girl" Saturday.

Two Shows Daily 8:15 and 9:30

## SCENES FROM ROWLAND AND CLIFFORD'S MUSICAL COMEDY AND TANGO CARNIVAL

# SEPTEMBER MORN



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THE TUNE SPRING.  
I have a spring to keep—  
Ah, mortal soul, how deep  
The beauty of the skies  
In softness on it lies!  
There are fair springs, when  
men  
Greet rose and lark again,  
But the true spring is this—  
That comes with love's light breeze  
And in the breast so long  
Eruptures with its song.  
There is a spring that flows  
In balmy airs and hours  
Of sunshine—when the gale  
Turns gophyrus in the vale  
And delicate white clouds sail  
The sea of yonder sky,  
Blue as a young girl's eye,  
The true spring bloweth hot,  
The true spring bloweth cold,  
The true spring is love unforgot  
In a deathless age of gold.  
—Selected.

### THE INDIAN RIGHTS HELD PARAMOUNT

BY decision of Circuit Judge Phelps the right of the Umatilla Indians to the use of water for irriga-

tion purposes is given preference over the right of the Byers mill (now under a new ownership). The court holds that the treaty made by the United States government with the Indians means what it says and that under the treaty the Indians have a paramount right to the use of water for domestic or agricultural purposes. He cites a decision of the United States supreme court in support of the view.

The ruling by Judge Phelps is one of the most important ever given by a local court. In the view of this newspaper the decision is in accordance with law and justice and is a favorable decision from the standpoint of Umatilla county development.

It is very plain that when the mill company was given the right to construct its mill race the intent of the government was to make the company's right secondary to the interests of the Indians. The original permit was from the Indian department and contained this paragraph:

"In granting this permission to construct said water ditch it is upon the express condition that no permanent rights shall attach or become vested, but that any ditch or canal dug or constructed and the use of the same shall be subject to the control of and to be discontinued at the pleasure of the Department."

Later on by act of congress this permit was transferred to W. S. Byers with this proviso: "That this act shall in no way impair or affect any existing right to a reasonable use of the water of said stream for agricultural purposes, nor shall confirm or grant any right to

use water thereof in any manner nor to any extent beyond or different from that to which it has been previously appropriated."

To a layman the language above seems extremely plain and makes clear the priority of the Indian rights.

For years the East Oregonian has contended that under their treaty and the rulings of the federal supreme court the Indians are entitled to the use of water for irrigation upon their allotments. On various occasions the East Oregonian has made an active fight in behalf of this cause and has pointed out that the exercise by the Indians or their tenants of this treaty right would involve no material injury to the local mills. It is pleasing to see this view taken by an Oregon court and thus given judicial sanction.

From the standpoint of Pendleton nothing could be more fortunate than the establishment of irrigation upon the reservation. Not only would the Indians be greatly benefited but the whole community and county. By irrigation the land can be made more productive and capable of a closer settlement. According to a survey once made by the Indian bureau 6000 acres of low lying land may be watered directly from the river. A far larger amount of land may be improved by the use of flood waters. It is easy to see what such development would mean to Pendleton and to the tax roll of this county.

The irrigation of reservation lands is one of the big things in Pendleton's basket of future hopes. The first step toward the realization of that hope

in behalf of the city and in behalf of our neighbors, the Indians, must consist in settling the legal end of the problem. Judge Phelps' decision is a long step in this direction and makes the prospects seem bright.

### THE NAVY FIRST

HERE are good arguments in behalf of some form of compulsory military training for all men. Yet preparedness champions have no sane reason for worry if such a program cannot be set up at once in the United States. Even England does not have compulsory service in times of peace and England is more exposed to war dangers than is this country. This country's immediate need is for a better navy and congress is preparing for big action in this direction.

When the East Oregonian was making a sincere fight in support of Indian irrigation rights a few years ago the paper was accused of "fighting a corporation." A subsidized local paper was especially peeved that we should support the cause of justice when a wealthy concern was at the other end. But what of the circuit court?

Frank Hitchcock, campaign manager for Justice Hughes, says that "Wilson is going to be hard to beat," which is some admission coming from a campaign manager in the other camp.

If the first day of summer is any index to the season we will not suffer greatly from the heat this year.

The cohorts are rallying at Chicago and each side entertains hopes.

The colonel is saying things but the president is doing things.

### THIS MAY ENTERTAIN

#### THE LITTLE BROOK.

You happy, merry skipping brook,  
Said the maiden and the cook,  
You skip and dance all day through,  
And at night when you should be at rest,  
You ripple, ripple to do your best.

I think I hear your little song,  
Rippling, rippling all day long,  
You ripple, ripple all day through,  
And at night the same you do,  
You murmur, murmur night and day  
With the pebbles and sand you play.  
—Written by Teddy Roberts, Pilot Rock Junction; age 11.

#### Two Consuls Quit Crete.

PARIS, May 31.—The German and Austrian consuls at Canea, island of Crete, left this city with their families and the Consulate staffs on May 24 for Athens, according to a Havas dispatch from Athens.

#### Bride at Wife's Funeral

ST. JOSEPH, May 31.—The unusual spectacle of a man attending the funeral of his wife in company with his bride was presented here. The wife of Louis Ryse, a Japanese, died at 8

o'clock in the morning, and before noon he had obtained a license and was married to his sister-in-law.

In the afternoon the bride and bridegroom attended the funeral of the former Mrs. Ryse, and they are now occupying the home in which the first Mrs. Ryse had reigned.

#### Austrian Gunboat Sunk.

ROME, May 31.—An Austrian aeroplane and an Austrian gunboat have been destroyed in a battle with an Italian gunboat in the upper Adriatic. The crew of the Austrian craft were taken prisoner.

A building on the outskirts of Porto Ferrajo was bombarded by an Austrian submarine which was driven off by the coast batteries before much damage was done.

# MAUSOLEUM ASSURED

City Council passed ordinance last night granting site in Olney cemetery for mausoleum to Portland Mausoleum Company.

Anyone desiring literature explaining "THE BETTER WAY" may have same without cost, by writing to

Chas. J. Schumann, Hotel Pendleton