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HORSE ROUND-UP IN PROGRESS

**Busy Time for the Stockmen Who
Are Riding the Ranges and
Branding Young Stock**

1500 HORSES WILL BE HANDLED

**Riding Will Reach into Harney Valley and on
Toward Burns—Cattle Round-Up Planned
To Commence June 8**

C. J. Johnson left Wednesday for Paulina where he will join the spring ride for horses in that part of the country.

This is one of the most important horse round-ups in Central Oregon, during which from 1000 to 1500 head of horses will be handled and from ten to twenty men will be constantly at work gleaning all

loose horses from the hills and valleys and assembling them in large corrals where the colts will be branded and all marketable stuff that is wanted by their owners will be taken out and put into pastures and broken for the market.

The ride is in progress now and has been going on for some time in the vicinity of Paulina from which place they will proceed to Hardin where four days will be spent, and from there they will go to Harney valley and on towards Burns.

Following this round-up will be one of cattle that will be much larger, both in extent of territory covered and numbers engaged. It will cover parts of four counties. This will begin on June 8th, and will continue for some three weeks or until all the territory has been satisfactorily covered.

Beginning at Crook the ride will proceed to Camp Creek, Cold Spring, Hardin, Buck Creek, head of Crooked river, Hampton Buttes, Pringle Flat, and the headwaters of Camp Creek where the ride will perhaps close.

The most important part of this

round up of cattle will be the branding of calves and the rounding up of stray cattle and putting them onto their proper ranges and onto summer territory. This is one of the most important cattle districts in interior Oregon.

High School Commencement

The annual commencement of the Crook County High School will take place in the P. A. A. C. hall on the evening of May 21. The following pupils will be granted diplomas: Clara Horney, Celia Nelms, Beulah Crooks, Edna Estes, Elsie Osborn, Reuben H. Booten, Luther B. Moore and Orrin C. Mills. Their class motto is "Finishing yet Beginning;" their colors are red and white; their flowers red and white carnation.

The program for the evening will be rendered by the class and will consist of the following numbers:

Instrumental Solo—"Saluta Pesth," Kowalski—Beulah Crooks.
Recitation—"Flossie Lane's Marriage,"—Celia Nelms.

Instrumental Solo—Cijus Animam "Stabat Mater," Kuhe—Edna Estes.

Oration—"Daniel Webster, The Statesman,"—Orrin C. Mills.
Recitation—"An Order for a Picture,"—Clara Horney.

Vocal Solo—"Irish Folk Song," Foote—Celia Nelms.

Valedictory Oration—"A Plea for the Working Children of the United States,"—Elsie Osborn.

Presentation of Diplomas by Chairman of the Board.

Instrumental Duet—"Alpine Storm," Kunkel.

The class extends a cordial invitation to all to be present that night.

Lost, Strayed or Stolen

From the Hay Creek ranch, about six weeks ago, a lemon-colored shepherd dog, with white ring around neck. Answers to the name of "Highball." A reward of \$10 will be given for his return to me at Hay Creek.
5-14-1m JOHN FOLEY.

The best shoe values in town at J. E. Stewart & Co.'s.

SAM SMITH WAS FOUND GUILTY

**Receives Sentence of Four Years
in the Penitentiary—Elliott
Gets Like Sentence**

SMITH WILL APPEAL HIS CASE

**New Out On \$5000 Bonds—Complete Report
of Trial Continued From Last Week—
Points on Which Appeal Will Be Made**

The jury with whom the case against ex-Sheriff C. Sam Smith rested returned a verdict of "guilty as charged" at noon Sunday after fifteen hours' deliberation. The judge received the verdict, ordered the clerk to read it and cause it to be placed upon the records of the court. The jury was then discharged. They had been in the court room almost constantly since the case began Thursday morning and some of them had been away from their homes since Sunday before court was called.

About 11 o'clock Monday morning the judge requested Mr. Smith to stand up and asked if he had any reason why sentence should not be imposed upon him at that time. He shook his head in the negative, and the judge then said: "It is the judgment of this court that you be sentenced to serve a term of four years in the state penitentiary." There was no noticeable change in expression as Mr. Smith took his seat.

Taking up the case again from the place we left it last week, we find the defense starting their case. Fred A. Rice was the first witness called at 4 o'clock Friday afternoon. Mr. Rice introduced a plat of the country in that part of Crook county showing an accurate diagram of the holdings of the defendant and those of Williamson and the relation they bore to each other. This map was introduced as evidence.

Mr. Smith was then called in his own defense and made an emphatic denial of the testimony of Elliott in most particulars, admitting only that there was a little of the minor details that was true.

He stated that himself and Elliott were working together on the morning the state claim that they were, before the burning was done at night, and said that at about noon Elliott left him and went away, as Smith supposed, to his home.

He stated where he was and what he was doing on the days the other crimes were committed and stated that he had no knowledge of the crimes until Elliott told him of them a few days later, and that he had never learned who the criminal or criminals were, although there was no effort made to find out. He denied the stories, or a part of them, of several other witnesses, especially Mrs. Elliott and E. S. Dobbs. No new features were developed from Mr. Smith's testimony, the greater part of which was the denial of his connection with the crimes in any manner whatever.

He was followed by Mrs. Smith, Stanley Smith and Miss Ceole Smith, his son and daughter, all of whom supported Mr. Smith's story. Although Mrs. Smith made a clear and positive denial of the charges against her husband, Ceole was the star witness and spoke promptly and with vigor in reply to the questions.

Other witnesses were called by Mr. Weatherford, among whom were H. S. Cram, E. S. Dobbs, D. Lawson, George Wiley, George Ray, Roy Gray, H. D. Dunham, R. P. Miller, Thomas Huston, D. Quakenbush, Peter Seggling and others who added to the strength of the defendant's case. Many of the above named witnesses testified that Elliott's reputation was bad and several of them to the fact that after his return from Portland during the land fraud trials Elliott said before them that he had sworn

to a lie to get Sam Smith indicted and would hand him another bunch yet.

The case was closed at 10 o'clock Saturday morning and the plea made by the state in opening the argument before noon. Mr. Menefee made a brief review of the case. Mr. Weatherford followed Mr. Wyatt and took the case up at the very beginning and went over it in detail showing the defendant's side of the case in a forceful way, picking a flaw in the evidence here and noting and oversight there, until it looked as if there was but one side to the case and that was the defendant's. Mr. Weatherford closed his argument about 5 o'clock.

H. S. Wilson followed. In presenting the case of the state he showed marked ability. He gave a complete review of the case and introduced some lines of thought that had not been dwelt upon during the trial. His argument occupied about four hours and closed at 9 o'clock, allowing the case to go to the jury soon after that time.

In his instructions to the jury Judge Bradshaw said that the story of Larkin Elliott was not to be discredited because it had been denied by other witnesses, or because it was held by several witnesses that his general reputation was bad, but that the jurors were to be the sole judges in selecting and weighing for themselves how much, if any, of his evidence was to be believed.

He stated further that the case was to be considered by them solely upon the law which was stated to them and the evidence introduced, and that they were to consider such parts of the evidence as had not been impeached by other witnesses.

At the opening of court Monday morning a motion for a new trial was made by the attorneys for defendant which was overruled and passed onto the records without argument. They then asked that sentence be passed at once in order that a motion for a new trial might be taken up. An appeal was made and will be taken up in the state supreme court at Portland in October.

In the appeal there are two points which the attorneys for Mr. Smith hope to find were adjudged wrongly in the lower court. They are whether the judge was correct in admitting evidence connecting Smith with the burning of the sheep camp on another date and the fence cutting and distributing of poison when there were charges on the docket of the court against him on these counts. The state held that these were all a part and parcel of the same scheme and they were admitted by the court as such.

The other point was whether or not the judge should have had the testimony of Elliott stricken from the books entirely after it had been impeached by other witnesses.

The other three counts against Smith were allowed to stand on the court books pending the action of the supreme court in the case just closed. The charge against Stanley Smith for cutting wire fence was dismissed by the court on motion of Prosecuting Attorney Menefee.

Larkin Elliott, who was co-defendant with Smith in the crimes, but who turned state's evidence and was the principal witness in the trial, was given a like sentence of four years by Judge Bradshaw. As he admitted his guilt in all of the crimes it is presumed the sentence covers all of them and will clear his record in the case.

C. Sam Smith's bonds were placed at \$5000 which was promptly furnished.

Horses Wanted.

A pack horse and a saddle horse are wanted before June 1st; must be gentle. For further particulars address A. S. Ireland, Forest Supervisor, Prineville, Or. 5-14-2w

Two Timber Claims for Sale

Two timber claims for sale at a bargain in 14-18 and 14-19. For further particulars address P. O. Box 205. 6-1

For oranges, lemons and bananas, call on Mrs. Cyrus.

"BRANDY" WINS THE \$2000 RACE

**Beats "Patsy Brown" Forty Feet
in the Quarter Mile Dash
Match Race Tuesday**

TODAY'S RACES POSTPONED

**"Wade Hampton" Matched Against "Brandy"
for Three-Eighths Mile Dash for \$1000
a Side Next Saturday Afternoon**

With the racing spirit at high pitch, fine weather and many fast horses in attendance, the May race meeting at the Crook County Fair grounds is now in progress and is being attended daily by many enthusiastic people, who enjoy the racing of horses.

The match race for a \$1000 a side between "Brandy" and "Patsy Brown" was won easily by "Brandy."

The other events, while of less importance in regard to the amount of the purse contested for, are none the less interesting and are furnishing splendid sport for those who attend.

Music is being furnished for the occasion by the recently organized Prineville Band of about fifteen pieces, and the band men are the recipients of many compliments on their playing.

Many out of town people are in to attend the meeting, and the week has been a notable one socially.

Last night a gentle rain fell, settling the dust, and freshening the air, so that the remaining days of the meet will be delightful so far as weather is concerned. A report of the events that have taken place follows:

FIRST DAY'S RACES.

The first race on the program was the star event of the meet. It was the match race between "Brandy," owned by Mike Brown of Paulina, and "Patsy Brown," T. F. Buchanan's horse. The distance was one-fourth mile and the purse was \$2000, each owner backing his horse for \$1000. "Brandy" won easily, beating "Patsy" 40 feet, making the quarter mile in 23 seconds flat on a heavy track. "Brandy" was ridden by Elmer Clark and "Patsy" by Billy Robinson. The judges were: Will Wurzwiler, John Henderson and Hugh Lister; time-keeper, C. A. Bedell.

At the startingpost "Patsy Brown" was very restless, and in his maneuvers fell twice with his rider, but no injury resulted. "Patsy" made the quarter in 24 seconds, which is said to be his time on the heavy track. It is the general opinion that each horse run his race, and that "Brandy" won in a fair and square contest.

The second event was the seven-eighths mile dash for a purse of \$200. "Kamsack," "Schwitzer," "John H." and "Masters" were entered. "Masters" won, time 1:32, with "Kamsack" second, "Schwitzer" third. The horses got away from the post with a fairly even start, and all were so near the same color that it was impossible to distinguish them as they galloped around the track. "Masters" runs a steady race all the way and it is his perseverance that gives him his winning qualities in the distance races. He was ridden by his owner, Vol Officer. In the pool selling "Kamsack" sold first choice, "Schwitzer" and "John H." divided on second, while "Masters" was selling fourth choice. It made easy money for those who bought pools on Masters.

SECOND DAY'S RACES.

Wednesday's races were a three-eighth mile and repeat, and a three-quarter mile dash, each for a purse of \$200.

In the first race "Seventy," "Brandy," "Lamonta" and "Lumber Jim" entered. After a long period of jockeying at the post the

Continued on next page.

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Suitable for every figure. The Jackson Corset is the one that gives proper shape and fit to the dress or shirtwaist.

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We have Corsets that give this shape—the I.C.C.

The pick of this season's best ones—just the right materials—just enough elegance, all modestly priced. In this department also you will find many handsome shirtwaist suits, suitable for afternoon and evening wear, made up with exceptional style and bearing the stamp everywhere known as good dressmaking.

Several lines of light weight woolen waists, in black, brown, blue and cream—just the right thing for cool Spring weather wear.

Men's Work Shirts



Special for this and next week only. 10 dozen heavy, extra length, cotton shirts, regular 65c values for

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A little cheaper and better for the money than to be had elsewhere. If you buy here you will be satisfied

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- 4 pounds Arm & Hammer soda 25c
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