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Clouded as Result of Efforts to Make Changes-Law Now Virtually Ineffective.

OREGONIAN NEWS BUREAU, Washington, July 17.—To secure a favorable interpretation of the three-year homestead law, as it was recently passed by Congress, it has been necessary for Senator Borah to introduce a supplementary bill making doubly clear the meaning of the original bill. This would not be necessary but for the fact that the Interior Department has always been hostile to the three-year homestead bill that carry out its spirit and intent, but if the department adheres to its evident determination and undertakes to nullify the law by enforcing unreasonable and unduly rigid regulations, the Senator will insist upon the adoption of his bill interior and unduly rigid regulations, the Senator Boronstead proposition, and having.

enable all homestead entrymen to acquire title in three years, provided they compiled with the requirements of the law, and he specifically made his bill apply to existing entries not yet perfected, so that thousands of entrymen naw working for title can recover.

bill apply to existing entries not yet perfected, so that thousands of entrymen now working for title can secure patent after three years of residence.

Insent of Bill Defented.

When the Borah bill went to conference numerous changes were made and in making these changes her retroactive feature of the bill became somewhat clouded and the Interior Department is disposed to take advantage of this fact in a way that will not permit all homesteaders under the old law to acquire patent after three years residence, though that was the intent of the author of the bill, and of those who stood with him to secure its passage.

Senator Borah's new bill, which he will press to passage this season, if possible, and probably as an amendment to one of the big appropriation bills, provides that if an entryman under the old homestead law fails to elect under which law he will conclude his entry and make proof, such failure on his part will not prejudice his rights to perfect his entry under the law under which it was initiated. The Interior Department has been disposed to hold otherwise, though on what reasonable ground its position is based

HOMESTEAD BILL'S

INTENT IS EVADED

Senator Borah has been unable to ascertain.

The second provision of the new Borah bill provides that entrymen who made filing prior to the passage of the three-year law will be relieved from the requirement of cultivation imposed by the three-year bill as to the second year, but requires that in the third year, and before making final proof, they shall cultivate at least one-eighth the area of their entry. In other words, an entryman who made his filing prior to June 6, 1912, can acquire a patent after three years' residence if, during the third year of residence, or at any time thereafter and before making final proof, he has cultivated one-eighth the area of his land.

Herdship Wrought on Entrymen. Hardship Wrought on Entrymen.

Hardship Wrought on Entrymen.
This provision is necessary because the Interior Department has been disposed to rule that an entryman who filed under the old law cannot get title under the three-year law, unless he can show that he culivated one-sixteenth the area of his land during the second year of residence, and one-teighth the third year. Such a construction would be remitted to patent after three years in the spirit of the new law were followed, and it is Senator Borah's purpose, by legislation, if necessary, to compel the Interior Department to place a reasonable interpretation upon the law he spent so much lime and energy getting through Congress.

Senator Borah will not press his bill if the Interior Department puts out regulations governing entries under the three-year homestead bill that carry out its spirit and intent, but if the department adheres to its evident the receivers and scipulating that in future evident the during free form the greatment adheres to its evident the receivers and receivers and scipulating that in future evident the followe has the evident three years and scipulating that in future evident the followed and it is spirit and intent, but if the department adheres to its evident the receivers of local land offices. The appropriation of the spirit of the new law were followed, and it is sent the great with the control of the new law were followed, and it is sent the flow of the third office, and in his absence due the land office, and in his absence that the register should conduct the land office, and in his absence the chief clerk k should act as register. Under the present law, when either long clerk the chief clerk that the register should conduct the land office, and in his absence that the register should act as register. Under the present law, when either clerk to ashen, the office is closed, except for the receivers out of office on July 1 spers, and there are many annoying delays in consequence.

OREGONIAN NEWS BUREAU, Washistant and there are all the proposed of the pre BORAH MOVES AMENDMENT

This provision is necessary because the Interior Department has been disposed to rule that an, entryman who posed to rule that an, entryman who posed to rule that annot get title under the old law cannot get title under the three-year law, unless he Retroactive Feature Is Somewhat

can show that he cultivated one-sixteenth the area of his land during the second year of residence, and one-eighth the third year. Such a con-

always been hostile to the three-year his bill before adjournment. Although the three-year homestead proposition, and having failed to prevent the passage of the bill, is now resorting to a practice that is common those days—that of so interpreting land laws as to prevent them from becoming operative.

Thus far no difficulty has arisen with the main provision of the law, that is, as to new entries, though instructions carrying the law into effect are still held back, but the department has shown a disposition to nullify that part of the law which permits entrymen to avail themselves of the three-year provision. Senator Borah intended, in framing his bill before adjournment. Although the three-year homestead law was signed by the President on June 6, departmental instructions to local land offices have not yet been is used, and until these regulations are in the hands of local land offices, the law is practically not in effect. Just what is the occasion of the delay, Senator Borah has not been able to ascertain, but he is inclined to attribute it to the hostility of the department, which takes this means of holding up a law whose enactment it could not prevent.

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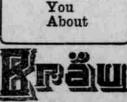
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