

# The Times-Herald.

BURNS, HARNEY COUNTY, OREGON, MARCH 2, 1901.

NO. 14.

VOL. XIV.

## The Times-Herald.

**SUBSCRIPTION RATES:**  
One Year \$2.00  
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Three Months .75

### OFFICIAL DIRECTORY

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Governor, G. W. McBride  
Lieutenant Governor, Joseph Simon  
Secretary of State, T. T. Geer  
Comptroller, F. D. Barber  
Attorney General, C. S. Moore  
Superintendent of Public Instruction, H. A. Ketchum  
State Printer, W. H. Leeds  
State Treasurer, S. Bean  
State Auditor, C. W. Johnson  
State Engineer, F. A. Moore

### COUNTY—HARNEY:

County Judge, James A. Sparrow  
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County Assessor, J. R. Johnson  
County Surveyor, Geo. Sholey  
County Treasurer, W. Buchanan  
County Engineer, E. J. Noble  
County Auditor, A. Venator  
County Recorder, R. J. Williams  
County Sheriff, Geo. W. Hayes  
County Jailor, Chas. Newell

### SOCIETIES.

**SYLVIA REBEKAH** Degree No. 43  
Meets every 1st and 3rd Wednesday.  
Tills Jordan S. G.  
Frankie Leonard Rec. Sec'y.

**A. O. U. W.** Burns Lodge, No. 47  
Meets every Friday night.  
H. A. Billard, M. W.  
E. H. Hoyt, Rec.

**HARNEY LODGE**, No. 77, I. O. O. F.  
Meets at Odd Fellows Hall, every Saturday  
J. M. Dalton, N. G.  
W. Y. King, Sec'y.

### PROFESSIONAL CARDS.

**C. A. SWEET**  
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Burns, Oregon.

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ATTORNEY,  
Burns, Oregon.

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Biggs & Biggs  
ATTORNEYS-AT-LAW,  
Burns, Oregon.

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Burns and Canyon City, Oregon.

**Chas. H. Leonard,**  
ATTORNEY-AT-LAW,  
Burns, Oregon.

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Burns, Oregon.

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Physicians and Surgeons,  
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Burns, Oregon.

**C. E. Standlee, M. D.,**  
PHYSICIAN AND SURGEON,  
Burns, Oregon.

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**JOHN McMULLEN**  
Photographer,  
Burns, Oregon.

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**DREWSEY,** OREGON

## BOERS ISSUE PROCLAMATION

### DECLARE BRITISH VIOLATE CUSTOMS OF CIVILIZED WARFARE.

Geneva and The Hague Conventions Disregarded by the Capture of Doctors and Ambulances.

The following proclamation has been issued by President Steyn and General Dewet:

"Be it known to all men, that the war which has been forced on the Transvaal republics by the British government still rages over South Africa; that all the customs of civilized warfare and also the conventions of Geneva and The Hague are not observed by the enemy, who have not scrupled, contrary to the Geneva convention, to capture doctors and ambulances and deport them, in order to prevent our wounded from getting medical assistance; that they have seized ambulance material appertaining thereto; that they have not hesitated to have recourse to primitive rules of warfare, contrary to the solemn agreement of The Hague; to arrest neutrals and deport them, and to send out marauding bands to plunder, burn and damage burghers' private property; that they have armed Kafirs and natives and used them against us in the war; that they have been continually capturing women and children and old and sickly men, and that there have been many deaths among the women because the so-called Christian enemy had no consideration for women on a sick bed, or those whose state of health should have protected them from rough treatment. Honorable women and tender children have not only been treated roughly, but have been insulted by soldiers, by order of their officers. Moreover, old mothers and women have been raped, even wives and children, and property of prisoners of war, even killed burghers, has not been respected. In many instances the mother and father have been taken, the houses left unprotected and all have been left their fate, an easy prey to savages.

"The world has untruthfully been informed by the enemy that they have been obliged to carry out this destruction because the burghers blow up the railroad lines, cut the wires and misuse the white flag. Nearly all the houses in the republics have been destroyed, whether in the neighborhood of the railroad or not. The alleged misuse of the white flag is simply a continuance of the everlasting calumny against which the Afrikaner has had to strive since the time God brought him into contact with the Englishmen. Robbing his opponent of goods only does not satisfy him; he is not satisfied until he has robbed him of his good name also.

"They state to the world that the republics are conquered and that only here and there small plundering bands are continuing the strife in an irresponsible manner. This is an untruth. The republics are not conquered. The war is not finished. The burgher forces of the two republics are still led by responsible leaders, as from the commencement of the war, under the supervision of the government of both republics. The fact of Lord Roberts and Lord Kitchener choosing the term "marauders" in designating burghers does not make them much. When was the war over? Perhaps after the battles in which irregulars captured the enemy and totally vanquished them. The burghers would be less than men if they allowed the enemy to go unpunished after ill-treating their wives and destroying their houses from sheer lust of destruction.

"Therefore, a portion of the burghers resent it. In the case of ambulances, therefore, we warn the officers of the majesty's troops that, unless they cease the destruction of the property of the republics we shall wreak vengeance by destroying the property of his majesty's subjects who are unkindly disposed. But in order to avoid being misunderstood, we hereby openly declare that their wives and children will always be un molested, in spite of

## anything done to ours by his majesty's troops. We request nothing from our brothers in the colony but call on them, as well as on the civilized world, to assist, in behalf of our joint civilization and Christianity, in putting an end to the barbarous manner of the enemy's warfare.

### A NEW LIQUOR ORDINANCE

In Lieu of Ordinance No. 13 Which Was Repealed.

To License, Tax, Regulate and Restrict the Sale of Spiritous, Vinous and Malt Liquors in Burns.

An ordinance to license, tax, regulate and restrict bar-keepers, saloon keepers, and dealers in spiritous, vinous and malt liquors in bar-rooms or places where spiritous, vinous or malt liquors are kept for sale or in any manner disposed of, and the disposal thereof; and repealing ordinance No. 13.

Be it ordained by the city of Burns:

Sec. 1. No person or persons shall in the City of Burns, directly or indirectly, in person or by another, or otherwise, open, maintain, or carry on any saloon, bar-room, drinking shop, or any place where spiritous, vinous or malt liquors are kept for sale or in any manner disposed of, or sell, barter, deliver or in any wise dispose of for or on his or their or any other person's account any spiritous, vinous or malt liquors in any such bar-room, drinking shop or place, to any person or persons or sell or barter to any person or persons any spiritous or malt liquors in any bar-room or drinking shop or place, without obtaining a license therefor.

Any person or persons taking out a license under this ordinance shall be deemed to be a licensed liquor dealer.

All rooms, booths, boxes, halls or places in any building where any kind of liquors are retailed or sold by a licensed liquor dealer, or which may be occupied, rented or under the control of any such licensed liquor dealer, and all rooms, booths, boxes, or places connecting by door, window, passageway or other opening connecting with such bar in any building where any kind of liquor is retailed, sold or delivered to be drunk by such licensed liquor dealer or his agents, servants, employees or persons under his control, and all rooms or places connected with such bar-room by any opening or passage-way, are hereby declared to be and deemed to be a bar-room, drinking shop, saloon or place where spiritous, vinous or malt liquors are kept for sale under the license issued under the provisions of this ordinance.

Sec. 2. Every person or corporation to whom a license shall be issued under the provisions of this ordinance shall pay to the City Treasurer a license fee as follows: For the sale, or offering for sale, barter or delivery of any spiritous, vinous or malt liquors in any place within the corporate limits of the City of Burns, the applicant shall be deemed a dealer in spiritous, vinous or malt liquors, and shall pay the sum of \$400.00 per annum, or a proportionate amount for a less period, for the license to sell such spiritous, vinous or malt liquors; and all such dealers in spiritous, vinous or malt liquors are hereby prohibited from selling or delivering any spiritous, vinous or malt liquors in any restaurant or place where meals are served unless such restaurant or place where meals are served is owned, managed or controlled by such liquor dealer who has obtained a license, as in this ordinance provided, for the sale of spiritous, vinous or malt liquors; provided, however, that the provisions in this ordinance shall not apply to druggists or pharmacists who in good faith sell or dispose of alcohol or compounds thereof for mechanical, medical or sacramental purposes solely, the same in no case to be sold, given away or in any manner disposed of to be drunk on the premises where they are sold, given away or disposed of.

Sec. 3. Any person or firm who shall violate any of the provisions of Sections 1 and 2 of this ordinance shall, upon conviction thereof before the Recorder, shall be fined a sum not less than \$50.00 nor more than \$100.00, or be imprisoned in the city jail not less than 25

## days nor more than 50 days for each offense; and each day shall be considered a separate and new offense.

### IN LIEU OF ORDINANCE NO. 13 WHICH WAS REPEALED.

To License, Tax, Regulate and Restrict the Sale of Spiritous, Vinous and Malt Liquors in Burns.

An ordinance to license, tax, regulate and restrict bar-keepers, saloon keepers, and dealers in spiritous, vinous and malt liquors in bar-rooms or places where spiritous, vinous or malt liquors are kept for sale or in any manner disposed of, and the disposal thereof; and repealing ordinance No. 13.

Be it ordained by the city of Burns:

Sec. 1. No person or persons shall in the City of Burns, directly or indirectly, in person or by another, or otherwise, open, maintain, or carry on any saloon, bar-room, drinking shop, or any place where spiritous, vinous or malt liquors are kept for sale or in any manner disposed of, or sell, barter, deliver or in any wise dispose of for or on his or their or any other person's account any spiritous, vinous or malt liquors in any such bar-room, drinking shop or place, to any person or persons or sell or barter to any person or persons any spiritous or malt liquors in any bar-room or drinking shop or place, without obtaining a license therefor.

Any person or persons taking out a license under this ordinance shall be deemed to be a licensed liquor dealer.

All rooms, booths, boxes, halls or places in any building where any kind of liquors are retailed or sold by a licensed liquor dealer, or which may be occupied, rented or under the control of any such licensed liquor dealer, and all rooms, booths, boxes, or places connecting by door, window, passageway or other opening connecting with such bar in any building where any kind of liquor is retailed, sold or delivered to be drunk by such licensed liquor dealer or his agents, servants, employees or persons under his control, and all rooms or places connected with such bar-room by any opening or passage-way, are hereby declared to be and deemed to be a bar-room, drinking shop, saloon or place where spiritous, vinous or malt liquors are kept for sale under the license issued under the provisions of this ordinance.

Sec. 2. Every person or corporation to whom a license shall be issued under the provisions of this ordinance shall pay to the City Treasurer a license fee as follows: For the sale, or offering for sale, barter or delivery of any spiritous, vinous or malt liquors in any place within the corporate limits of the City of Burns, the applicant shall be deemed a dealer in spiritous, vinous or malt liquors, and shall pay the sum of \$400.00 per annum, or a proportionate amount for a less period, for the license to sell such spiritous, vinous or malt liquors; and all such dealers in spiritous, vinous or malt liquors are hereby prohibited from selling or delivering any spiritous, vinous or malt liquors in any restaurant or place where meals are served unless such restaurant or place where meals are served is owned, managed or controlled by such liquor dealer who has obtained a license, as in this ordinance provided, for the sale of spiritous, vinous or malt liquors; provided, however, that the provisions in this ordinance shall not apply to druggists or pharmacists who in good faith sell or dispose of alcohol or compounds thereof for mechanical, medical or sacramental purposes solely, the same in no case to be sold, given away or in any manner disposed of to be drunk on the premises where they are sold, given away or disposed of.

Sec. 3. Any person or firm who shall violate any of the provisions of Sections 1 and 2 of this ordinance shall, upon conviction thereof before the Recorder, shall be fined a sum not less than \$50.00 nor more than \$100.00, or be imprisoned in the city jail not less than 25

## days nor more than 50 days for each offense; and each day shall be considered a separate and new offense.

### NO DRUGGIST OR PHARMACIST SELLING SPIRITOUS, VINOUS OR MALT LIQUORS AS PROVIDED IN SECTION 2 HEREOF SHALL IN ANY MANNER PUBLICLY EXPOSE THE SAME FOR SALE IN HIS STORE OR ELSEWHERE, OR ADVERTISE THE SAME IN THE PUBLIC PRESS OR OTHERWISE; AND ANY DRUGGIST OR PHARMACIST SO PUBLICLY EXPOSING OR ADVERTISING FOR SALE SPIRITOUS, VINOUS OR MALT LIQUORS SHALL BE LIABLE FOR THE PAYMENT OF THE LICENSE AFORESAID; AND ANY PERSON VIOLATING ANY OF THE PROVISIONS OF THIS SECTION SHALL UPON CONVICTION BE PUNISHED BY A FINE OF NOT LESS THAN \$50.00 NOR MORE THAN \$100.00, OR BE IMPRISONED IN THE CITY JAIL NOT LESS THAN 25 DAYS NOR MORE THAN 50 DAYS FOR EACH OFFENSE.

Sec. 4. No license to sell spiritous, vinous or malt liquors shall be granted except upon the following conditions: The person, persons or firm wishing to apply for such license shall execute and present to the Common Council for its approval, at the same time he applies for a license, a bond in the sum of \$1000.00 with two or more sufficient sureties, conditioned that he or they will keep an orderly house and comply with all the requirements of the charter of the city of Burns, in its behalf passed, or that may be passed during the continuance of such license; and that he will not permit any riotous conduct in or about his house or place of business; that he will not give, sell or supply spiritous, vinous or malt liquors to minors or habitual drunkards, nor to any person at the time in a drunken or intoxicated condition; thereupon the Common Council may in its discretion grant license to the applicant for not less than six months nor more than one year.

Sec. 5. License to sell spiritous, malt or vinous liquors shall not be granted to any woman, or to any minor, or to any person who shall permit women or minors to frequent his or their place of business, either as guests, servants, waiters, dancers, singers, actors or musicians.

Sec. 6. The Recorder shall not issue any license to any person or firm until ordered so to do by the Common Council, and no license issued under the provisions of this ordinance shall be assignable or transferable.

Sec. 7. Any keeper of a bar-room or drinking shop who shall permit any breach of the peace, or disturbance of public order or decorum, by noisy, riotous and disorderly conduct on the premises, or who shall sell or give any intoxicating liquors to any male person under the age of 21 years, or to any woman or girl, shall be deemed to have violated the provisions of this ordinance, and upon conviction thereof shall be fined not less than \$25.00 nor more than \$50.00, or be imprisoned in the city jail not less than 10 nor more than 20 days, and shall forfeit the license to such bar-room or drinking shop.

Sec. 8. Any keeper of a bar-room or drinking shop who shall permit any woman or girl, or male minor, to frequent his place of business, or who shall permit or employ any woman or girl, or male minor, to act as a waiter or waitress, or to sing or dance or play as actress or actor, or perform as musicians, or serve in any other capacity whatsoever, in such bar-room or drinking shop, or any room attached to or connected with such bar-room or drinking shop, shall be deemed to have violated the provisions of this ordinance, and upon conviction thereof shall be fined not less than \$25.00 nor more than \$50.00, or be imprisoned in the city jail not less than 10 days nor more than 20 days, and forfeit the license of such bar-room or drinking shop.

Sec. 9. All proceedings or trials for the violation of the provisions of section 8 of this ordinance shall be had by and before the Common Council of the City of Burns upon the verified complaint of the City Marshal or any other person who-soever.

Sec. 10. Any keeper of any bar-room or drinking shop, or any en-

## ployee therein, who shall on the day of a general or city election, held under the laws of the state or of the United States, or under the charter of this city, sell, give, or otherwise dispose of intoxicating liquors to any person during the voting hours of any such election, shall be deemed to have violated the provisions of this ordinance, and upon conviction thereof shall be fined not less than \$20.00 nor more than \$50.00 for each offense or be imprisoned in the city jail not less than 10 days nor more than 25 days, and forfeit the license of such bar-room or drinking shop.

### Sec. 11. It shall be the duty of the Marshal to institute prosecutions for the violation of this ordinance whenever he shall have reasonable cause to believe that any person or persons have been guilty of a violation of the same; and upon every conviction for such violation the Marshal shall, in addition to his other fees, receive a fee of \$5.00, and the same shall be taxed against the defendant as part of the costs of the case; Provided, that nothing in this section shall be construed to prevent any person, other than the Marshal, from instituting or instituting an action for a violation of this ordinance.

Sec. 12. Whenever, by reason of a violation of this ordinance, a license shall have been declared forfeited, the Common Council shall not, for a period of one year, grant

## the same person or firm license to sell spiritous, malt or vinous liquors.

### Sec. 13. That ordinance No. 13, being entitled "An ordinance to provide for licensing and regulating bar-rooms and drinking shops" be and is hereby repealed, and this ordinance enacted in lieu thereof.

Passed the Common Council of the City of Burns, this 20th day of February, 1901.

Approved by the Mayor this 20th day of February, 1901.

CHAS. E. KENYON, Mayor.  
C. S. Biggs, City Recorder.

### The Cuban Constitution.

The Cuban constitution, first submitted by the central committee to the convention at the public session of January 21, has been signed. The President and Vice-President signed first and then the delegates. Senator Casneros created a sensation by refusing to sign. Several delegates endeavored to dissuade him from his course, but he was immovable. As the delegates retired, Senator Tamayo remarked: "We are all Cubans, Senator," and Senator Casneros replied: "Yes, when the time comes to fight the Americans, we will fight them together."

Senator Capote, President of the convention, will deliver the document to General Wood. A copy in English will then be sent to Washington.

J. W. BIGGS, PRESIDENT AND ACTING CASHIER.  
H. C. LEVENS, VICE-PRESIDENT.  
**The Citizens Bank**  
(INCORPORATED.)  
BURNS, OREGON.  
CAPITAL STOCK \$25,000.00  
A General Banking Business Transacted.  
Directors: W. Y. King, I. S. Geer, Geo. Fry,  
W. E. Trisch, J. C. Welcome.  
Correspondence Invited.

**Harry C. Smith,**  
Contractor and Builder  
BURNS, — — — OREGON.  
Draws plan, makes estimates, etc. Buildings put up within the amount of figures given in estimates. Satisfaction guaranteed.

My Specialties are  
**Brick Laying and Plastering.**  
Brick and lime always on hand at the yard. Residence Hanley house.

**A CARLOAD**  
Of Plows, Harrows, Buggies and  
acks just received at C. H.  
Voegtly's, headquarters for every-  
thing in the hardware line.

**Harney Valley Brewery.**  
BURNS — — — OREGON.  
EVERYBODY CAN DRINK GOOD BEER.  
QUART BOTTLES DELIVERED IN BURNS, \$1.50 PER DOZEN  
**Five Gallon kegs \$2.00 delivered at  
your home in Burns.**  
**Telephone No. 5.**  
**WOLDENBERG & BERG.**

HOWARD SEBREE, PRESIDENT  
S. F. WHITE, VICE-PRESIDENT  
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**First National Bank**  
CALDWELL, IDAHO  
A General Banking Business Transacted  
CORRESPONDENCE INVITED