

THE FUTURE OUTLOOK.

Congressman Malcolm A. Moody, accompanied by F. H. Newell, Hydrographer U. S. Geological Survey, of Washington, D. C., and Gifford Pinchot, chief of Bureau of Forestry U. S. Department of Agriculture, arrived here last Wednesday looking over this section of the country.

The object was for Mr. Newell to see the conditions and possibilities in Eastern Oregon for government experiments and aid in the way of storage reservoirs and artesian wells. The gentleman is in charge of investigation of water supply, and practically everything in this line, which is undertaken by the government, depends on his recommendation.

It is upon his report that congress acts upon all matters pertaining to irrigation. This is his first visit to the arid lands of Oregon, and which was done at the urgent request of Congressman Moody. Mr. Newell is very favorably impressed with this particular section, and stated to a TIMES-HERALD representative that he knew of no place where possibilities for government expenditure could accomplish more with less money than Harney valley.

He assured us that he would certainly recommend a survey and accurate measurements of the many reservoir sites, if it is requested by the our delegation. This must be done before anything can be accomplished. Mr. Newell says we have excellent opportunities with most natural reservoir sites where the water supply is sufficient to irrigate this vast and fertile valley.

The gentleman is also satisfied that we have artesian water here at no great depth. This is also in his line and it is possible that an experiment will be made in this line when properly brought before congress.

What is first needed in the way of government assistance on the line of irrigation is to get our members of congress interested in the matter and then ask for it. Mr. Newell is surprised that such a request has not been made before. It may seem strange to some, but when we take into consideration the fact that the Oregon delegation has always been asking for river and harbor appropriations, and, with the exception of Mr. Moody, know nothing of this section—and from appearances care less—the matter is clear enough. The fact of the matter is, we have no one to blame for the impression that Eastern Oregon is nothing more than an African waste, but our own representatives. They are the ones that have been derelict.

Now that Mr. Newell has gone over the ground and has a thorough knowledge of the situation and possibilities, our delegation can ask the government to do something with the assurance that it will be favorably reported on from this branch of the department.

Congressman Moody saw that with no knowledge of our streams and water supply it would be useless to ask for anything, hence, the visit. The people of the First congressional district appreciate Representative Moody's services in this direction, which will result in material benefit, not only to the arid land district, but the whole state.

Gifford Pinchot, chief of the Bureau of Forestry U. S. Department of Agriculture, came to Oregon for the purpose of conferring with the stockmen touching on the matter of allowing stock to range on the Cascade forest reserve. This, however, does not effect Harney county, but his visit through here will be of benefit later in the way of tree planting. This is of great importance to this particular section. It is the business of his department to visit sections from where applica-

tions are made, and give practical advice on the ground about tree planting. A man is sent by the government to look at the soil, climate, etc., and see what trees would grow best in the locality and the proper mode of planting. Mr. Pinchot was kind enough to give a TIMES-HERALD representative minute instructions as to how to make application for an inspector or man from his department, and we will see to it that the matter will be put into effect immediately. It is possible, however, that the representative cannot be sent here before spring.

Mr. E. P. McCornack, an attorney of Salem, accompanied the party. They left our city yesterday morning for Ontario where they again strike the railroad and from there they will go to Portland.

Isn't it about time the sheepmen of Lake county were taking some action against the land leasing proposition. The opposition has formulated plans to come before the next congress, and unless the sheepmen oppose it in a resolution to congress, there will be only one side of the question before the law makers. A meeting should be called and action taken at once, for after while it will be too late.—Examiner.

Captain Richard P. Hobson, the much-kissed hero of Santiago harbor, wouldn't stand for any osculatory demonstration at the Monono Lake, Wis., assembly the other day. After his address on the American navy before 5,000 people in a big auditorium a little actress rushed up and tried to kiss him but he balked. Later, when he held an informal reception, several pretty girls attempted the same thing, but he side-stepped again. The girls were deeply disappointed and wanted to know what he was there for, anyway.

An exchange prints the following marriage ceremony, which was said by Tennessee squire a short time ago: "Wilt thou take her for your pard; for better or worse; to have, to hold to fondly guard till hauled off in a hearse? Wilt thou let her have her own way; consult her many wishes, make the fire every day, and help her wash the dishes? Wilt thou support and comfort her father, mother, Aunt Jenima, Uncle John and three sisters and a brother?" His face grew pale and blank; it was too late to gild, and as to the floor he sank, he meekly said, "I wilt."

Renewed efforts are being made to have a part of the Lakeview land district, in Oregon, transferred to the Burns district. A large petition has been received at the General Land Office asking that a tract of land about 60 miles square, forming the extreme southeastern part of the state of Oregon, be removed from the jurisdiction of the Lakeview office and placed under that at Burns. The signers of the petition assert that the lands in this tract are more accessible to the latter office than to the former. Their allegations, however, are in general terms, and because of their indefiniteness the papers in the case have been returned.

About a year ago many of the people interested in this move petitioned for a similar change, but at that time were concerned in a small tract. The names appearing on the original petition generally appeared on the one just received, together with many additional ones. While the assertion is made that this tract is more accessible to the Burns land office than to Lakeview, the map seems to show the contrary to be the fact.

No member of the state delegation appears to be interested in the proposed change, for there is no record of congressional recommendation one way or the other. However, when the petitioners make reply with more details the department will decide upon some course of action.—Lakeview Examiner.

MOODY ON LAND LEASING.

Representative Moody, during his visit here this week, expressed himself to a number of our people as being in favor of a land leasing bill, provided one could be framed that would be satisfactory to all concerned. Mr. Moody said that if the people opposed such a measure it would not be passed. He is of the opinion, however, that the only way the small men can hold their own is by having such a law on our statutes. He thinks that instead of retarding settlement in stock sections it will accelerate such, as home-seekers would more readily take land where they were assured of range for stock and not in constant danger of being crowded out. He says no bill will be entertained by the public lands committee, of which he is a member, that will in any way interfere with the homestead law, and that leases would not be made for a longer period than five years, at which time they would be re-adjusted. Mr. Moody spoke of a local option clause which would provide for local organizations to distribute the land. For instance, Harney county stockmen would have the privilege of distributing the range to suit themselves. Should such a law pass, Mr. Moody says, provision would be made to give the actual resident owner the preference over non-resident owners. He failed to convert any of our stockmen to his views, however, and they still fail to see the benefit to be derived from such a law. Mr. Moody informed THE TIMES-HERALD that the administration favored a leasing bill, and he thought our people would also advocate it when we understand the matter.

Cow Ordinance Repealed.

At a meeting of a number of our business men last Sunday evening it was decided to petition the city council to make arrangements to have the range cattle kept out of town. Accordingly a petition, signed by many of our citizens, was presented last Monday evening at a special meeting of the "city dads." It did not have the desired effect, it seems, as immediately after the petition was read a motion was made to repeal the cow ordinance, and it went through without a dissenting vote. The whole thing was brought about by the marshal impounding a number of range cattle which had strayed in to town and the owners objecting to the payment of the charges. The business men were appealed to and told it was injuring the business of Burns.

The petitioners asked that the council provide a means of keeping the range stock out of town, and pay the expense out of the city treasury. Our authorities considered that no partiality should be shown, and if the town cow had to be impounded her country sister should be served likewise. They also state—which is a fact—that the people of Burns are taxed to death now and to incur the additional expense of a man to herd range cattle out of town would not meet with approval. The council has been increasing our fire apparatus considerably during the past year and it still needs a few hundred dollars worth more of paraphernalia to make it efficient. This is given as one reason for their not acting as one reason for their not according to the wishes of the petitioners.

The matter is to be deplored, as our people want a cow ordinance and should have one. The matter of outside stock could—and in all likelihood would—have been satisfactorily adjusted at the meeting of the Stock Association which is called for tomorrow afternoon.

The Emmett Clark Case.

The first of the week the supreme court handed down the following decision in the land case of Emmett Clark:

Charles Altechul, appelland, vs Emmett Clark, respondent, from Harney County, M. D. Clifford, Judge, reversed; opinion by Justice Wolverton.

This was an action to recover possession of a tract of land in Harney county. It is stipulated by the parties that the plaintiff holds the record title and adverse possession for the period of more than ten years prior to the commencement of the action is the sole defence interposed. In 1883 Elouzo N. Fleming settled upon the land and in 1885 filed a preemption

declaratory statement for 40 acres thereof. After extended litigation in the Land Department, this entry was canceled. No attempt was made to derive title from the government to two other parcels of this tract of land. The defendant is Fleming's successor in interest. The plaintiff claims through the Willamette Valley & Cascade Mountain Wagon Road Company. It was stipulated that as to the 40 acre tract there was no approval of the wagon road company's selection, by the Secretary of the Interior prior to June 25, 1899, and as to the other two tracts no approval by the Secretary of the Interior prior to 1893. The Supreme Court holds that by his attempt to gain title from the government by preemption Fleming admitted title in the government, and is therefore estopped from claiming adverse possession during his proceedings in the land Department. As to both the 40-acre tract and the other two parcels of land, it is held that the statute of limitations does not run until the title is passed from the government, it is apparent that it has not yet run as to any of the land. The lower court left the question of whether Fleming intended to admit the title of the government to the jury, but the Supreme Court holds that this was error. The lower court held that title passed to the wagon road company when the selection list was filed and the fees tendered, but the Supreme Court holds that the title does not pass until the selections have been approved by the Secretary of the Interior. The verdict of jury in the lower court was for the defendant upon his adverse possession. The Supreme Court holds that a verdict should have been directed by the court in favor of the plaintiff.

Board of Equalization.

Notice is hereby given that the board of equalization for Harney county, Oregon, will attend at the office of the county clerk of the said county, on Monday, the 21 day of September, 1901, and publicly examine the assessment rolls, and correct errors in valuation, descriptions, etc., and to increase or reduce the valuation of property assessed, in the manner, and perform the duties as now prescribed by law, for the board of equalization for such county. All persons interested are hereby notified to appear at such time and place.

J. W. BUCHANAN, Assessor Harney County.

HARNEY COUNTY FAIR.

It has been decided to postpone the date of the Second Annual County Fair to September 30. The fair will continue one week beginning Sept 30 to Oct. 5 inclusive. This was decided upon for the reason that our people would be in better shape to take part in the affair and be able to bring in and arrange exhibits that could not be arranged at an earlier date. As soon as possible the premium list will be arranged and printed. Just at this time we are unable to state the exact amount to be given in premiums, we are assured, however of a good list and a great deal of attention will be given to farm produce and stock.

Teachers' Annual Institute.

School Supt. Bartlett informs us that the date for holding the teachers' annual institute has been set for Sept. 23, 24, 25, and Burns is selected as the place for holding the meeting. Supt. Bartlett says there will be a good attendance of teachers and hopes to make the institute more beneficial, if possible, than any heretofore held in the county. State Supt. Ackerman and Dr. Beattie, president of the Weston Normal, will be in attendance.

The programs will be sent to the various teachers of the county in a few days.

It may interest our readers to give the names of the committee appointed by President Lusk, of the American Cattle Grower's Association, to draft a leasing bill. These gentlemen are thoroughly competent of drafting a beautiful bill, but the next thing is to get it through congress; John P. Irish, of California; M. K. Parsons, of Utah; Bartlett Richards, of Nebraska; Henry M. Porter, of Colorado, and A. B. Robertson, of Texas. The committee will meet at Denver some time in September.—Vale Gazette.

Those Peacock, Ostrich and Turkey feather dusters at the Burns Furniture Co's. are beauties.

Religious Services.

Christian Science services at H. L. Brisco's residence every Sunday 11 o'clock a. m. and 8 p. m. Sunday school at 10 a. m. Meeting is also held each Wednesday evening at 8 o'clock. All are cordially invited to attend. Subject for tomorrow: "Mind."

Rev. A. J. Irwin will preach at Harney the 2nd Sunday of each month at 11 a. m. and 7:30 p. m. Sabbath school every sabbath at 2 p. m.

There will be preaching services at the Poison Creek school house every 4th Sunday at 2:30 p. m. Rev. A. J. Irwin, pastor.

At the Presbyterian church Burns, Rev. A. J. Irwin pastor. Devine services the third and fourth Sundays of each month at 11 a. m. and 7:30 p. m. Sabbath school at 10 a. m. every Sabbath morning.

Preaching services at the Baptist church every 1st and 2nd Sundays, morning and evening Sunday school every Sunday at 11 a. m. prayer meeting every Thursday evening.

Scaled Bids.

Bids will be received by the directors of Burns school district No. 1 to grade the school grounds, block No. 58. The grading to be done according to stakes set by Surveyor Johnson. Bids will be opened at 2 o'clock August 12, 1901, at the school house. Board reserves the right to reject any and all bids. C. G. SMITH, Clerk.

We wish to call the attention of our local horsemen to the date of the race meet at Long Creek which commences September 2d and continues five days. There will be \$800 in purses. For further particulars write T. D. Williams, secretary, Long Creek, Ore.

JOHN GEMBERLING, Jeweler and Optician. Open for repairing and optical work.

NEXT DOOR TO P. O.

NOTICE FOR PUBLICATION.

Land Office at Burns, Oregon, July 27, 1901. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before Register and Receiver at Burns, Oregon, on August 26, 1901, viz: John Christianson, H. R. No. 1236, for the NE 1/4 NW 1/4 and Lots 2, 3, 4, and 7, sec 18, Tp 28 S, R. 22 E.

He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Simon Lewis, Gerald Griffin, Scott Halsey, H. H. Elliott, all of Harney county, Oregon. Geo. W. Hayes, Register.

NOTICE FOR PUBLICATION.

Land Office at Burns, Oregon, July 25, 1901. Notice is hereby given that the following named settler has filed notice of his intention to make final proof in support of his claim, and that said proof will be made before the Register and Receiver at Burns, Oregon, on Thursday, the 1st day of September, 1901, viz: Reuben Merdies, 1st entry, No. 715, for the NE 1/4 Sec 26, Tp 28 N, R 29 E W 1/2. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: J. N. Huggins and Archie Remick, of Burns, Oregon, and W. B. Parker and P. M. Cheney, of Riley, Oregon. G. W. Hayes, Register.

SUMMONS.

In Justice's Court of Burns Precinct, Harney County, Oregon. N. Brooks, Leon M. Brown and Ben Brown, Co-Defendants vs N. Brown & Sons, Plaintiff.

A. Gillis, Defendant. To A. Gillis, Defendant: In the name of the State of Oregon, you are hereby required to appear and answer the complaint filed against you in the above entitled action on or before the 21st day of August 1901, and if you fail to answer, for want thereof, plaintiff will take judgment against you for \$200 for goods sold and delivered to you in Burns, Harney county, Oregon, at your special instance and request.

This summons is published by an order of the Justice of the above entitled court, made and entered on the 17th day of July, 1901, which orders the first publication thereof to be made July 28th, 1901. D. JAMESON, Justice of the Peace, Burns Precinct, said County, Oregon. Gorman & Corral, Attorneys for Plaintiff.

OUR NEW STOCK OF SPRING AND SUMMER GOODS

Is now arriving



OUR DRY GOODS DEPARTMENT never more complete than at present. We are preparing this year to assist all former efforts and continue the same.

Fancy Dress Goods and Furnishings. Our spring stock is up-to-date and consists many new novelties in ladies' Men and boys clothing, hats, shoes.

Headquarters For Fashions and Fashionable Goods. Our line of fresh

GROCERIES

Also find favor with our many customers.

LUNABERG & DALTON

CITY MEAT MARKET

P. G. SMITH, Proprietor. Fresh Beef, Pork, etc. in any quantity desired. Bologna and Sausage of all kinds always on hand. Your patronage solicited.

White Front Livery, Feed & STABLE.



McClain & Biggs Proprietors, Burns, Oregon. This Stable is located on the corner of First and B. Streets, and has competent help. Runs a Job Wagon, takes orders to any part of the Country.

M. FITZGERALD, PRESIDENT F. S. RIEDER, SECY AND TREASURER. BIGGS & TURNER, ATTORNEYS.

Eastern Oregon Title Guaranty Co.

INCORPORATED. Abstracts Furnished and Title Guaranteed. To all Lands in Harney County, Oregon.

THE CAPITAL SALOON.

TRISCH & DONEGAN, Proprietors. Burns, Oregon. Make This Headquarters.

Commercial Hotel

(French House building) MESDAMES HOUSAM & JORDAN, Proprietors. Board by the day, week or month. Large, clean and comfortable rooms. Everything under the personal supervision of the landladies.

TRAVELING MEN'S HEADQUARTERS

Centrally located with Sample rooms in connection.

PLANO

Harvesting Machines. Sell Solely on their Merits.

—Not because they have once served someone's "Grass" but for what they'll do for you. —Not because the price is lowest (they cost more than any other) but because they "fill the bill."

They have roused the bitterest opposition from competitors. You'll see the reason why if you but try them. They are thoroughly up-to-date and practical farm implements from tongue to tire—save time—save money—save worry.

Come in and look them over—'twill pay you to be present. Binders, Mowers, Hay Rakes, Sickle Grinders, Twine. C. H. VOEGTLY, Burns, Oregon. Sole Agent for Harney County.



THE JONES LEVER BINDER-- The Only Binder with a Fly Wheel.



THE JONES CHAIN MOWER.



THE JONES HAY RAKE.