The Times-Rerald.

	SATURDAY. FEREVARY 15, 1902.						
JUI	LIAN	BYED	-	-		-	Manage

LEASING PUBLIC DOMAIN.

To Oregon there is no more important measure pending than the one by which it is proposed by act of congress to lease the unoccupied public domain west of the one hundredth meridian to the livestock owners. Compared with a law which would give into immediate and exclusive control all the vast stretches of desert land in thirteen of the great states and territories of the West, the forest reserve act for waste and profligacy sinks to insignficance.

In Oregon there are hundreds of thousands of acres of unoccupied public domain awaiting reclamation by artificial irrigation and subsequent settlement by thousands of industrious people which can never be occupied for other purpose than for grazing in case congress is induced by the strong lobby representing and paid by the National Cattlegrowers Association to make a wholesale job of leasing it to a distinctive class of citizens.

Portland is interested in the defeat of the scheme which would depopulate several counties of the state and turn them over to stock men, most of whom are non-residents and who supply their ranches with merchandise purchased in another state.

The present population of those counties now is supplied by the merchants of Portland who sell large invoices to the interior merchants. These Portland merchants hope that the present population of the interior counties of the state will be increased by immigration of people induced there by the advantages we are advertising among the pecple of the older states.

But let no one suspect that the object of the proposed bill is to increase population, though agricultural lands are exempted from the operation of the proposed law. When the grazing lands of Eastern gand Southern Oregon are leased to the stock men who now occupy, and with comparatively few settlers, who will want to settle upon agricultural lands in a stock country where all the graz-

of the public lands would by ab- River to plaintiff's land through an solutely barred for at least that alleged natural channel. Some period of time.

range should be along the follow- divides into two branches, called gon you are hereby required to ap- and John G. Saxton has been dising lines:

ated.

the following:

acres, to be selected wherever he Fork a short distance below where actual settlement.

Any number of settlers desiring plaintiff adjoins the defendants land

bine their permit privileges under of a mile from the river. At the at six per cont per annum from July ome co-operative form of use of upper end of defendant's land 27th, 1800; for \$54.75 with interest the range, so that all the settlers there has been, from time imme-in a single valley or within a given morial a natural slough through September 19th 1900; for \$8 09; for which the natural slough through \$20 00 with 6 per cent interest theregrazing area could be given the which the water has been accusexclusive right of occupancy and tomed to flow during the high water sum of \$112.00 with interest at the control in common. Thus, 100 upon plaintiff's land. In 1888 the defendant construct-

settlers would be entitled to exclusive grazing permits over 256,000 acres of grazing land, the surplus water. At the same and disbursements herein; which they could enclose with a time he put in a short flume and single fence, or, at comparatively headgates so as to regulate the flow order of the Hon. James A Spar-

These grazing privileges to to increase the flow through the quires this publication to be made which each settler would be en- slough. In 1899 he closes the in The Times-Herald for six suctitled should be inalienably appur- headgates so that no more water cessive weeks. tenant to the farm, and non-assign- flowed across defendant's land to able except with the farm. And plaintiff's land. The lower court no one settler should be allowed found that plaintiff was entitled to to hold more than one grazing have the water now through permit. This would enforce a continuation of small holdings of 1898, four feet deep and four feet a headgate put in by defendant in both farms and grazing lanus.

wide, with the gate raised four The excess area of grazing inches from the bottom of the ands, remaining after all settlers flume. The decree also gave the now in the region had secured plaintiff authority to enter upon de- Harney county Oregon administra- Oregon. made the 7th day of Jantheir appurtenant right, might be fendant's land to regulate the flow tor of the estate of Ralph Brown, 1902. All persons having claims apportioned in areas of any ex-tent, to present users under graz-The Supreme Court holds that deceased. All persons holding the suit the said estate shall pre-tent the supreme Court holds that claims against said estate shall cont them with the proper voncher. ing permits, but such permits plaintiff is entitled only to the natof any new settler at any time to through a channel two feet deep within six months after the date of G. Saxton, my attorney, Burns, secure out of this excess area his and fifteen feet wide. It also holds this notice. appurtenant grazing privilege of that plaintiff has no right to regulate the flow of water or go upon four sections.

It is true that such a plan as defendant's land, and that all the court can do is to compel defendant this would not suit the more to restore the river bank to its norgrasping of the stock-growers, mal condition and permit it so to but it would promote the reclama- remain. As the dam was put in tion of the irrigable lands and by defendant, he can take it away their settlement, and would bring if he wishes. about a gradual subdivision of the

range so that when the irrigable Judge C. H. Brown, C. W. Mal- heirs of J. B. Craig, deceased, and Court of the State of Oregon made lands were all reclaimed the range lett and R. J. Williams were On- to all persons having an interest in and entered July 6th 1902 the unwould be subdivided into a multi- tario visitors yesterday from the the estate, that the administrator dersigned was appointed administude of small holdings capable of White settlement. Mr. Williams, court by order made and entered the highest care and productive- who has been feeding his cattle this January 3d, 1902, fixed Saturday, and dead, and all persons having ness, and without any interference winter at Mallett and Brown's has February 15, 1902, at 1 o'clock p claims against her estate are herewith any of the vested right, the disposed of his entire band, 270 m of said day, at the county court by notified to present the same to room, in Burns, Oregon, as the the undersigned at the residence of reclamation and settlement of the head, to Frye, Bruhn & Co., of time and place of hear ng such ob-Walter Cross on Trout Creek in arid public lands would have been accomplished accomplished. April .- Ontario Argus.

Newman, Defendant. To John I. Newman, the above-

four or five miles below where the named defendant: Any bill for the control of the river turns into Harney Valley it In the name of the State of Ore-

respectively the East and West pear and answer the complaint filed olved by mutual consent. All per-Fork. From this point down to Malham Lake the East Back to action on or before the date of the sons indebted to the aforesaid firm No leaseholds should be cre-Malheur Lake the East Fork has last publication of this summons will settle with John G. Saxton. Dated this the 11 day of January

Dissolution Notice.

The co-partnership heretofore

GEO W. HAYES.

JOHN G. SAXTON.

existing between Geo. W. Hayes

Petition For Liquor Licence.

To the Honorable County Court of

petition your Honorable Court to

grant a license to N. J. Lewis & Co.

Harney county, State of Oregon.

We the undersigned legal voters

a fall of not to excee 11 feet to the to-wit: the 1st day of March 1902; Grazing permits might be mile, and its banks are somewhat and if you fail to answer for want 1902, granted under some such plan as higher than the land a short dis- thereof plaintiff will take judgment tance from the river. The land ly- against you for the following sums

The owner and occupant of ing between the forks is known as for \$72.50 with the interest thereon 160 acres of agricultural land to "the island," and of this the plain- at the rate of ten percent per annum be allowed an exclusive grazing tiff owns 160 acres. The defendant from November 14. 1900 and \$7.25 permit over four sections, 2,560 owns 160 acres of land on the East attorneys fees; for \$185.00 with interest thereon at 6 per cent per anacres, to be selected wherever he chose, with privilege of fencing, and subject to cancellation only The island land is naturally irriga-The island land is naturally irrigated by water flowing from the river \$40.85 with interest at six per cent for purposes of reclamation and through natural sloughs or depress- per annum from January 1st, 1901; for \$259.00 with ten per cent interions. The island land owned by

to sell spirituous, malt and vinous est thereon from the 1st day of Janliqours at their place of business uary 1901 and #25 00 attorneys fees; to do so to have the right to com- on the south and is about a quarter for \$10.40; for 44.05 with interest in said precinct, in less quantities than one gallon, for a period of six months, commencing on the 9th day of Februany 1902: M B Hayes, Albert Cawlfield, C W Drinkwater, GeoW Clark, Walter Gray, Robert Drinkwater, P on from February 8th 1900; for the Oard, J T Oard, L B Hayes, J Sitz, A C Spurlock, Joe Rector, J rate of six per cent per annum from

P Cochran, Wm E Gray, M V Smith, E D Jordan, Wm L Clark, January 1st 1901; and for the fured a ditch near the south line of thur sum of \$145.00 with ten per I B Clark, P F Heinz, G E Parker, cent interest thereon from January plaintiff's land, so as to utilize the list. 1901 together with their costs N O Oard.

Notice is hereby given that on This summons is published by Wednesday, the 5th day of February, 1902, we will apply to the small expence, herd their stock of water where it enters the slough within this area. from the river. He also built dams uary 18th. 1902, which order re- cense as specified in this petition. N. J. LEWIS & Co.

> The date of this first publication hereof is January the 18th 1902.

BIGGS & BIG98. Attorneys for Plaintiffs It the matter of the Estate of

William Marrs, deceased. Notice is hereby given that the

undersigned has been appointed

Notice is hereby given that the undersigned R. H. Brown was on of the estate of William Marrs, dethe 2nd day of January 1902 duly ceased, by order of the County appointed by the county court of Court, for Harney county, State of per vouchers at the office of Biggs within six months from the date of

Dated this 11th day of January R. H. BROWN 1902. Administrator of estate of Ralph Brown, dec'd.

Notice of Final Settlement.

In the matter of the estate of J. B. Is hereby given to whom it may Notice is hereby given to the concern that by order of the County

has filed his final account, and the trator of the estate of Janie Sher

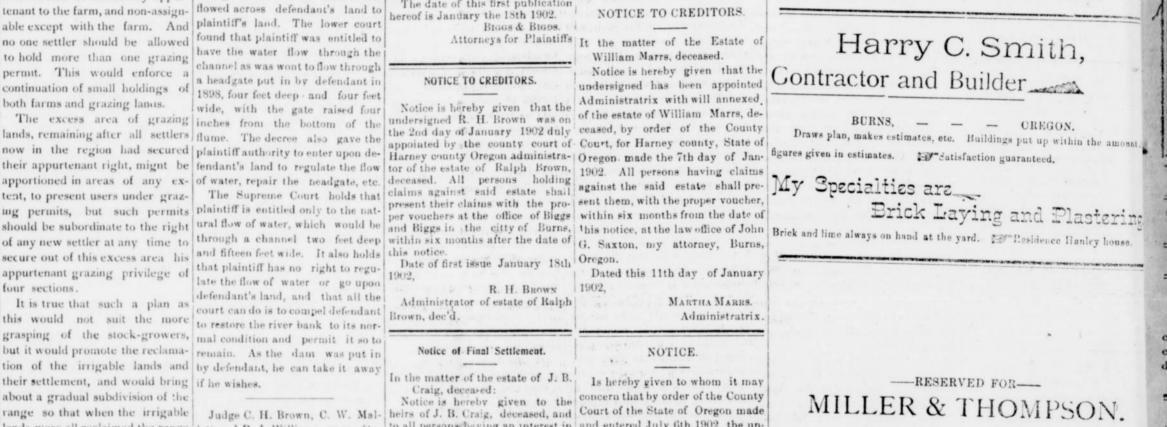
At the

SAME OLD STAND We are Prevared to show our Patrons the **Best of Winter Wearables** Heavy Uuderwear, Overcoats, Felt Boots, Rubbers Overshoes, Blankets, Hats, Caps, Etc. A 24 24 24 We invite the ladies to call and inspect the new things in the line of new Dress Goods that we are now handling. We have many new articles that are of special interest to them. UNABERG & DALTON M. FITZGERALD, PRESIDENT F. S. RIEDER, SECY AND TREAS. BIGGS & TURNER, ATTORNEYS Eastern Oregon Title Guaranty Co. INCORPORATED. Abstracts Furnished and Title Guaranteed To all Lands in Harney County, Oregon REAL ESTATE Office in Bank Building, Bought and Sold on Commission.HOTEL ONTARIO ... FRANK SMITH Propt., ONTARIO, OR.

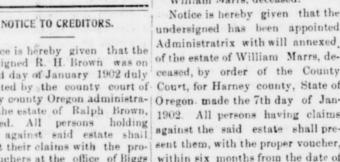
The-Largest Hotel building in Maiheur County. Best equipped, best managed and most popular hos telry in Eastern Oregon.

HEADQUARTERS FOR HARNEY COUNTY PEOPLE.

First-Class Baria Connection.



They will have something to say next week.



Date of first issue January 18th Oregon.

ing lands are in the exclusive control of parties who have obtained the right of possession under the proposed measure. The Oregon delegation in congress should be called upon by every commercial organization in the state to work and vote against the bill.-East Side Herald.

Geo. H. Maxwell commenting half of the settlers and small stock on the proposed land leasing bill in the National Homemaker, has the following to say in part:

The preference right given to stock-growers, now using the land, may be exercised over any area, in any county or State, and the large single owners and comover hundreds of thousands of acres, would undoubtedly absorb under leasehold enormous areas which they now use or claim to big outfits as to the right to lease, the settlers would get the worst of it, and no one knows and attractive sheet filled with this better than the settlers them- much interesting matter. We selves.

As a general thing the big outfits control the water supplies without which these lands are worthless for grazing or for any construction of reservoirs and canals by the National Government as advocated by The National Irrigation Association and recommended by the President in The following was elipped from his message and the Secretary of the Oregonian of Feb. 11:

become practically vested rights Bean. of exclusive possession for twenty The object of this suit was to re- Charles J. Johnson and Sam Bailey

The political friends of Congressman Moody are much gratified to learn of his efforts in be-

the land leasing bill presented by

the American Cattlegrowers' Association. It is not a matter of tive Moody has shown that he is cayalry purposes, looking after the interests of his

constituents and we all commend panies, the big outfits ranging him for his good work, regardless of party.

> Portland, of which J. B. Hunting- against animal. ton is editor. It is a very neat wish the East Side Herald liberal support and success.

Indiana people are making some was appointed administrator of the fuss about a hog with six feet, two and all persons holding claims other purpose, and the only way more than the regular pattern. against the estate are hereby notifiby which they can be made avail- Oregon has some with but two fect ed to present the same to me at able for settlement is by the and no one is proud of them either. my residence near Drewsey, Oregon

Decided in the Supreme Court.

the laterior in his Annual Report. F.L. Mace, appellant; from Harney Under the provisions of section County, M. D. Clifford, Judge; mod-

years, and all possibility of any strain defendant from interfering composing the firm of Johnson & further reclamation and settlement with the flow of water from Silvies

tor's account.

HORSES WANTED.

James Sherman, who is buying men of this section by opposing cavalry horses far the English government, wishes to inform horsemen that he will be in Burns until Mar. 1st. He offers \$33 per head for politics, however. Representa- geldings and \$28 for mares. The animals must all be suitable for

ESTRAY.

One roan mare was sent to my place shout Dec 1st last, by mistake, Weight 1000 lbs, branded We acknowledge receipt of the with a screwplate on left hip use. If any conflicts arose be- East Side Herald, a new S-page and vented, also W over the other tween the small settlers and the weekly paper just started in East Owner please call and settle bill

> J. H. WITZELL. Burns Oregon.

NOTICE.

Is hereby given that by order made and entered on the Sth day of February 1902 the undersigned verified as by law required, within six months from the date of this

Dated this Sth day of Feb. 1902. I. M. DAVIS. Administrator.

SUMMONS.

Oregon, for Harney County.

Bailey, Plaintiffs, vs. John L.

the balance to be delivered in and settlement of the administra- the date of this notice. Dated at Burns, Oregon January

Dated January 4, 1902. A. L. VANDERPOOL,

Administrator.

11th 1902. L. W. SHEPARD,

NOTICE.

Administrator.

CITIZENS BUSINESS COLLEGEAND

CORRESPONDENCE SCHOOL

Affords the people of East and Central Oregon all the opportunity of a first-class modern Business College. It is a home institution covering every course involved in Business College work. Its rates are the same as charged eisewhere and the methods are the same. Students admitted at any time. fustruction at the College or by mail. During the summer months the College will conduct a

SUMMER NORMAL SCHOOL

For teachers and others who desire a reviewing or preparatory course. For specimens of pen work, and full information on Business College subjects, address

> M. E. Rigby, Prin., Burns, Oregon.



Burns Oregon.

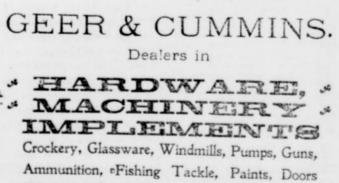
Make This Headquarters.

CITY MEAT MARKET

3 of the ball, the leaseholds would ified. Opinion by Chief Justice In the Circuit Court of the State of Fresh Beef Pork, etc. in any quartity desired. Head Cheese Bologna and Sausage of all kinds always on haud

Your patronage solicited.

P. G. SMITH, Propt.,



Windows, Garden Seeds Etc. .*

Sole agents for Rider-Ericsson Engines.

Only Tin Shop in Harney County.

White Front Livery, Feed & Sale STABLE.





McClain & Biggs Proprietors,

Burns, Gregon

This Stable is located on the corner of First and B. Streets, and keeps M and grain on hand. Has competent help, Runs a Job Wagon, Takes passer , gers to any part of the Country.