

The Times-Herald.

SATURDAY, OCTOBER 24, 1903.

SUBSCRIPTION RATES:

One Year \$1.00
Six Months .60
Three Months .35

JULIAN BYRD - - - - - Messages.

Chas. W. Hill and L. Bush Livermore, publishers and editors of the Baker City Herald were indicted for libel in Baker county last winter and last week they were tried at Union on the first indictment and acquitted. Now they have brought suit against District Attorney Sam White and County Judge Travillion for \$20,000 damages, the publishers were held to answer to 12 counts and have the eleven others to face yet. It may develop into something interesting yet.

CIRCUIT COURT DOCKET.

Following is the docket that will occupy the attention of circuit court which convenes next Monday morning:

EQUITY.

Citizens Bank vs M. L. Lewis Flora Lewis and Fred Haines—foreclosure of mortgage.

Henry Miller vs Fred L. Allen, Ed Catlow and —Catlow—injunction.

Eta Hayes vs H. M. Horton—partition of real estate.

C. E. McPherson vs Citizens Business College—foreclosure of mechanics lien.

A. J. Gardner vs Mattie Gardner—divorce.

Venie Chancellor vs Andrew Chancellor—divorce.

Pearl Shull Shull vs Ties Shull—divorce.

J. H. Neal vs E. H. King, Alice King and Corbill Bros injunction.

S. S. Williams et als vs Wm. Altnow et als—injunction and restraining order.

A. Miranda vs Ed Carlson—injunction.

Chas. Altschul vs C. A. Sweek and I. A. Sparrow—to quiet title and recover money.

Joel Sturtevant vs Kathrine Sturtevant—divorce.

J. H. Jordan vs Dan Jordan—to quiet title.

L. Woldenberg vs Garis Berg—accounting.

E. S. Pendfield vs George and Mary Starclift—Note.

James Gentry vs Thos Arnold—accounting.

CRIMINAL.

State of Oregon vs J. P. Dickson—larceny by stealing cattle.

LAW.

Newton Hoover vs W. J. King, Alice Bartlett and George Bartlett—recovery of real estate and damages.

C. A. Sweek vs J. A. Sparrow—action to recover money for services.

Oregon Liquor and Cigar Co. vs J. A. Weatherly—attachment.

O. W. Porter vs Thos. B. Jones—breach of contract and recovery of chattel property.

Oregon Forwarding Co. vs C. L. Newman—attachment.

W. L. Jackson vs R. V. Jackson—attachment, judgment and order of sale.

Guy Hembree vs J. N. Hardisty—attachment.

Guy Hembree vs Otto Hardisty—attachment.

John Clark & Sons vs John W. Jones—attachment.

Citizens Bank vs Geo. Shelley—attachment.

Biggs & Biggs vs C. W. Rann—attachment.

Chas. Altschul vs Sarah E. Martin, Emmet Clark, Robt. Irving M. Fenwick, J. O. Buyard, J. W. Shown, A. F. B. George—ejectment.

Lucy Malon vs T. J. Simmons—attachment.

Among other things to come before the grand jury or district attorney are E. Clark and Jack Million accused of stealing horses; Thos O'Brien held for stealing a horse and spurs from a Southerland; two or three cases for selling liquor without license, the killing of Saxton and West, and Tom Murry for shooting Egbert.

Rodney, the young son of Mr. and Mrs. V. G. Cozad, had the misfortune to fall from the swing rings on the public school grounds

last Sunday and break his wrist. The fracture was a serious one but Dr. Fell who reduced it, says that the boy will probably have a good arm again, as he is young and growing. The little fellow displayed remarkable fortitude, undergoing the painful operation without anesthetics, which, he said with grim humor, made him sick.—Grant County News.

R. J. Ivers and wife, of Watson, were in the city Friday, returning home from Weiser where they had been to attend the funeral of Mr Ivers' sister, Mrs. Lucinda Woodland.—Ontario Democrat.

The condition of Judge M. Dustin has not improved satisfactorily, since his painful accident at Long Creek, and his relatives have determined to try the efficacy of a sanitarium with a view to securing his complete restoration. Frank Foster has gone to Whitney with the judge and Mrs. Effie Brandt and children, en route to Portland. Mrs. Brandt will accompany him to Portland and the judge will enter the private hospital of Dr. G. W. Coe, brother of Editor Coe of the Rangler. Mrs. Brandt returning home. In case it seems best Bailey Dustin will also attend the judge from Sumpter.—Grant County News.

C. W. Hill, publisher of the Baker City Herald, states that while east some weeks since he met Major Bonta in Philadelphia; that that gentleman seemed to be strictly "in it," is doing business with good people and Mr. Hill has no doubt but what the electric line to Prairie City will be constructed. He made a special effort to ascertain the status of that proposition and everything seems to be entirely satisfactory. Major Bonta will return to Baker City at an early day. A rumor has been circulating in Sumpter to the effect that the men employed on the surveys, thirty-five or forty in number, were paid their last month's wages with O. R. & N. checks; though this statement could not be verified.

ADDITIONAL LOCAL NEWS.

We will not be under sold on quarters of beef.—Levens & Mace.

Don't overlook the court week dances, Tuesday and Friday nights.

J. A. Smith, who is at present with the Geological survey, is in from camp together with others of the party.

Call and see the fall and winter samples and fashions for ladies suits, coats and jackets. At Mrs. Chas. Wilson's.

The Fair Association will give two public dances next week, one on Tuesday and the other on Friday evenings. The proceeds will be used to make a deficit from the recent County fair. The committee in charge will give the dancing public a good time if possible. Jack Dennis' orchestra, will furnish music and Harry Smith will have charge of the floor.

The Oregonian's Washington correspondent states that Senators Fulton and Mitchell felt no concern over the delay in appointing A. W. Gowen as receiver of the land office here. He further states: "It is believed Receiver Nowell will be allowed to continue in office up to January, as his present bond extends to that time. A change is looked for early in the new year. Meanwhile Secretary Hitchcock is looking up Mr. Gowen's record."

M. Fitzgerald* of arrived this evening from Winnemucca. The authorities of Humboldt county objected to his taking Kertz from Nevada without the proper papers and Mr Fitzgerald returned to Ontario expecting to find District Attorney Miller there and get the necessary papers. Upon his arrival there he found Mr Miller had come to Burns, therefore the Nevada officials released the prisoner. Mr Fitzgerald learned that Egbert had stopped at Quinn. Rizer crossing one night where it was known that he had murdered officers in this county and although there were eight or ten men there they never attempted to hold him.

HITCHCOCK CAN DO NOTHING FOR US. Governor Chamberlain's Mission Proves Fruitless

Oregonian News Bureau, Washington, Oct. 21.—Secretary Hitchcock today made it plain to Governor Chamberlain of Oregon, that, under existing laws, the Interior department can do nothing for the relief of purchasers of state indemnity lands, in cases where the state selections are cancelled because of the insufficiency or invalidity of the base offered. He pointed out, however, that if the state desires to act in entire good faith toward the purchasers of its lands there were several opportunities for doing so, wholly within the reach of the state land board.

Governor complained that under the present practices when state selections are rejected by the Secretary, "scrippers" often located on the very lands previously sold by the state, thereby driving out those who purchased from the state. Such methods he maintained, were in the interest of corporators and speculators, rather than in the interest of actual settlers. He asked that hereafter, when state selections are rejected, the purchasers of such lands be given preference right to settle or file on the same as soon as the rejection is effective.

While he admitted "scrippers" have profited by reason of the rejection of state selections, the secretary explained that the department is in no way responsible. As to giving preference rights to persons who have purchased state lands and afterward find themselves landless, he said the law would not permit of such action, and he did not think it expedient that the law be amended to make such concessions.

A great deal of the present confusion in Oregon grows out of the act of the state Legislature, passed in 1897, which requires the state land board whenever an indemnity selection made by the Governor has been approved by the local land office to sell the lands selected, in advance of their final approval or final action by the Secretary of the Interior. It must be understood that a state indemnity selection is not valid until it has been approved by the Secretary, and any sale made by the state, on the primary approval of a local land office, must necessarily be subjected to the final action of the department.

The carrying out of this state law has often put the state land board in the position of selling something it does not possess, especially in cases where it has sold both base and indemnity lands, and having sold lands to which the state had no title, repayment has been demanded.

Secretary Hitchcock told Governor Chamberlain that he sympathized with him in his efforts to straighten out a bad tangle, and he believed him to be earnestly and honestly laboring in the interest of the state, but there was no way in which the department could assist him beyond advice.

"The Woodman of the World," a \$3.50 Shoe for Gentlemen, manufactured by Buckingham & Becht. Sold by Lunaburg & Dalton.

NOTICE OF ADMINISTRATION.

To all that it may concern: Notice is hereby given, that the undersigned, Ione Whiting, was on the 10th day of Oct. 1903 duly appointed Administratrix of the estate of Frank W. McClintock deceased and all persons having claims against said Estate, we hereby required to present them, verified as by law required, to me within six months from said 10th day of Oct. 1903, at Burns, Oregon. Dated Oct. 12, 1903. Ione Whiting, Administratrix.

A Cure For Dyspepsia.

I had Dyspepsia in its worst form and felt miserable most of the time. Did not enjoy eating until after I used Kodol Dyspepsia Cure which has completely cured me.—Mrs W. W. Saylor, Hilliard, Pa. No appetite, loss of strength, nervousness, headache, constipation, bad breath, sour risings, indigestion, dyspepsia and all stomach troubles are quickly cured by the use of Kodol. Kodol represents the natural juices of digestion combined with the greatest known tonic and reconstructive properties. It cleanses, purifies and invigorates the stomach. Sold by Burns druggists.

tion dyspepsia and all stomach troubles are quickly cured by the use of Kodol. Kodol represents the natural juices of digestion combined with the greatest known tonic and reconstructive properties. It cleanses, purifies and invigorates the stomach. Sold by Burns druggists.

CITATION.

In the County Court of the State of Oregon, for Harney County. In the matter of the Estate of Ralph Brown, Deceased.

To Edith Middleton; to the heirs of Sarah A. Markham, deceased, whose christian names are unknown, and to all unknown heirs of Ralph Brown Deceased—Granting:

You and each of you are hereby required to be and appear on the 8th day of November 1903, at the November term of the County Court sitting as a court of probate at the Court House in the city of Burns, Oregon, to show cause if any you may have, why an order should not be granted by said court for the sale of the following described real estate situated in the county of Harney and state of Oregon, to-wit: the North one-half of the South West Quarter, the South West Quarter of the North West Quarter and the North West Quarter of the South East Quarter of Section 22, Township 30 South, Range 33 East of Willamette the said property having been heretofore inventoried as the property of Ralph Brown (deceased) for the purpose of paying off the debts and expenses of administration of said estate, as listed and described in a petition now pending in the said court in the above entitled matter.

ADMINISTRATOR'S NOTICE.

In the Matter of the Estate of Willards N. Jorgensen, deceased. To all whom it may concern: Notice is hereby given that the undersigned, Jorgen Jorgensen has this 9th day of Sept. 1903, been duly appointed by the Hon. H. C. Levens, County Judge of Harney County, State of Oregon, administrator of the Estate of Willards N. Jorgensen, deceased and all persons having claims against said Estate are hereby required to present them, with the proper vouchers therefor, within six months from the date of this notice, to me, the said administrator, at my place of residence in Burns, Harney County, Oregon, or at the office of Parrish & Rembold in said county.

Dated this 9th day of September 1903. Jorgens Jorgensen, Administrator.

NOTICE OF FINAL SETTLEMENT.

In the County Court of the State of Oregon for Harney County. In the matter of the Estate of Emma J. Davis, Deceased.

Notice is given to whom it may concern that the undersigned has filed his final account as administrator of the estate of Emma J. Davis, deceased, and by order of the above named Court, Monday November 2, 1903, at 10 ten o'clock a. m. of said day, has been fixed as the time when said account will be considered and all objections thereto heard and determined.

I. M. DAVIS, Administrator.

UP-TO-DATE JOB PRINTING AT REASONABLE PRICES.

A good second-hand cook stove for sale. Inquire at this office.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, Burns, Oregon, September 18, 1903. 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 October 25, 1903, viz: Ed. E. No. 34 of Frank Norton, for the W. 1/4, S. 24, and R. 25, Sec. 8, T. 18 N., R. 25 W. 2.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, Burns, Oregon, September 18, 1903. 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 October 25, 1903, viz: Ed. E. No. 34 of James H. Davis, for the N. 1/4, S. 24, and R. 25, Sec. 8, T. 18 N., R. 25 W. 2.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, Burns, Oregon, September 18, 1903. 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 October 25, 1903, viz: Ed. E. No. 34 of James H. Davis, for the N. 1/4, S. 24, and R. 25, Sec. 8, T. 18 N., R. 25 W. 2.

NOTICE FOR PUBLICATION.

UNITED STATES LAND OFFICE, Burns, Oregon, September 18, 1903. 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 October 25, 1903, viz: Ed. E. No. 34 of James H. Davis, for the N. 1/4, S. 24, and R. 25, Sec. 8, T. 18 N., R. 25 W. 2.

ADMINISTRATOR'S NOTICE.

Take notice that by order of the County Court of the state of Oregon for Harney County the undersigned was duly appointed this 14 day of September 1903, Administratrix with the will annexed, of the estate of Allen T. Clark, deceased; all persons having claims against said estate are hereby required to present them, with the proper vouchers, within six months from the date of this notice, to the undersigned, Mary A. Clark, at her residence in Diamond Valley, Harney County, Oregon, or at the office of Parrish & Rembold, at Burns in said county.

Dated this 15th day of September 1903. MARY A. CLARK, Administratrix with the will annexed.

WINTER APPLES.

Of all the choice varieties are now ripe and ready to be picked; enough to supply Harney, Malheur and Grant counties.

Come one and all and lay in your fruit for the winter before it is too late.

Bring your packing material and camping outfit and be happy—but don't forget the CASH.

Price per bushel, for good winter apples in the orchard, 50 cts.

D. B. RINEHART, Prop't.

JOHN GEMBERLING, Jeweler, Optician and Engraver.

Fine Watch Repairing A Specialty.

OPPOSITE THE P. O.

Just Received Fall and Winter Goods.

We have just received a consignment of our Fall and Winter Dry Goods, Linens, Trimmings, ready made Skirts, Waists, Facsimiles, Outing Flannels, Ribbons, Laces, Muslins, Calicoes, ready made Clothing, Notions, in fact everything that is carried in an up to date General Merchandise Store. We carry the

BEST ASSORTMENT BEST QUALITY

As well as the BEST QUALITY

OF Dress Goods and Trimmings of any house in the county. This is admitted by every dress-maker in town.

We are here to please and to enter to wants. Call and see our new goods. They are of the

LATEST STYLES AND FASHIONS.

Prices lower Than Ever before. LUNABERG & DALTON.

CITY MEAT MARKET. LEVENS & MACE, Prop'ts.

Beef, Mutton, Pork. Full Supply always on hand.

HOME-MADE LARD, CORNED BEEF, BOLL. Special attention given large orders. Beef sold by the cut up to suit the customer.

Free Delivery to any part of the city and 11 a. m. to 12 m.

The White Front Livery. LEWIS & McHARGUE, Prop'ts.

New and Elegant Livery Turnouts Complete. Horses boarded by the day, week or month. Special care given all stock.

Special accommodations for Commercial. Cor. Main and B Sts., Burns, Oregon.

STEELE RANGES. CAST COOK STOVE. PARLOR STOVE. BOX STOVE. CAMP STOVE.

STUDEBAKER Wagons. Hacke, Buckboards, Carriages, Buggies, Camp Wagons.

TWO CARLOADS JUST ARRIVED. Complete line on hand.

Aermotor windmills, Aermotor Pumps, Irrigation Pumps, Pitcher Pumps, Bicycle Pump.

Galvanized Pipe, Black Pipe, Stove Pipe, Pipe Fittings—All kinds.

RIFLES, SHOTGUNS, TOY GUNS, AMMUNITION of all kinds for all of them.

Hunting Coats, Hunting Leggings, Caps, Gun Cases, Cartridge Cases, ETC.

HEAVY, SHELF, and SPORTING HARDWARE. Galvanized, Black and Smooth Wire.—Doors, Windows, Tinware, Granite ware, Enamelware, Steelware.

Oliver Chilled Plows, Sulky Plows, Gang Plows, Walking Plows, Disc Plows, Disc Drills and Harrows, Cultivators, Garden Cultivators—all kinds of Agricultural Implements.

GEER & CUMMINS, Burns, Ore.

BURNS LIVERY AND FEED STABLE. LEWIS & DIBBLE, Prop'ts.

Special attention to transient custom freight teams. Horses kept by the week or month.

FIRST CLASS LIVERY. Hay and grain on hand.

Your patronage solicited. South Main St., Burns.

REMEMBER.

If you buy an article at the City Drug Store and find it in any way unsatisfactory, bring it back and get your money back. I do not, at any time, want your money unless you are satisfied. I am not sentimental about it; I know it will pay me to treat you well.

THEREFORE if you are wanting anything in the line of drugs, medicines, toilet articles, perfumery, candies, books, periodicals, or anything usually carried in a first class pharmacy, give me a call and be convinced that those living out of town, will be glad for you to make the City Drug Store headquarters while in the city. Let your bundles until you are ready to leave town and they will be taken care of.

H. M. HORTON, Prop't.