

SUBSCRIPTION RATES: One Year \$1.00 Six Months .75 Three Months .50

JULIAN BYRD - - - - - Manager

The taxpayers of Harney county are certainly most fortunate in that there are no expensive trials.

There is still much speculation as to just when construction work will begin on the railroad through this valley and still a question as to the exact route.

A telephone report Thursday to the effect that all the railroads from Chicago west were tied up and 514,000 men were out on a strike, caused consternation among our citizens and much comment as to the result.

Mr. Harriman wrote a letter to a friend recently in which he said that the president had solicited funds from him during the 1904 campaign and that he had contributed \$50,000.

Gifford Pinchot, chief U. S. forester, in a statement recently made as to his administration of national forests, including 17,000,000 acres recently added to this domain, replied to criticisms in the late congress.

The Times-Herald asks the stockmen to compare this statement with the actual regulations of the reserve in this section of the state where an almost prohibitive grazing fee is charged—in fact an amount equal to the taxes paid by the stock owners.

that inestimable privileges are being granted the Western stockmen, while as a matter of fact it is exactly the opposite.

GRAND JURY REPORT.

In the Circuit Court of the State of Oregon, for the County of Harney—Regular April, 1907, Term.

To the Hon. Geo. E. Davis, Judge of the above entitled court: Comes now the grand jury duly and regularly empanelled in the above entitled court for the April 1907 term, and beg leave to submit this their final report.

We have been in session four days, during which time we have examined all matters brought to our attention, of which we had knowledge, and have reported into this court four true bills of indictment and one not true bill.

We have visited the home of the county poor of the county, and find the inmates thereof are well and comfortably kept and provided for; we have also visited the offices of the sheriff, clerk, treasurer and assessor of the county and find said offices and the records thereof carefully and neatly kept, but inasmuch as the county court has had the books and accounts of said officers recently examined by a competent expert, we have not attempted to make an examination of the financial accounts of any of said officers.

Our attention has been called to the careless manner in which the county school superintendent of the county is conducting his office, and we have made a careful and thorough examination into the reports and charges against said school superintendent and find that said school superintendent has been extremely careless and negligent, and we think has willfully violated his oath and disregarded his official duties.

We find that said school superintendent has been careless and negligent in the examination of the financial reports of the Districts in the county and has allowed said clerks to submit incorrect and erroneous reports; there is also a neglect on the part of said school superintendent in allowing some districts of the county to continue without making any final report, or if said final reports have been made to said School Superintendent he has been negligent and careless in his office and lost the same.

We also find that the said school superintendent has been careless and negligent in allowing incorrect or double enumeration of school children of the county, many of the children being enumerated in more than one district, even the school superintendent's own children being among this number.

We find that the said school superintendent has willfully violated the law in apportionment of the school funds of the county in this; that the said school superintendent does not charge the unexpended balance in excess of fifty dollars which remains in the hands of the district clerks at the end of the school year against the accounts of said districts and deduct the same from their next apportionment as by law required.

We also find that the apportionment made by said school superintendent in October 1905 gave \$70.50 to each school district in the county, while the law provides that \$50.00 only shall be apportioned to each district and the balance of the school fund apportioned to the several districts of the county according to the number of children residing therein between four and twenty years of age.

We also find that there is no record kept by the school superintendent as by law required showing the boundaries of the school districts of the county, nor is there any correct record or account kept with the school districts and the county showing the financial condition of any school district, and said superintendent is at a loss to know when he receives the district clerk's annual reports at the end of the school year whether the money as shown by the report as being expended by such school district is all the money received by said district during the year or not; an example of this kind being seen in the report from the Drewsey school district for the year 1905; which report shows a receipt from the school superintendent to be more than \$500.00 less than the amount actually received by said district during the year. As to what becomes of this amount of money this grand jury is unable to say.

We also find that there is no record kept by said school superintendent of the moneys received from teachers for certificates and permits. The institute fund of the county has been very negligently and improperly kept, and the money disbursed therefrom without any vouchers or receipts to show for the same.

We feel that this grand jury cannot too severely censure the said school superintendent for his carelessness and negligence, and recommend that the county court see to it that in the future the said school superintendent shall perform his duties in accordance with the law or refuse to issue his warrants for his salary.

We have made an examination of the County Jail and find the same to be as neatly kept as possible; but we observe that the said jail is in need of some repairs, and desire to recommend to the County Court that a new floor be provided for said jail.

And now having finished our labors, thanking the Court and officers for their courtesies and consideration, we respectfully ask to be discharged.

Respectfully Submitted, R. T. Hughes, Foreman, E. D. Baker, W. S. Haley, W. H. Mayfield, M. L. Harkey, Geo. Craddock, C. W. Loggao.

CIRCUIT COURT PROCEEDINGS.

The regular April term of circuit court convened Monday morning with Judge E. Davis on the bench. Dist. Atty. McCullough, Sheriff Richardson, Clerk Mothershead and other officers present.

A grand jury was drawn, the report of which will be found elsewhere in this issue. It was found on Tuesday that there were no trials requiring the service of a jury and the judge therefore discharged the jurors.

Among the visiting attorneys in attendance were Judge Webster of Portland and W. H. Broke and Dalton Biggs of Ontario. Court will adjourn today.

The following are the proceedings up to this morning: CRIMINAL

State vs. Frank Holliday—Assault with intent to kill. Defendant arraigned and plead not guilty. Case set for trial first day of October term.

State vs. Carl Walker—Assault and battery. Defendant plead guilty and was sentenced to pay a fine of \$100.

State vs. Martin Van Blacum—Assault with intent to kill. Plead guilty and sentenced to one year in the penitentiary.

State vs. William Robertson—Larceny from a building. Demurrer filed and sustained and defendant held until further indictment or information filed. Information filed. Demurrer to last information overruled. Plead not guilty and case set for trial second day of October term.

State vs. John Osborn—Larceny. Plead not guilty and case set for trial next term.

EQUITY

P. L. S. Co vs. Jasper Davis et al—Injunction. Continued on former order.

R. R. Sitz vs. A. S. Swain—Injunction. To be submitted on brief and decided in vacation.

J. C. Beatty vs. Carl Thompson—Injunction. Continued on former order.

American Land & Live Stock Co vs. J. C. Beatty—Injunction. Continued on former order.

Same vs. John Lubbingger, continued on former order.

W. D. Huffman vs. Fannie E. Smyth et al—Injunction. Continued on former order.

E. A. Young vs. Recorder's Court of Burns et al—Writ of Review. Continued on former order.

Harney County Bank vs. Tom Bennett et al and same vs. Robt. Terrell et al—suits to quiet title. Default of defendants in both cases and decree thereon.

W. T. Smith vs. Macy Smith—Divorce. Referred to official reporter to take testimony. Special reference to P. A. Morris, notary public Kay county Oklahoma, to take and report such testimony as defendant may submit.

Mary Woodbury vs. W. T. Woodbury—Divorce. No service.

John D. Thomas vs. W. P. Robinson et ux—Foreclosure of mortgage. Settled and dismissed.

Elma Jones vs. A. C. Finn et al—Foreclosure of mortgage. Demurrer to complaint overruled by consent. Reply filed.

Ona B. Cameron vs. H. B. Cameron—Divorce. Demurrer complaint overruled. Defendant declines to plead further. Default entered and referred to official reporter to take testimony. W. D. Huffman vs. Fannie Huffman—Mandate. Mandate entered and judgment thereon.

LAW

J. P. Dickenson vs. Tom Allen, sheriff—Recovery of money. On trial before court. To be submitted.

Miller & Thompson vs. W. L. & C. L. Nell—Attachment. Settled and dismissed.

W. T. Smith vs. Nick Young—Accounting. Demurrer. Continued for the term by consent.

NOTICE

Being unable to give our personal attention to the collection of the accounts due us, the same have been placed with Mr. C. H. Leonard. A year having elapsed since the dissolution of co-partnership a prompt settlement of the same is requested. MARSDEN & GEARY.

NO TRESPASSING.

Notice is hereby given that hunting and shooting upon the enclosed lands of the American Land & Live Stock Co. is strictly forbidden. Any person or persons found hunting or trespassing will be prosecuted to the full extent of the law. E. B. HILL, Ranch Manager.

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