

**The Times-Herald**  
The Official Paper of Harney County  
has the largest circulation and is one of  
the best advertising mediums in Eastern  
Oregon.

VOL. XXIV

# The Times-Herald.

BURNS, HARNEY COUNTY, OREGON, FEBRUARY 4, 1911

**The Great Harney Country**  
Covers an area of 6,428,400 acres of  
land, 4,634,951 acres yet vacant subject  
to entry under the public land laws of  
the United States.

NO 12.

## ADVERTISING THE STATE

### Should Be Officially Encouraged By the State Legislature

### HILL AND HANLEY HOBNOBBING

Suggested They Had Better Make Good Before Coming  
Back to Harney Valley--Some More Good Roads  
Information--Rep. Brooke and Irrigation Laws.

Louis W. Hill, president of the Great Northern railroad, was in Portland the first of the week, hobnobbing with Bill Hanley and other notables, but didn't say a word about extending the railroad into Harney Valley. He told Bill he was going to make another trip into the interior this spring and insisted that Hanley "chaperon" the party as last year, but Bill had better consider this proposition first before accepting. When Mr. Hill was here last summer he said that it was up to Hanley so far as railroad building in this section was concerned. The same day Mr. Hill told "Grandpa" Mace he would ride out of here on a Great Northern train inside of two years. "Grandpa" is still looking forward to the promised pleasure and Bill's neighbors expect him to make good his part of the agreement without any delay. Therefore it is a serious undertaking for these two to be caught in these parts together again for there is a suspicion in the minds of a few that must be allayed before they are safe.

While Mr. Hill made no public expression regarding future railroad building in the Harney country, he did say some things about the interior of Oregon that were good.

The recent sale of the Malheur Canyon rights of way held by the Hill interests to the Harriman system is not significant, he said. Such a transfer does not necessarily preclude the use by the Hill roads of any line that may be built. He expressed an inclination toward joint ownership of lines through sparsely settled districts. The parallel tracks through the Deschutes Valley are unnecessary he pointed out. The money spent in building the second line could have been used to much better advantage in new development.

Mr. Hill is even more enthusiastic over the development of this state than his father. He says the people of Oregon are not doing enough to exploit their wonderful advantages. He wants the legislature to make an appropriation for advertising purposes.

"I can go to Salem and tell the boys there what I know of state advertising from my experience in the states that have tried it. It will not be mere theory. It will be definite facts."

The state should place its stamp of approval upon every piece of literature that is sent out by the railroads, real estate agencies, the commercial bodies and by private individuals. Many people in the East fail to believe the alarming statements made about Oregon. Some of them are suspicious of promises of home-steads and five-acre land tracts. The truth of the matter is it sounds too good to be true. But if these assertions were backed by the endorsement of the state itself the prospective settler would have more confidence in what he reads."

That Oregon can become the home of 1,500,000 additional people in the next ten years was his unqualified declaration. This can be accomplished, he said, through proper publicity methods. While the state showed a healthy growth in the last ten years, he contrasted it with that of some of the Canadian provinces that have advanced in population 700 and 800 per cent.

"Why Oregon has more to offer its settlers than any state in the Union. Its resources are not limited to one line. It has great advantages in every line. If a man expresses his wants, Oregon can take care of him. Tell those things to the people of the East

public highways in this state will be second to none. I trust, therefore, that the gentlemen who are now banded together for the promotion of the good roads movement will keep ever in mind the idea of the practical and economical, and that out of their united efforts will come for Oregon a uniform and desirable system of public road building."

It was necessary for Judge Lionel R. Webster, Dr. Andrew C. Smith and others of the good roads association to say forcibly before the senate for the benefit of uninformed opposing senators that the proposed highway board and commissioner does not spend money obtained either from state aid or by counties bonding for road building in counties, but the county authorities locate the roads and spend the money while the state board and highway commissioner give advice and direction as to scientific construction of roads in each county. The vote that followed showed that a majority of the senate were not slow in understanding nor narrow in development ambition. When the Highway Board and Commissioner bill was approved great satisfaction was felt by the hundreds who had come before the legislature, because it was on that bill that the whole system of road making planned for Oregon counties depended. It was thought then that to secure the passage of the other bills would not be difficult, because upon count it was found that a majority of Oregon legislators stand for progressiveness and development and not for obstruction.

#### GOOD ROADS FIGURES.

Railroad rates cost a cent and half to three cents a ton mile. People kick at the cost. The average good Oregon wagon road transportation costs twenty-five cents a ton mile. The great majority of Oregon roads are not good and cost from fifty cents to one dollar a ton mile. A hard surface road of macadam construction costs eight cents for transportation a ton mile, yet it is only the farmer who mires his empty wagon when he goes to town in the Oregon winter that kicks at the cost.

The figures just given were obtained after careful computation from every section of Oregon by the Oregon Good Roads Association. The contrasts in costs on good and bad roads has given the association more courage to continue its fight for better-built highways in this state. Railroad rates make much difference in cost to consumers and profits to producers. Thus says the Good Roads Association the increased transporation cost of bad roads takes money from the farmer's pocket and adds to the price of living without profit either to the producer or the consumer; since the mud swallows all the difference and never makes returns.

When advocates of good roads from every section of Oregon went before the legislature last week they had the tremendous cost and the effective development restriction of bad roads in mind. They were a little disappointed when some of the legislators urged that each county could conduct its own road building without help. It was believed that broad-minded legislators would know that the very purpose of their gathering to make laws was to work in unity for the good of the state and for every county in the state, and that concerted action in road building was perhaps more important and more essential than any other state activity.

Governor Oswald West, in an interview, answered this mistaken idea on the part of the legislators when he said "it is a notorious fact that the road work of the state has been done in the past upon a crazy quilt hit and miss plan which gave no permanent relief from bad and often times practically impassable roads. There can be no doubt concerning my desire for the inauguration of a sane and sensible system of building good, serviceable, permanent highways in the state of Oregon. I am heartily in favor of the construction of good roads and hope to see the time speedily arrive when the

## ILLEGALLY INDICTED!!

### Timber Trespass Cases Against Wm. Hanley and J. Frank Adams

### COURT AND PROSECUTOR AGREE

### Land Department and Department of Justice Held to Have Been In Error In Policy Followed In Recent Years--Other General and State News of Interest.

That the United States Department of Justice has no right to prosecute individuals for trespass upon timber lands, or for cutting timber upon Government land unless more than \$50 worth is cut in one year or if it is used for other than mining, agricultural or domestic purposes, was the statement made by United States District Attorney McCourt before Federal Judge Bean yesterday morning, says the Oregonian of recent date. The question came up upon Mr. McCourt's application for dismissal of the indictments against William Hanley and J. Frank Adams of Klamath Falls, charged illegal timber cutting. The indictments were dismissed, Judge Bean saying he had no doubt that the statement of Mr. McCourt as to the law was correct.

In moving for a dismissal of the Hanley case, Mr. McCourt said in part:

"In the first place, Mr. Hanley has fully settled his civil liability for the timber removed by him. In the next place, it seems that the Land Department or the Department of Justice has been laboring under an error for some time in the procedure in these cases for trespass on timber lands.

"The Circuit Court of Appeals for the Eighth Circuit, a few years ago, decided that this section 4461, so far as the public land states were concerned, had been amended or a portion of it repealed by implication by the passage of the timber and stone act, which prohibits the cutting of timber upon the public lands for the purpose of export or sale, and provides a punishment of a fine, merely; while section 2461 of the Revised Statutes provided imprisonment and a fine not less than--I don't know whether double or treble--the value of the timber cut.

"Now, in that case, United States vs. Morgan, the Circuit Court of Appeals held that the timber and stone act repealed or amended that act insofar as the punishment was concerned, that is, it did away with the imprisonment altogether, and that it left the law so that a person could not be prosecuted for cutting timber upon the public domain unless he intended to sell or dispose of it.

"In this case, Mr. Hanley cut this timber for the purpose of using it in a dredge that he was operating on what is known as the 'P' Ranch in Harney County. They were cutting a channel through for the purpose of reclaiming a swamp--so that, under that decision, Mr. Hanley had no criminal responsibility whatever and should not have been indicted.

The Land Department and the Department of Justice have been going ahead for the past few years and indicting persons who cut timber upon the public domain, even for their own use, when they cut in excess of \$50, without a permit or the consent of the Secretary of the Interior.

A piece of flannel damped with Chamberlain's Liniment and bound on to the affected parts is superior to any plaster, when troubled with lame back or pains in the side or chest give it a trial and you are certain to be more than pleased with the prompt relief which it affords. Sold by all good Dealers.

Reatos for sale, all sizes and lengths, price 20 cents per foot. Any one desiring Reatos address W. A. Ford of J. O. Alberson, Alberson, Oregon.

Always ready for job printing.

this institution is in advancing the agricultural, horticultural and livestock interests of the state.

A Lebanon woman is making chickens pay. During last year her 35 hens laid 4804 eggs. One of her pullets laid 220 eggs and another 237. Her total net profit for the year from the flock of chickens was \$154.80 and she has 40 hens left.

ESTRAYED--From the Settlemeyer farm in Sunset last summer a bay mare with white spot in forehead, weight about 1150 lbs branded 760, the six being a continuation of the stem of the seven on left stifle, black sucking unbranded colt following her. Suitable reward for her return or information leading to her recovery.

E. E. LARSEN,  
Harney, Oregon.

Henry Miller buys interest of Lux Heirs.

The following is a recent news dispatch from San Francisco: Arrangements have been completed whereby Henry Miller, head of the multi-millionaire corporation of Miller & Lux, will purchase all interests in the concern owned by the estate of the late Charles Lux and his heirs.

As the first step in this direction a deed of trust to all of the property of the company worth \$5,000,000, has been recorded in accordance with an agreement signed last March. The deed is to secure first mortgage bonds issued by Miller & Lux, which will be used to pay off the Lux interests, which are distributed among 37 heirs.

The corporation of Miller & Lux owns approximately 1,000,000 acres of California and Oregon land. Henry Miller, who is now the largest individual land owner in the United States, is 85 years old.

The deal now being negotiated under the agreement will close years of litigation.

#### INDUSTRIAL NOTES.

#### (Portland Correspondence.)

The Portland Commercial Club, representing the Oregon Development League, prepared and forwarded during the past week a memorial to the Secretary of the Interior, asking for the reconsideration of his action in deferring apportionment of available reclamation funds for the West Unit of the Umatilla Irrigation project. The memorial contains a comprehensive argument covering the facts of the case and was forwarded to the Oregon delegation in both houses of congress for presentation by them to Secretary Ballinger of the Department of the Interior.

Friends of the Oregon State Horticultural Society are urging the passage of a bill now pending before the legislature asking for the appropriation of \$5000 every two years for necessary expenses of the society, such as prizes for exhibits made at the annual show, services of exhibits committee, judges, salary of secretary, printing, postage, etc. It is pointed out in the arguments advanced for the bill that Eastern states, with very much less prominence than Oregon in the fruit growing business, appropriate large sums annually to promote the growth of the industry.

Fred and Ray Barron compiled the ice harvest for W. G. Howell last week. They have stored away between 60 and 70 tons for use through the hot summer.

Henry Black and Chet Myers have been helping the Barron boys in the ice harvest the past week.

Quite a number of our people are preparing their masquerade costumes, making ready for the mask ball at Lawen Feb. 3rd.

Sunset is to have a postoffice Mr. N. Henney will be post master. We understand the Government has given it the name of Loma.

Mr. Johnson of Sunset attended the rabbit drive east of Burns last Saturday.

M. J. Nash was home from the Sod house ranch part of last week.

Robt. Settlemeyer has gone to Portland on a business trip. He will be absent about three weeks.

H. B. Simmons and Mrs. McKeen attended the mask ball in Burns last Friday night.

## GEER & CUMMINS

Burns, Oregon.

### Hardware and Crockery

#### Glassware

### Guns and Ammunition

### FARMING MACHINERY

of all kinds

Get our prices before buying

### C. M. KELLOG STAGE CO.

Four well equipped lines. Excellent facilities for transportation of mail, express, passengers

Prairie City to Burns. Vale to Burns

Burns to Diamond. Burns to Venator

E. B. WATERS, Agent.

### ARCHIE M'GOWAN, President and Manager

### Harney County Abstract Company

(INCORPORATED)

#### Modern and Complete Set of Indexes

An Abstract Copy of Every Instrument on Record in Harney County.

### M. L. LEWIS

## FIRE INSURANCE.

...Represents the...

Home Insurance Co., of New York,

Live pool, London & Globe,

Fire Assurance Co., Philadelphia.

OFFICE WITH BIGGS & BIGGS, Burns, Oregon.

Corner South of Lunenburg & Dalton's.

### The HOTEL BURNS

N. A. DIBBLE, Prop.

### CENTRALLY LOCATED, GOOD, CLEAN MEALS, COMFORTABLE ROOMS

Courteous treatment, rates reasonable--Give me a call

A First Class Bar in Connection

### The Harriman Mercantile Co.

#### GENERAL MERCHANDISE

### BEST GOODS AT

### LOWEST PRICES

#### Complete line of Groceries and Dry Goods

#### Certs Furnishings

#### FULL AND COMPLETE LINE OF HAMILTON BROWN SHOES

#### HARDWARE

#### FARM IMPLEMENTS, WINONA WACONS, BARBED WIRE

We guarantee quality and prices--Let us prove to you that we have the goods at right prices--Call and see us

**Harriman, Oreg.**

The New Town at Cross Creek Gap

W. T. LESTER, Manager and Salesman.

A. A. PERRY, Secretary and Notary Public

THE INLAND EMPIRE REALTY COMPANY  
Represents That Which is Tested and Reliable, and Handles Successfully all Sorts of Real Estate Business. We are Agents For the Reliable

AETNA and PHOENIX FIRE INSURANCE COMPANIES

AMERICAN LIFE AND ACCIDENT INSURANCE COMPANY

THE OREGON NURSERY COMPANY AND THE IDAHO STATE NURSERY TREES ARE THE BEST

Talk Your Real Estate Matters Over With Us. Your Business Will Be Strictly Confidential. We Know Our Business.

Attend To Our Business and Want Your Business.

FIRST DOOR SOUTH OF HARNEY COUNTY NATIONAL BANK

BURNS OREGON