

A SHEPHERD SHOT.

W. B. Ewing in Trouble Again. Heppner Times, Feb. 8.

W. B. Ewing, a rancher, who lives near Douglas, in this county, is in the county jail, at this place, awaiting preliminary examination on a charge of having shot a shepherd by the name of Jim Fitz, who, for the past five years, has been herding C. A. Rhea's sheep in the northern part of Morrow county. So far, we have been able to get but one side of the affair, which, as it comes to us, is substantially as follows: Ewing claims that Fitz had, on one of two occasions, herded his sheep on Ewing's deeded land, and when he drove his sheep onto the land again Wednesday afternoon, Ewing took the two Leyde boys along with him with the intention of taking the sheep away from the herder and holding them until Mr. Rhea had paid the damages which they had done to his ranch. When they began to drive the sheep the herder came running down the hill with a 5-foot club, and according to Mr. Ewing's story, tried to assault him. After being followed and hit on the wrist with the club, Ewing shot at Fitz's leg, but hit him in the right side, between the first and second ribs. He shot twice, but only one ball took effect. Fitz then turned around and walked to his cabin, a mile distant, and Ott Summers telephoned for Sheriff Matlock. Matlock being out of town, a warrant was issued by Justice Richardson, and special Constable Cannon went to serve the same on Ewing, whom he met near Lexington coming to Heppner. Ewing telephoned to Arlington for Attorney S. A. D. Gurley, who arrived on this morning's train and the examination will take place as soon as Dist. Attorney Bean can come over from Pendleton. Ewing has a wife and four children, and Fitz is a single man about 35 years of age and a native of the north of Ireland. Dr. Geisendorfer was hastily summoned from Arlington, who probed and dressed the wound. He has not yet located the bullet and does not believe Fitz can recover.

The following telegram appears in Saturday's Oregonian from Heppner:

"The shooting of Jim Fitz last Wednesday by W. B. Ewing near Cecil, in this county, proves to have been more serious than first reported. Dr. Geisendorfer of Arlington, who is in attendance, says Fitz cannot possibly recover. Ewing is in jail, where he will be held until the result is known. Deputy Pros. Atty. Rea and Justice Richardson went to Cecil yesterday and secured the following deposition from Fitz:

"On February 2, about noon, I was herding sheep on some railroad land claimed by Ewing. Ewing, accompanied by two of the Leyde boys, came to where the sheep were, and started to drive them down to Ewing's house. When I saw them start the sheep I walked up to where the boys were, saying, 'Boys, you make good herders.' I then walked in between Ewing and the sheep, in order to drive the sheep back, saying to Ewing, 'I can drive these sheep, and don't need your help.' At that Ewing drew his pistol and pointed it at me and said: 'I have been laying for you, you —' 'I have got you now.' With that I struck him with a broom handle which I was using for a cane, and tried to knock the pistol out of his hand. I think I hit Ewing on the arm instead. The pistol was discharged at the same moment, the ball striking me in the arm below the elbow. Ewing immediately shot again, the second bullet striking me below the right nipple."

Ewing's examination was held yesterday and was defended by S. A. D. Gurley and Judge Bennett. We have not learned the result. Fitz is yet alive.

The republican state convention, 2d district, will be held in Astoria on April 14th. Gilliam county is entitled to four of the 285 delegates in this district. The state committee recommends that the primaries be held on Saturday, April 2, and the county conventions on Wednesday, April 6, unless otherwise ordered by the several county committees. The Dalles worked hard for the convention this year but failed to capture the honor. Portland and Salem also wanted it. The convention for the 1st district will be held at Eugene, with 145 delegates. Condon does not care for such small honors, but will make a vigorous effort to have all of the national conventions pulled off here in 1900.

The state board of equalization made a reduction of 33 1/2 per cent on the value of sheep in this county. No other changes were made in the assessment as made by Assessor J. B. Titus. Just why this change was made in the valuation of sheep is not known. Sheep were assessed in this county last year at \$1.50 per head, and the reduction of one-third by the state board makes it easy for sheepmen, considering the increased prices of wool and mutton.—Grant County News.

The receivership of the La Grande land office is about the only federal office that still remains filled by a democrat in Eastern Oregon. Mr. J. H. Robbins, the gentleman who at present so efficiently fills it, is expecting any day to move out to make room for one of the Mitchell "push."—East Oregonian. [The E. O. is mistaken; no change has yet been made in the U. S. land office at The Dalles.]

H. S. Wilson, receiver of The Dalles National bank, has been authorized by the controller of currency to declare another dividend of 20 per cent to creditors of the bank, and has the money on hand to redeem receiver's certificates to that amount. This makes a total of 70 per cent that has been paid on the liabilities of the defunct bank.

Five men—Geo. Freeman and his three grown sons, George, James and Harry, and L. J. Shannon all went over the falls at Oregon City Tuesday morning in a boat, and all were drowned but Harry Freeman.

H. H. & H. B. HENRICKS, ATTORNEYS AT LAW, OFFICES AT CONDON AND FOSBELL, OREGON. Careful attention to office counsel and practice in all the courts, also counsel by correspondence. We write Deeds, Wills, Contracts, Transcripts, abstracts, etc. Fire insurance in the best companies extant. Also attention to Collections and Land Laws. Notary Public in each office.

Lost, Strayed or Stolen. One chestnut sorrel saddle horse, about 7 years old, with white face and two white feet, (one hind and one front) weight about 1000 lbs. branded anchor Q on left side. One sorrel saddle horse, about 6 years old, with small white spot in forehead, hind feet white, and white hairs in root of tail, weight about 1000 lbs. branded T J on left side. One sorrel sheldahl pony, 2 years old, with white face, branded t on left shoulder. Will pay a reward of \$5 each for these horses, to be left at Johnson's livery stable in Condon, or \$2.50 for information leading to their recovery. BERT PIERSON, Condon, Oregon.

Seed Potatoes for Sale. I have at my ranch near Clem two varieties of fine potatoes—one purple, with white around the eyes that I imported, and I called the "Centennial," the other I originated here and have named it "The Gold Standard," because I do not think it will depreciate in value as a wholesome food. Both kinds are snow-white inside and of a most delicious flavor. They are easily grown without cultivation, and the yield is very large. They grow to enormous size, many of them 5 and 6 pounds apiece. I can spare a few of these potatoes for seed at 25 per 100-lb lots, or 2 1/2 cts for smaller lots, at my ranch. Those wanting any of them must order soon, as the supply is limited. Z. T. DODSON.

SUMMONS.

In the Circuit Court of the State of Oregon for the County of Gilliam. W. A. Testerman and Annie B. Testerman, plaintiffs, vs. W. A. Testerman, Annie B. Testerman and the American Mortgage Company, a corporation, Defendants.

To W. A. Testerman and Annie B. Testerman, defendants above named: In the name of the State of Oregon you and each of you, are hereby required to appear and answer the complaint of plaintiffs filed in the above entitled cause and court, on or before the first day of the next regular term of the above entitled court, to-wit: On Monday, the 11th day of April, 1898, the same being the second Monday in said month, and if you fail to appear and answer said complaint the plaintiffs will apply to the court for the relief prayed for in said complaint, to-wit: For judgment against the said defendant W. A. Testerman for the sum of \$633.00, with interest thereon at the rate of ten per cent per annum since the 9th day of November, 1896, according to the terms of a certain promissory note held by plaintiffs, Coffin Bros., as described in the complaint on file in this cause, and for the sum of \$388.68 with interest thereon at the rate of ten per cent per annum since the 28th day of October, 1896, according to the terms of a certain promissory note held by plaintiff, James W. Smith, as described in the complaint on file in this cause, and for \$100 attorneys fees; for a decree of the court foreclosing a certain mortgage made, executed and delivered by W. A. Testerman and Annie B. Testerman, his wife, to the First National Bank of Arlington, Oregon, on the 1st day of October, 1892, to secure the payment of the principal sum and interest of the aforesaid note, which said mortgage was and is a valid lien on the following described real property being and situated in the county of Gilliam and state of Oregon, and more particularly described as follows, to-wit: The northwest quarter and the southwest quarter of section ten, in township one south, of range twenty-two east of the Willamette Meridian, containing 320 acres more or less; for a decree of the said court ordering the said mortgaged premises sold according to law, and the proceeds arising from said sale, or so much thereof as may be necessary, applied to the payment of the amounts found due plaintiffs; that all persons claiming by, through, or under you, and each of you, subsequent to the execution of the said mortgage herein described, be forever barred and foreclosed of all right, title or interest, whether at law or in equity, in and to the said premises, and each and every part and parcel thereof and interest therein, and other relief to be granted as may seem meet with equity and good conscience. This summons is served upon you by publication pursuant to an order made by the Honorable W. L. Bradshaw, judge of the circuit court for the Seventh Judicial District of the State of Oregon, which order was made and dated at Dalles City, Oregon, on the 28th day of January, 1898.

NOTICE FOR PUBLICATION.

LAND OFFICE AT THE DALLES, OR., Feb. 5, 1898. 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 H. N. Frazer, county clerk of Gilliam county, at Condon, Or., on March 22, 1898, viz: JOHN F. WADE, Hd. No. 4229.

for the sw 1/4 of sec 15, tp 2 s, r 21 e, W. M. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Chas. Dalike, C. A. Dannehan, C. W. Wester and A. S. Thomas, all of Clem, Oregon. 111-2 JAS. F. MOORE, Register.

NOTICE FOR PUBLICATION.

LAND OFFICE AT THE DALLES, OR., Feb. 2, 1898. 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 H. N. Frazer, county clerk of Gilliam county, at Condon, Oregon, on March 16, 1898, viz: HENRY F. DOWNER, Hd. No. 4495.

for the sw 1/4 of sec 30, tp 3 s, r 23 e, W. M. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: Ezra A. May, Fred May, D. C. Downer and William Smith, all of Condon, Oregon. 111-2 JAS. F. MOORE, Register.

NOTICE FOR PUBLICATION.

Timber Culture Final Proof.

U. S. LAND OFFICE, THE DALLES, OR., Feb. 2, '98.

Notice is hereby given that Auguste N. S. Collins of Condon, Or., has filed notice of intention to make final proof before H. N. Frazer, county clerk, at his office in Condon, Oregon, on Thursday, March 17, 1898, on timber culture application No. 2960, for the e 1/2 sw 1/4, nw 1/4 sec 1, and sw 1/4 sec 2, tp 3 s, r 20 e, W. M. He names as witnesses: C. N. Wilson, R. F. Munroe, Charles Fix and J. N. Labaree, all of Condon, Oregon. 111-2 JAS. F. MOORE, Register.

NOTICE FOR PUBLICATION.

LAND OFFICE AT THE DALLES, OR., Jan. 22, 1898.

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 J. W. Morrow, county clerk at Heppner, Or., on Mar. 4, 1898, viz: ROBERT K. SIMPSON, Hd. No. 4060.

for the e 1/2 nw 1/4 and w 1/2 ne 1/4 of sec 26, tp 2 s, r 23 e, W. M. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: James M. Baker, of Ione; Richard McMilligott, E. H. Fleming and E. R. Lundell of Gooseberry, Oregon. 108-51 JAS. F. MOORE, Register.

NOTICE FOR PUBLICATION.

LAND OFFICE AT THE DALLES, OR., Jan. 6, 1898.

Notice is hereby given that the following named settler has filed notice of her intention to make final proof in support of her claim, and that said proof will be made before H. N. Frazer, county clerk of Gilliam county, at Condon, Or., on February 19, 1898, viz: MARY BROWN, Hd. No. 4703.

for the w 1/2 nw 1/4, and w 1/2 sw 1/4, sec 15, tp 3 s, r 22 e, W. M. She names the following witnesses to prove her continuous residence upon and cultivation of said land, viz: Jean Labaree, R. W. Cooke, L. B. Townsend and D. S. Brown, all of Condon, Or. 114-9 JAS. F. MOORE, Register.

NOTICE FOR PUBLICATION.

LAND OFFICE AT THE DALLES, OR., Dec. 28, 1897.

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 H. N. Frazer, county clerk of Gilliam county, at Condon, Oregon, on February 12, 1898, viz: EDWARD COLLINS, Hd. 4292.

for the nw 1/4 sec 27 tp 2 s of r 19 e. He names the following witnesses to prove his continuous residence upon and cultivation of said land, viz: E. G. Palmer, C. R. Palmer, R. F. Monroe and W. K. Farrar, all of Condon, Oregon. 431-47 JAS. F. MOORE, Register.

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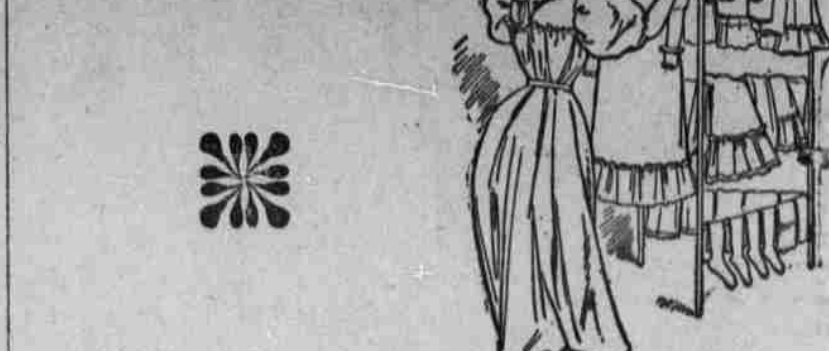
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