

LOCAL PICK-UPS.

At the Brewery—Schooners.
Fent Smith arrived from Alturas last night.
Miss Pearl Burrus has returned from Alturas.
Dr. Herndon's bicycle fell for Ashland Monday, to reside.
Lonie Gerber bought 21 head of cattle from J. Shellhammer last Monday.
Sheriff Dunlap received \$19,027.84 in taxes during the month.
About five inches of snow fell in Paisley Tuesday, and 2 inches in Lakeview.
The infant son of Mr. and Mrs. Ernest Hartloved died at Davis Creek, Mar. 22.
John T. Maupin and wife were over from Warner last Friday on land business.
Red shoes for children at B. & M's.
W. A. Sherlock bought 3,000 mixed yearling sheep from S. B. Chandler last Monday.
Geo. H. Ayres left for San Francisco last Sunday to select a new Spring stock for his firm.
Read the notice for bids on furnishing posts and poles for the Lake County T. & T. Co. in this issue.
We have now some fine beer on tap, A. & S.
The wedding of Dexter F. Amick and Miss Minnie Reed, will be solemnized at New Pine Creek next Sunday.
S. P. Moss left Fresno, Cal., on March 22nd, and is expected home soon. He is reported to be much improved in health.
Spring and summer wash goods at B. & M's.
The "Uncle Josh" company was well received at New Pine Creek last Saturday night. The hall was crowded and the play was highly appreciated.
L. Huseman last week purchased 400 head of cattle from George Small of Silver Lake. The stock will be driven to Mr. Huseman's ranch at Gazelle.
Buy our \$2.50 ladies' shoes, the best value in town. B. & M.
Last Tuesday C. Fisher sold his Warner ranch to George Maupin for \$1,500. Mr. Fisher will remove to his hot spring ranch, six miles from the stone bridge.
Much uneasiness was felt by the relatives and friends of George Whorton, who was reported seriously ill at Alturas last week. He returned home last night and is recovering rapidly.
FOR SALE—One first-class Jack. Inquire of S. H. King, Fort Klamath, Oregon. 13-4.
Next Saturday night there will be another social dance, at Gunther's Hall, which will be the last until April 26th, when the Cemetery Committee will give an all night ball and a fine supper.
Buckingham & Hecht's boots and shoes, a full line just received at B. & M. Sheep shears at B. & M's.
"Grandma" Butler, who has been visiting in Redding, Cal., this winter, returned home on the Southern last Thursday night. Mrs. Butler is hale and hearty and her many friends are glad to welcome her home.
The party who borrowed Post & King's step ladder will confer a favor by returning same at once. 13-7.
While John Myrtle, of Lakeview, was on the road to Summer Lake on the 22d alt., he lost a pocket book containing \$15 in currency. On his return the book and money was handed to him by Lgu Green, of the Clover Flat station.
Paisley will have two days' racing in June, the exact date of which event will be given in these columns later on. This will be a fine "workout" for the horses that are to come to Lakeview to race during Fourth of July week.
Spring and summer clothing, men's, boy's and children's, just arrived at B. & M's.
Born—In Klamath Falls, Oregon, March 27, 1901, to the wife of Louis Herber, a son. Here's long life to the youngster. May be grow to manhood and prove as square a man as his "daddy," and the pride of a fond mother.
The report that C. C. McCray, the "Missouri drummer," was held up below Willow Ranch and relieved of \$65 last Monday, has turned out to be a hoax. He was joshing a tenderfoot brother drummer and an alert reporter who happened to be on deck.
C. A. Bunting writes from San Francisco to The Examiner under date of March 26th that he expected to leave San Francisco about the 28th for Bly. Mr. Bunting has had a pleasant visit at the Bay for several weeks and will be glad to return to "good old Oregon." On the 26th he met Elmer Ahlstrom and Lem Heryford of Lakeview, and Albert Walker of Bly. The boys were having a good time in the city.

Races and Base Ball

F. A. Fitzpatrick canvassed Lakeview last week with a subscription for races to be held on the Lakeview track during Fourth of July week, and succeeded in getting \$550 subscribed by business men and citizens. To this will be added a like amount by the Lake County Agricultural Association, making \$1100 in purses to be given for racing events during the week. There will be four or five days' racing, and probably two days for Fourth of July celebration and baseball tournament. The sum of \$200 will also be raised for baseball purposes with the stipulation that in the event that at least two teams from outside of Lake county compete the said amount would be given in purses. As many Lake county teams as desire may enter, but there must be at least two from outside the county. Here is an opportunity for Modoc and Klamath teams to come here and try for some "easy money." The program for racing events and baseball tournament will be given out next week, and in two weeks big posters will be printed and circulated announcing the events.

Officers Elected.

At the meeting of the stockholders of the Lake County Telephone and Telegraph Company, held at Paisley last Monday, the following were elected a Board of Directors: Wm. Harvey, W. P. Heryford, S. B. Chandler, Geo. Conn and F. M. Chrisman. Wm. Harvey received the full vote cast, 435, and was chosen President of the Board; W. P. Heryford received the next highest vote, 432, and was chosen Vice President. The Board of Directors elected the Bank of Lakeview treasurer, and V. L. Snelling secretary. The Board of Directors advertise in this issue of the EXAMINER for bids for furnishing telephone and telegraph poles and posts, said bids to be received and opened on April 16, 1901, at the office of the Secretary in Lakeview. Bids may be filed with Secretary Snelling at any time between now and April 15th, at 2 p. m.

THE DECISION.

The EXAMINER has undertaken this week a feat that few interior newspapers in the country would attempt—the reproduction in full of the decision of Commissioner Herman of the general land office in the Warner Valley land cases. The matter will be dry reading to many, no doubt, but the publishers of this paper have been requested by hundreds of people to give the entire decision, and for that reason it appears in this issue. While we fill our columns with this matter we are crowding out much valuable local news, and the only satisfaction we find in reproducing the decision, is the fact that this copy of the paper will be filed away by hundreds of readers for future reference, and in showing to the public that there is scarcely anything impossible in the printing line for THE EXAMINER to accomplish.

AGUINALDO CAPTURED.

The announcement is made officially that General Funston has captured Aguinaldo. General McArthur confirms the report as follows: "General Funston has just returned from an expedition to Palaman, Province of Isabella, where he captured Aguinaldo who is now in my possession at Malacanán." The capture was made by the brave Funston through a ruse, Funston and his party being led by friendly natives into Aguinaldo's camp as prisoners, where they soon proved to be captors.

Clarence Anderson, former editor of the New Era, arrived here yesterday on a brief visit.

Notice to Bidders.

The Common Council of the Town of Lakeview, Oregon, invites bids for the delivery of 200 cords of 4 foot wood. Said wood to be delivered monthly in 50 cord lots. No bids accepted for less than 10 cord lots. Sealed proposals for bids will be received up to April 15th at 12 o'clock, and addressed to the Recorder of the Town of Lakeview, Oregon. 13

Notice to The Public.

The Town Council has passed the following order in regard to the payment for Electric Light: That all bills are due and payable on the first of every month, and if not paid by the 5th of the month the light will be shut off. All bills are payable at the office of the Town Treasurer, B. Reynolds. 13 CHAS. UMBACH, Recorder.

Notice.

Any persons having beer kegs in their possession belonging to the old Lakeview Brewery, are requested to send or bring them in at once, as we want to fill them with the finest beer ever made in Lakeview. 13-21. AYERS & SCALAGEL.

southern extremity, and instead of declining to the south, as supposed by General Fremont, the fall is to the north. In the spring of the year the waters from the melting snow and rain, common to the climate, pour into the southern extremity of this rocky rimmed basin, fill it to overflowing and are gradually pushed to the north where they sink into the alkali plains or disappear by evaporation. That part of the basin in which the lands in controversy are situated was, according to the testimony of Peter Peterson in the J. M. Willey case, known to early settlers as "Warner Lake." It was subsequently termed, says witness Hale, "Warner Marsh," while it is now called "Warner Valley."

If the testimony of the witnesses called at the former hearings is to be given any credence, the entire southern part of Warner basin was filled with water from "foothill to the rimrock" between 1864 and 1881. It was then a lake. After a large volume of the water, that had formerly poured into this basin had been diverted, after thousands of cattle and hogs had pastured around its margin, and gradually as the seasons grew drier, worked their way into its interior, during the transition between the time it formed the bed of a lake and the time it became dry, it was no doubt a marsh, and now, since by a diversion of the waters, sedimentation and other causes, said lands have become meadow, are now clothed with luxuriant grasses and dotted with productive farms, it is not amiss that it should be known as Warner Valley.

Said lands were returned as lake by Pengra, Evans and Byars and Gray in surveys made prior to 1880. The foregoing surveys were not impeached by that of Neal, made in 1887, who extended the township lines after the waters of the lake had greatly subsided, and even then his work was done with great difficulty, the water and mud being so deep in many instances that the stones marking the corners had to be conveyed by hand a distance of a mile and a half, it being impossible to get a horse or vehicle through it (see testimony of Andrew Morris, L. D. Frakes' case).

The testimony of the witnesses for the State of Oregon at the rehearing established the fact that all said lands were covered by water in the spring of each year, and that late in the season the water had receded from the line of the spring flood so that cattle could cross the margin of the lake, but it was nowhere claimed that prior to 1881 that there was a complete subsidence of the waters nor was the difference between the high and low water shown.

Although the testimony given by said witnesses be considered alone, it would be impossible to tell which of said lands were dry, if any, which though covered with water in the spring were uncovered too late for planting or harvesting a crop, and were therefore swamp and overflowed, and which were covered with water the entire year. The burden was upon the State and those claiming under it to show by a fair preponderance of the testimony that said lands were swamp and overflowed on March 12, 1890. But with the exception of the line of levels run by Nickerson and others and the extract from the journal of General Fremont, the State and its grantee has shown beyond question that said land either formed the bed of an apparently permanent lake or was situated between the high and low water thereof.

The difference in elevation at this time between the points mentioned does not preclude the possibility nor even the probability of the existence of a lake covering all of said tracts on March 12, 1890, and in no event can either of said lines of levels or the condition observed by General John C. Fremont in 1843, establish or tend to show that said lands or the greater portion of the smallest legal subdivision of any part thereof, was swamp or overflowed, within the meaning of the Act of September 28, 1850, on March 12, 1890.

The State and its grantee, having failed to establish the facts that would entitle them to prevail, it is not deemed necessary to discuss the showing made by the settler claimants, which consists of oral testimony and more than one hundred exhibits, comprising certified copies of plats, lists of selections, testimony of witnesses at former trials, documents, etc., and samples of soil taken from certain of the lands involved herein.

The communication of this office, dated November 6, 1900, reversing your office and awarding the land in controversy to the State of Oregon et al., temporarily recalled on November 30, 1900, for further consideration, is now on motion of this office permanently recalled, vacated and annulled, in whole and in part, and the following findings and judgment substituted in lieu thereof:

The lands included in Lists 30, 31, 39 and all others described by the agreement or stipulation filed in the office of the Honorable Secretary of the Interior on May 4, 1899, were not as a whole, nor as to the greater portion of a smallest legal subdivision, swamp and overflowed on March 12, 1890, and that the State of Oregon and those claiming under it, has no title, interest or estate in and to any part of said lands by or through the provisions of the Act of March 12, 1890 (12 Stat., 3). It is therefore the judgment of this office that the claim of the State of Oregon and those holding under it, in and to any of the lands included in Lists 30, 31 and 39, or described in the foregoing stipulation, in any way arising or asserted by or through the provisions of the Act of September 28, 1850, as extended to the State of Oregon by the Act of March 12, 1890 (12 Stat., 3) should be held as naught, rejected and canceled, and said claims are hereby rejected and said lists held for cancellation.

The case having once been considered by the Department in current work and in case appeal is filed, the case will be so treated and forwarded to the Department as such.

Notify the parties thereof. Resident counsel will be advised by this office. Respectfully, BINGEN HERMANN, Commissioner.

For Men

We have received this week our stock of SPRING CLOTHING and FURNISHING GOODS, which ought to interest every good dresser in Lakeview.

MEN'S SUMMER SUITS from \$6.00 up
MEN'S SILK FRONT GOLF SHIRTS
MEN'S GOLF NEGLIGEE SHIRTS
MEN'S PERCALE DRESS SHIRTS
MEN'S PERCALE DRESS SHIRTS
MEN'S SUSPENDERS
MEN'S PLAIN and FANCY HOSIERY

You'll find our styles and patterns most exclusive in design, and far superior to anything ever shown here.

Our prices are within reach of all.

Bieber's

GOOD GOODS

25 CTS THE Cottage

...Lodging House and Restaurant...

KEIR & BROWN,

Proprietors

--The Only 25 Cent House in Lakeview--

Restaurant and Lodging House have both been thoroughly renovated. Good table service and clean beds. The comfort of our patrons will always be our first aim. Call at The Cottage for a good meal and bed.

This advertisement is changed every week—Watch it.

At The Monogram is a display of Ladies' Walking Hats which are not to be seen elsewhere in Lakeview. They are up-to-date and will be sold in a few days. Come and see them before they are gone. Respectfully Yours, AHLSTROM BRO.'S.

Not for a while

With cut prices to clean out Goods that were bought with BAD JUDGMENT

But here stay

All the time with Goods that will give entire satisfaction.

J. S. FIELD

On Main Street Lakeview