

Proceedings of Adjourned Meeting of County Court

Audits Bills, Establishes Precincts, After Near-Beer

In the County Court, of the State of Oregon, for Lake County, Thursday, November 4th, 1909. Court convened pursuant to adjournment of yesterday. Present: Hon. R. Daly, Judge, C. E. Rhoadt, County Commissioner, F. W. Payne, Clerk, Albert Dent, Sheriff, by C. D. Arthur, Deputy.

The entire time of the Court during the day was spent in examining the books of the County officers, and Court adjourned to meet at 10 a. m. November 23, 1909.

In the County Court of the State of Oregon, for Lake County, Monday November 29, 1909. Court convened pursuant to adjournment, with same officers present, when the following proceedings were had to-wit:

In the matter of the application of Pat Murphy and W. Z. Moss, partners, under the firm name and style Murphy & Moss, for a license to sell spirituous, malt and vinous liquors in quantities less than one gallon in the North Warner Precinct, Lake County, Oregon, for a period of twelve months: It appearing to the satisfaction of this Court that the said Pat Murphy and W. Z. Moss, partners, under the firm name and style of Murphy & Moss, have complied with the law in all particulars, as in such case required, and that all papers therein, have been on file with the Clerk of this Court since the 5th day of November, 1909, it is therefore hereby ordered that the Clerk of this County cause to be issued a license granting the said Murphy & Moss the privilege to sell Spirituous, Malt and Vinous Liquors in less quantities than one gallon in North Warner Precinct, in Lake County, Oregon, for the period of twelve months from the 5th day of November, 1909.

In the matter of claims against Lake County, Oregon, the following were examined, approved and warrants are hereby ordered drawn on the County Treasurer in payment of the respective amounts, as follows, to-wit:

To be paid out of the Road Fund: H. J. Stein, for repair of county bridge.....	6.00
J. N. Messner, road-work and supplies.....	200.00
W. K. McCormack, same.....	178.00
Stanley W. Martin, same.....	10.40
Frank Howard, same.....	34.50
Warner Valley Merchant Co. for cash and supplies for Road Dist. No. 6.....	241.85
M. H. Caldwell, for labor and supplies for Road Dist. No. 6.....	174.30
Creed Pendleton for Road Work.....	308.50
M. W. Hart, for hauling bridge timbers.....	22.00
Jas. T. Metzker for lumber for County Roads.....	6.35
Chewacum Lumber Co. for lumber for Road Dist. No. 2.....	55.50
J. A. Carver, for road work.....	55.03
W. A. Wilshire, for lumber for County Roads.....	24.60
Bank of Lakeview, for cash advanced for road work.....	59.00
To be paid out of General Fund: Bank of Lakeview for cash for county papers.....	9.00
Bank of Lakeview, for cash advanced for supplies, freight and work on court house construction.....	38.95
F. W. Payne, for clerical assistance.....	130.00
F. W. Payne for stamps.....	3.10
A. L. Thornton, office supplies.....	5.85
Albert Dent, for stamps for Sheriff's office.....	10.00
Lakeview Lodge No. 63, I. O. O. F. 3 burial lots.....	30.00
J. B. Auten, supplies for court house.....	4.25
A. J. Foster, stamps and express on supplies.....	6.20
R. B. Jackson postage and traveling expenses.....	22.00
H. M. Fleming for 3 days and mileage for expediting county records.....	18.00
G. B. Wardwell for 3 days for expediting county records.....	15.00
V. L. Snelling, for 3 days for expediting county records.....	15.00
The Irwin-Hodson Co. for office supplies.....	49.50
The Irwin-Hodson Co. for supplies for Assessors office.....	49.50

AN IRISHMAN LAYS OUT JOHNSON

The Irish are still on top. On the 6th inst an Irishman named Tom Carney wandered into a Chicago saloon where Jack Johnson, the negro champion pugilist was, and Johnson took exception to a remark made by Carney and started in to give him a drubbing. He hadn't more than started in when the Irishman landed a beautiful swing that put the negro to sleep. When Carney was told what he had whipped he was scared almost to death and it out for "fall times." It took quite a while to bring the champion to consciousness. Jeffries should have no fear of the negro now.

Winston A. Bayley for Justice fees State of Oregon vs David Ritchie..... 9.50
John L. Lewis witness fees..... 2.50
Henry Fox, witness fees..... 2.50
H. Daly, witness fees..... 1.00

In the matter of the establishment of a Voting Precinct to be known as Lake Precinct, it appearing to the satisfaction of this Court, after a thorough investigation of all facts relating thereto, that for the convenience of the people residing at and near the Post Office of Lake, in the County of Lake, State of Oregon, that a Voting Precinct should be established at that place; It is, therefore, hereby ordered considered and adjudged that the new Voting Precinct be and the same hereby is established and to be known as Lake Precinct, and bounded as follows:

Beginning at the Northwest corner of Lake County, Oregon, thence running West along the North Boundary line of said County to the Northeast corner of Township 23 S. R. 16 E. W. M., thence South on the range line between ranges 16 and 17 E. W. M. to the South East corner of Township 23 S. R. 16 E. W. M., thence West on the Township line between Townships 25 and 26 to the Northeast corner of Township 25 S. R. 15 E. W. M. thence South on the range line between ranges 15 and 16 E. W. M., to the Southeast corner of Township 25 S. R. 15 E. W. M., thence East on the Township line between Townships 27 and 28, a distance of three miles; thence South on the section line a distance of nine miles; thence East on the section line to the East Boundary line of Lake County, Oregon; thence North on East boundary line of Lake County Oregon, to the place of beginning.

That the said Lake Precinct, in the County of Lake, State of Oregon, be for all purposes whatsoever a distinct and separate Voting Precinct as are other voting precincts of Lake County, Oregon, and that the boundaries of all precincts which are affected by the creation of said Lake Precinct be and the same hereby are changed to conform to the boundaries of the said Lake Precinct.

In the matter of the establishment of a Voting Precinct to be known as Fort Rock Precinct:

It appearing to the satisfaction of this Court, after a thorough investigation of all facts relating thereto, that for the convenience of the people residing at or near Fort Rock, in Lake County Oregon, that a Voting Precinct should be established at that place; It is hereby ordered considered and adjudged that a new Voting Precinct be and the same is hereby established and to be known as Fort Rock Precinct, and bounded as follows:

Beginning at the Northwest corner of Lake County, Oregon, thence running East along the North boundary line of said county to the Northeast corner of Township 23 S. R. 15 E. W. M.; thence running South on the range line between ranges 16 and 17 E. W. M., to the South east corner of Township 25 S. R. 16 E. W. M.; thence West on the Township line between Townships 25 and 26 to the Northeast corner of Township 25 S. R. 15 E. W. M.; thence South on the range line between ranges 15 and 16 E. W. M., to the Southeast corner of Township 26 S. R. 15 E. W. M.; thence West on Township line between townships 26 and 27 to the West boundary line of Lake County, Oregon, thence North along the West boundary line of said County to place of beginning.

That the said Fort Rock Precinct in the County of Lake, State of Ore

OREGON LAW AS TO DEER HUNTING

To those who do not know the game laws so well, we quote the following for their benefit: Buck deer—Except as hereinafter provided, it shall be unlawful, within the State of Oregon, at any time between the first day of November, of each year and the first day of August of the following year, to hunt, pursue, kill, injure, destroy or have in possession any buck deer. Female deer—It shall be unlawful within the State of Oregon at any time to hunt, pursue, take, kill, injure, destroy, or have in possession any female deer.

THE CHAUTAUQUA CIRCLE

Chautauqua Circle will meet next Monday evening at the home of Mrs. Leslie Seager. The following is the program: Roll Call, "Current events", "The Greek View of Life" Chapter 3 to page 145, Miss Gertrude Vernon. The Odyssey, Books 4 to 7, conclusive. Mrs. Fred J. Bowman. Besides the regular program each member of the class will give a short sketch of a leading character of the Illiad, concluding with a general discussion.

gon, be for all purposes whatsoever a distinct and separate Voting Precinct as are other voting precincts of Lake County, Oregon, and that the boundaries of all precincts of Lake County Oregon, which are affected by the creation of said Fort Rock Precinct be and the same hereby are changed to conform to the boundaries of the said Fort Rock Precinct.

In the matter of the sale of "Near Beer" The attention of this Court having been called to the fact that certain persons of Lake County are selling "Near Beer" without having obtained a license from the County Court as the law requires shall be done. In order, however, that the Court might be fully advised as to the character of the persons who are selling "Near Beer" on the one hand, and the character of the persons who are purchasing the same, on the other, the Court rendered the following opinion:

"In reply to your question as to whether a license should be collected from retailers of 'Near Beer' with in the County of Lake, I have to advise you as follows: that section 3554 of the Revised Code as amended by the Session Laws of 1903, at page 169 of Section One thereof provides as follows: 'No person shall be permitted to sell Spirituous, Malt, or Vinous Liquors or fermented Cider, commonly known as hard Cider, in this State in less quantities than one Gallon, without first having obtained a license from the County Court of the proper County for that purpose.' Section 3555 of B and C's Code as amended by the Session Laws of 1903, at page 169 thereof, provides: 'Every person obtaining a license to sell spirituous, malt or vinous liquor or fermented cider, commonly known as hard cider, shall pay into the Treasury of the County granting such license the sum of \$400. per annum, and in the same proportion for a less period, and \$200 per annum, and in the same proportion for a less period, for a license to sell Malt liquors only.'

Therefore I shall answer your question in the affirmative that any person desiring to sell Malt liquors, only, though such liquor be not intoxicating, shall be required to secure a license and to pay into the County Treasurer the sum of \$200. per year, therefor, and in the same proportion for a less period, as required by Section 3555 of B and C's Code as amended by the Session Laws of 1903, at page 169 thereof.

This opinion rendered by Mr. Venator, interprets the law governing the sale of "Near Beer" as the County Court understands it to be, it, therefore, follows that every person retailing the so called "Near Beer" or any other preparation of Malt Liquor, without a license, is doing so in violation of the law governing the sale of the same.

The Court is of the opinion that those persons who have been retailing "Near Beer" without a license have not been properly informed as to the requirements of the law, and would, therefore, recommend that no prosecutions be made for such violations but, that this law alike with all others should be strictly enforced by the proper officers of this county.

PROGRESS ON THE N. C. O. GRADE

Company is Constructing a Broad Gauge to Lakeview

The Alturas Plaindealer of the 26th ult, has this to say regarding the construction work on the railroad headed for Lakeview:

Monday morning the N-C-O Ry. put a force of men and teams at work grading a roadbed to the north from the depot. The force both of men and teams, is small, but more may be added. We also learn that the disputes over right of way between Alturas and the ZX ranch are in a fair way for adjustment and that condemnation suits are to be called off. Whether the company intend to build on to Lakeview in the near future is a question we cannot answer, and we don't believe Mr. Dunsaway himself can. In all probability the work will be continued through the Pit river canyon, that being the key to all this country, north and south.

The grade now being constructed from the depot to the north of Alturas is a regulation broad gauge grade. This of course means that it is intended as a broad gauge road at some future time.

BOUGHT FINE SHEEP

Walter A. Sherlock, of Alturas, was in town Saturday. He informs us that he has recently shipped in from Canada, a lot of thorough bred Lincoln bucks, and will be prepared to furnish sheep men thorough-breds the coming season. While here he purchased 2000 ewes of S. B. Chandler, which he will place on his range in Modoc county.

WARNER VALLEY MAN TALKS OF ADVANTAGES OF LAKE

Thinks There is No Better Opportunity Any Where than Can Be Found Here

Reginald A. Bradley, a stockman from the Warner Valley has purchased a block of property in upper Main Street in Lakeview, and has moved his family here. He will erect 8 or 9 cottages on the property for rental, as he believes in the future of the town.

He is an enthusiastic advocate of apple production and stoutly asserts that any country that is capable of producing such apples as are grown here cannot be become famous and populous. He says that while many parts of the Union undoubtedly do grow apples, that for size, beauty and quality and good keeping qualities, none of the sections now famous for apple production, like Hood River, Wenatche, and Rogue River, can approach this section in this respect. And because of this, with the coming of railroads this section is bound to go forward with leaps and bounds.

Mr. Bradley is also thoroughly impressed with the wonderful possibilities of Warner Valley, both from an agricultural and a horticultural standpoint. He spoke in particular of some wonderfully large apples that were grown on the trees of Walter Dent his year which if shown at any fair or at Spokane, could not have helped attracting universal attention. All these things point to a grand future for this section, in the prosperity of which all now here will share, as well as will those who may care to cast their lot with us.

N. C. O. BEFORE R R COMMISSION

The Reno Journal of Nov 14th, says: On November 22 a hearing of the case of E. Lauer & Sons and S. R. Bunch, merchants of Alturas, Calif., against the N-C-O railroad and the Southern Pacific will begin. Examiner Brown, of the interstate commerce commission, will arrive here on that date, and will take the evidence of the complainants and pass it up to the commission.

Lower rates in both directions are sought by the merchants who claim that present rates are exorbitant. The specific reductions sought are on shipments from Reno to Alturas, and from Sacramento to Reno on shipments bound for Alturas. The rates out of Alturas will also come under protest.

CEDARVILLE WANTS BETTER MAI

Cedarville Record, 17th: A petition was circulated here last week, praying for the establishment of a mail route for Surprise Valley and Warner Lake to Granite Point on the Western Pacific. It now takes mail 46 hours to reach here from San Francisco. By way of Granite Point the time estimated is about 25 hours from San Francisco here.

While the above advantages are highly desirable as to shortening time in transit, it might also be construed as a step backward to the long stage rides. When the N-C-O is extended to Lakeview a station for Surprise will be located about 18 miles from Cedarville. Then also the schedule will be changed so that the difference in time will be slight. That is the condition—the result will appear later on.

JEPSON ISSUES A STRONG CHALLENGE

To J. C. Cravens: Inasmuch as you have so far failed to wrestle with me for reasons unexplained, as agreed, I hereby challenge you for a match, and will agree to throw you three times within 10 minutes; or I will agree to throw both you and R. C. Cooper each twice inside of 15 minutes, on the same terms of our last match. If you are a man of your word, you will immediately accept this challenge. NELS JEPSON Dated Lakeview, Dec. 1, 1909.

The Merrill Record says: I. D. Applegate, the veteran sheep man, was here several days the past week being on his way to the camps in the lava beds.

MORE RAILROAD MEN VIEW THINGS

Seem to be on a Still Hunt and Did Not want Presence Known

Two weeks ago, G. Lavis, a noted engineer of New York City, and the one who did the work on the big sub-way of that city arrived in town accompanied by A. C. Harris of Reno.

The gentlemen requested silence on the part of the Examiner, as to their presence, but we notice that the Alturas and Silver Lake papers were not so prompted. Mr. Lavis left here by team and went so far north as Silver Lake. It is not known what he is here for, but the supposition is that he is out for either Gould or Hill, as the Harriman lines already have had their big men through this section, and know just what to do when the time arrives for action.

On Thursday Mr. Harris again arrived in town, and was accompanied by a Mr. J. W. Burke also of New York City. The Examiner has not been able to establish his identity, but he also must be associated with some railroad interest. He secured a team and drove thru the snow and slush up into the Chewaucum valley, through the now famous Crooked River Pass leading out of the Golden Goose Lake valley. The gentleman did not state his purpose, but it is known that the further he went on his trip the more enthused he became over this country and its wonderful opportunities of every sort. He said there was sure to be something doing here in the very near future.

NEW RULING AS TO GOVERNMENT LAND

Looks as Though An Entry Man Can Secure 480 Acres.

LOS ANGELES, Nov. 24.—A ruling by the secretary of the interior in a local case appears completely to nullify an important rule heretofore enforced as to the area of the desert land and the entryman ultimately is entitled to, has been received by the register of the Los Angeles land office. It is held that "one who holds land under an unperfected desert land entry is not the proprietor thereof within the meaning of the statute holding disqualified to make homestead entry one who is the proprietor of more than 160 acres of land."

This apparently indicates that, although an entryman has made an entry of 160 acres of land, he still may take a full 320 acres of desert land instead of the 160 acres heretofore permitted.

WILL NEED FRUIT CANNERY HERE

The Dallas Observer says that there is an opening for a fruit cannery here, and that berries and small fruits grow well. It has been demonstrated that an established cannery raises the value of land within four miles suitable for its products from \$25 to \$200 an acre. Manufacturer putting his money into a cannery risks more and makes less than the land owners. A cannery enables a farmer, who could barely make a living before, to be able to retire on his rental income after a cannery has run a year or two and given indications of remaining. There will also be an opening for a big plant of that kind in Lakeview, so soon as the railroad reaches this town.

School Notes.

Thanksgiving vacation of two days passed and the pupils have returned to their work with renewed vigor.

There has been a noticeably large increase of pupils during the present month. Pupils from Holstein, Iowa, Las Animas, Colorado and from Portland, Oregon, were registered Nov. 29. Registration on Nov. 12 at the close of the second school month was 275 pupils, at the present time it is about 290.

Miss Johnson of the fifth grade had a very pleasant and instructive program consisting of recitations and picture studies, on Wednesday before Thanksgiving.

The first and second primary departments are at work on their Christmas programs.

We are pleased to note a call from Mrs. Bailey during the past week. We should be pleased to be able to mention calls from more patrons. Mrs. W. F. Payne returned Tuesday night from her stay at Silver Lake.

WHO IS BACK OF PORTLAND, LAKEVIEW & EASTERN ROAD?

A New Move in the Oregon Railroad Situation That Means Much For Lakeview

SALEM, Or., Nov. 24.—Ten million dollars is the capital of Oregon's latest railroad acquisition. Beginning in the city of Portland running thence in a southerly and easterly direction in and through the counties of Multnomah, Clackamas, Linn, Cook, Klamath and Lake to Lakeview in the last named county, or to a point on Goose Lake in that county, is the new road's proposed route. A branch is also to be built connecting with the main line near the town of Lower Bridge, on the Des Chutes River, in Crook County, continuing thence in an easterly direction in and through the counties of Crook, Wheeler and Grant along the John Day river to a point in or near Canyon City; also another branch line commencing at Prineville, Crook County, running thence in a southerly and easterly direction through Crook and Harney Counties to Harney Lake or vicinity, according to a copy of the articles of incorporation filed with the Secretary of State today.

The new corporation will be known as the Portland, Lakeview & Eastern Railway Company, and is organized under laws of the territory of Arizona, papers having been filed there November 12 by William S. Dexter, Charles E. Elgutter, Edward S. Robinson, James Burns, Sydney, Rheinstrom, incorporators, all of Omaha, Neb.

Phoenix, Arizona is to be the principal place of business of the new corporation, with a branch in Portland, Or., in which latter place stock holders may meet and the directors have offices and transact all business of the road. The corporation is authorized to construct, maintain, operate and own a rail road or railroads in the territory of Arizona and the State of Oregon, and in such others as it may later acquire the corporate rights to enter. Single and double tracks and telephone and telegraph lines are included in the equipment of the line. The terminal in Arizona is to be Phoenix, Maricopa County, and others yet to be determined, while the terminal in Oregon has not yet been decided upon. The papers set forth that about 500 miles of the new road will be within Oregon's boundaries. There are 100,000 shares of stock of the par value of \$100 each, fully paid and non-assessable. The life of the corporation is set at 50 years, with privilege of renewal.

William S. Dexter, Edward Robinson and Sydney R. Rheinstrom, of Omaha; George W. Passell, of Portland; Robert B. Davey, of Edgemont, S. D., and Louis H. Chambers and Henry B. Wilkinson, of Phoenix, Ariz., constitute the board of directors. George W. Plisse, 235 Fourteenth street, Portland, is given as the general agent within the state of Oregon.

KLAMATH MAKES BID FOR SETTLERS

The Klamath boosters are busy, while here we are idle or relying on the efforts of the O. V. L. Co. to induce immigration. They recently got up an agricultural exhibit, which is to be shown at Chicago and also at Omaha.

Among the articles forwarded are: Oats, 8 feet 3 inches tall; carrots 20 inches long; blackberry vine (one year growth), 6 feet 6 inches tall; alfalfa (second crop), 6 feet 6 inches tall; timothy hay 5 feet tall; potatoes weighing 5 pounds, cabbages 28 pounds, beets 28 pounds, turnips 15 pounds; apples almost as large as a man's head, onions weighing 3 pounds.

It seems there is a law in this state that permits the county courts to devote \$1,000 each year for advertising purposes and that fund has been drawn on for the purpose of this exhibition.

Lake county is neglecting a great opportunity in not having a similar exhibition at such places. We have the goods, and should let the homeseekers know that such is the case, by ocular demonstration.

The Merrill Record says: Lewis Gerber and A. T. Langell brought in forty-five head of very fine brood mares which were purchased of the Herford Land and Cattle Company at Lakeview. The gentlemen are bringing 100 head of the best young mares in the county for parties in California who contemplate raising the finest mules to be had.

B. S. Tatro of the West Side, took Thanksgiving dinner in town.