

# MALHEUR COUNTY COURT PROCEEDINGS

## MINUTES OF THE MALHEUR COUNTY COURT MEETING—DECEMBER 7, 1966

Called to order by Judge Ellis A. White with County Commissioners Jacob Fischer and Earl Flock present.

Approved Order No. 8 in the matter of payment of claims, that the County Auditor issue warrants totaling \$13,779.69.

Based on complaints of persons incurring farm implements being pulled on County roads the County Court approved a letter to be sent to the person or persons informing them this act is illegal and to cease their violation.

The following claims were approved and ordered paid:

### GENERAL COUNTY FUND

**County Offices' Travel Expenses**—Vale Consumers Co-op, County Court, \$2.88; Sheriff, \$120.85; Assessor, \$50.01; Health, \$75.78; Northwest Gas & Oil, Inc., \$33.14; Assessor, \$15.95; Shell Oil Co., Sheriff, \$5.50; Standard Oil of California, Sheriff, \$64.15; Health Dept., \$11.18; Auto Replacement, \$42.34; William D. Jordan, Juvenile, \$59.86; William L. Doman, Juvenile, \$83.68.

Amalie Sutschkow, Medicare, \$49.68; Elliott Tire Co., Migrant Health, \$34.60; Gentry Ford, Inc., Health Dept., \$2.00; Migrant, \$17.75; Walt Gillespie, Surveyor, \$474.62; Cables Chevrolet Co., Sheriff, \$17.59; Kessler Chevrolet, Sheriff, \$28.82; Tidewater Oil Company, Sheriff, \$21.92; Union Oil Co. of Calif., Sheriff, \$9.95; Continental Oil Co., Sheriff, \$19.85; Imperial Hotel, Mental Health, \$26.00; Ellis A. White, County Court, \$42.46.

**Jail Expenses**—Ontario Grocery Co., Food, \$55.96; Farmers Co-op Creamery, Food, \$36.98; Albertson's, Food, \$11.46; Dee-Lite Bakery, Food, \$30.80; Hawley Meat Pack, Food, \$297.00; M & W Market, Food, \$1.98; C. John Kopp, M.D., Personal, \$11.00; Saint Alphonsus Hospital, Personal, \$10.00.

**Health Dept., Migrant Health, Mental Health and Medicare Expenses**—Everett E. Jones, Medical Investigation, \$17.93; Dr. Dorin Daniels, M.D., Examination of Mentally III, \$20.00; Dr. Joe Burdick, Psychiatric Services, \$225.00; Dr. Charles Stromberg, Psychological Services, \$180.00; Michael's Pharmacy, Health, \$1.75; Migrant, \$8.25; Kalbus Office Equipment, Inc., Health, \$3.75; Equipment, \$228.26; Malheur Drug, Inc., Health, \$90.00; Medicare, \$3.50.

Ken Pfaff, M.D., Medical Investigator, \$52.20; Dr. J. R. Mann, Examination of Mentally III, \$20.00; Ontario Clinic, Examination of Mentally III, \$120.00; Blair Whipple, Travel, \$69.49; Petty Cash, \$18.57; Capital Outlay, \$8.97; Holy Rosary Hospital, Mental Health, Answering Service, \$15.00; Rent, \$50.00; Malheur Home Telephone, Mental Health, \$34.90; Ontario Argus-Observer, Mental Health, \$39.52; Photosol Corp., Capital Outlay, \$53.95.

**Justice Court Expenses**—Mrs. Mina Bender, Vale, Secretarial Services, \$49.50; Chavelo Rodriguez, Ontario, Interpreter, \$10.00; A. F. Peters, Ontario, Power, \$5; Rent, \$50.00; Janitorial, \$2.50; E. Otis Smith, Nyssa, Clerical, \$50.00; Telephone and Power, \$17.67; Rent, \$50.00; Janitorial, \$2.50; Plus \$1.00 Short on Last Two Months; Mary F. Graham, Vale, Telephone and Power, \$17.67; Rent, \$50.00; Janitorial, \$2.50; M. G. Palmer, Jordan Valley, Telephone, \$10.00; Rent, \$30.00; The Malheur Enterprise, Vale, Supplies, \$1.99; Special Election Expense, \$81.60.

**Abundant Food Expenses**—Ontario Sanitary Service, \$2.50; Mrs. Wilda Forsman, Janitorial, \$45.00; Ontario Market, Food, \$4.08; City of Ontario, Services, \$4.00; Farmers Supply Co-op, \$33.47.

**Sheriff's Office Expenses**—Lee Enneberg, Radio, \$40.00; Robert G. Ingram, Revolving Fund, \$64.13; Department of Motor Vehicles, Telephone and Tax, \$22.00; Western Union, Office Supplies, \$1.85; J. Merle Cummings, Special Deputy, \$20.00; Estano's, Office Supplies, \$5.17.

**Juvenile Office Expenses**—Dr. Robert Keveren, Aid, \$27.50; Carl Burnham, Court Expense, \$200.00; Lee Enneberg, Radio Installation, \$35.00. **Assessor Dept. Expenses**—J. K. Gill Co., \$26.53; Dunham Printing Co., Supplies, \$21.00; Equipment, \$16.00; Oregon State Tax Commission, State Audit, \$96.00.

**Clerk Dept. Expenses**—Stevens-Ness Law Publishing Co., Supplies, \$11.74; Betty Will, Election Expense, \$12.20; Robert L. Morcom, Election Expense, \$44.80; Malheur Enterprise, Supplies, \$6.45; Stevens-Ness Law Publishing Co., Supplies, \$8.99.

**Courthouse Expenses**—Ontario Laundry, \$12.56; Ontario Plumbing & Heating, Repairs, \$15.90; L. K. Bullock, Repairs, \$3.49; Rodney Jones Electric, Repairs, \$41.12; Malheur Propane Co., \$185.69; City of Vale, Water, \$41.92; Dentinger's Feed & Seed, Housekeeping, \$41.00.

**Nursing Home Expenses**—Becker's Market, Food, \$240.80; Eddy's Bakery, Food, \$44.75; Home Dairies, Food, \$164.99; Josie Hager, Eggs, \$66.25; Continental Oil Co., Heat, \$96.76; Paris-Toole Concrete, Housekeeping, \$57.60; Malheur Drug, Housekeeping, \$31.92; Medical Supplies, \$47.69; Bi-Rite Variety, Housekeeping, \$12.96; Vale Supply Co., Linen Supplies, \$130.47.

**Miscellaneous Expenses**—John N. Hutchens, D.A., Travel, \$44.06; H. Clifford Looney, D.A., Travel, \$32.06; Bancroft-Whitney Co., D.A. Books, \$24.50; Shepard's Citations, D.A. Books, \$30.00; Stephen B. Fonda, Circuit Court Attorney Fees, \$30.12; I.B.M., Office Equipment, \$408.01; U.S. National Bank, Circuit Court Witness Fee, \$15.44; Special Election Expense, \$3,141.00; H. Clifford Looney, Institute and Conference Dues, \$175.00; U.S. National Bank, Circuit Court Witness Fees, \$66.36; Grand Jury, \$228.54; Petit Jury, \$2,153.88; Special Election, \$14.86.

Hysell Pumps & Well Drilling, Operating Contingencies, \$1,699.50; Business Men's Assurance Co., Employees Insurance, \$165.50; Public Employees Retirement Board, Social Security Expense, \$1,121.38; Nordling Parts, Weed Control, \$7.2; Farmers Supply Co-op, Weed Control, \$21.69; Joseph Maughan, Veterans Service, Rent, \$50.00; Joseph S. Maughan, Veterans Travel, \$32.68; Office, \$10.29; Mrs. Joseph Maughan, Veterans Service, Clerical, \$50.00; Blackaby Insurance Agency, County Official Bonds, \$229.82; Rod McKay, Foster Care, \$50.00.

### GENERAL ROAD FUND

Bullock Auto Parts, \$75.21; Northwest Gas & Oil Co., \$14.95; Kessler Chevrolet Co., \$12.50; City of Vale, Water Expense, \$4.00; Van Patten Lumber Co., Shop Expense, \$35.75; Vale Furniture Co., Keys for Shop, \$4.25; Consolidated Freightways, Equipment Purchases, \$56.14; Paris-Toole Concrete, Bridge Expense, \$103.20; Superior Block, Bridge Expense, \$7.80; Hansen's Sales, Bridge Expense, \$52.68; Nyssa Road Dist. No. 2, Road Maintenance, \$6,970.58; Ontario Pipe Supply, Road Maintenance, \$151.65.

**District No. 6 Expenses**—Frank's Chevron Service, Motor Fuel, \$23.60; Long's Service, Tires and Shop, \$39.90; Parts, \$7.45; Service Parts Co., Parts, \$2.61; Foulger Equipment Co., Parts, \$6.59; Crosby Service, Parts, \$85.96; Bill's Garage, Parts, \$16.00; State Line Cafe, Road Maintenance, \$2.09; Sam's Desert Inn, Road Maintenance, \$21.00.

**Law Library**—Bancroft-Whitney, \$61.00; Shepard's Citations, \$30.00; West Publishing Co., \$79.00.

**Boat Fund**—Rodney Jones, Owyhee Boat Ramp, \$10.80.

**Special Relief Fund**—Vale Consumers Co-op, \$4.39; The Merc, \$8.05; Mrs. Julian Bueno, \$5.00; Mrs. Roberto Mata, \$5.00; Ellis A. White, \$10.00.

Meeting adjourned until Dec. 14, 1966.

/s/ ELLIS A. WHITE  
County Judge  
/s/ JACOB FISCHER  
County Commissioner  
/s/ EARL FLOCK  
County Commissioner

## MINUTES OF THE MALHEUR COUNTY COURT MEETING—DECEMBER 14, 1966

Called to order by Judge Ellis A. White with Commissioners Jacob Fischer and Earl Flock present.

The following claims were approved and ordered paid:

**GENERAL COUNTY FUND**  
**Travel Expenses**—Tidewater Oil Co., Assessor, \$9.78; Migrant, \$3.15; Towell's Automotive Repair, Assessor, \$20.60; John K. Glover, Health Dept., \$16.00; Jan A. Stanton, Juvenile, \$40.00; William L. Doman, Juvenile, \$8.24; Continental Oil Co., Sheriff, \$4.64; Health Dept., \$9.17; Standard Oil of Calif., Sheriff, \$40.08; Health Dept., \$3.73; Auto Replacement Fund, \$62.34; Waldo Forsman, Abundant Food, \$4.92; Earl Flock, County Court, \$15.06; Don R. King, Health Dept., \$7.97; Migrant, \$7.57.

**Justice Court Expenses**—Jim Rowan, Ontario, Witness, \$5.00; Joe J. Millea, Ontario, Witness, \$5.00; Eleanor Miles, Ontario, Witness, \$5.00; Malheur Home Telephone, Ontario, \$14.65.

**Health Dept., Migrant, Mental Health and Medicare Expenses**—Apothecary Shop, Scientific Supplies, \$4.80; Migrant Drug, \$2.00; Malheur Drug, Inc., Scientific Supplies, \$14.10; McKesson & Robbins, Scientific Supplies, \$18.06; Ontario Pharmacy, Scientific Supplies, \$2.00; David W. Sarazin, M.D., Medical Investigation, \$19.16; Dr. James R. Mann, Examination of Mentally III, \$20.00; Dr. Joseph Burdick, Examination of Mentally III, \$15.00; David W. Sarazin, M.D., Examination of Mentally III, \$20.00; Intermountain Surgical Supply Co., Medicare Scientific Supplies, \$40.00; Ken Pfaff, M.D., Health Dept.,

Travel, \$83.35; Medical Investigation, \$34.00; Branom Instrument Co., Scientific Supplies, \$28.72; McKesson & Robbins, Scientific Supplies, \$6.00; Miles E. Thomas, M.D., Medical Investigation, \$150.00.

**Courthouse Expenses**—Standard Oil of Calif., Heat, \$533.24; Richardson Equipment Co., Housekeeping, \$136.35; Arrow Transportation Co., Heat, \$235.48; Rodney Jones Electric, Housekeeping, \$22.50; Honeywell, Inc., Repair, \$463.50; Pitney-Bowes, Inc., Postage, \$17.50; Blake, Moffitt & Towne, Housekeeping, \$90.80.

**Nursing Home Expenses**—E. R. Budge, Fire Alarm Inspection, \$15.00; American Janitor Supply, \$13.75; Idaho Food Products, Food, \$215.03; Boyd Coffee Co., Food, \$13.84; U.S. National Bank, Payroll, \$3,870.26.

**County Office Supplies and Expenses**—The Colwell Co., D.A., \$6.40; Powell's Office Supply, Sheriff, \$2.10; Tax Office, \$7.87; Treasurer, \$3.75; D.A., \$4.15; Health Dept., \$22.45; Ontario Justice Court, \$5.50; Juvenile, \$7.35; Mental Health, \$4.40; Malheur Home Telephone, Circuit Court, \$37.20; County Court, \$59.65; Sheriff, \$53.85; Tax, \$16.30; Jail, \$11.50; Clerk, \$41.20; Assessor, \$36.50; Auditor, \$14.48; Treasurer, \$15.00; D.A., \$84.90; Health Dept., \$37.80; Juvenile, \$39.15; Watermaster, \$15.60; Nursing Home, \$28.15; Surveyor, \$13.55; Special Election, \$39.00; Migrant Health, \$7.70; Kelco Supply Co., Clerk, Storage Files, \$39.25.

Dunham Printing Co., Clerk, \$1.50; U.S. National Bank, Treasurer's Safe Deposit Box Rent, \$6.00; Stevens-Ness Law Publishing Co., D.A., \$11.74; National Council on Crime and Delinquency, Juvenile Dept., \$5.00; Berliner & McGinnis, Sheriff, \$3.04; National Cash Register Co., Tax, \$5.55; Kalbus Office Equipment, County Court, \$2.98; Malheur Home Telephone, Abundant Food, \$15.80; Jatin Mukerji, D.A. Law Books, \$5.00; International Business Machines Corp., Office Machines, Maintenance Contract, \$95.96; The National Sheriff's Association, Sheriff Insurance, \$58.00; U.S. National Bank, Election Expense, \$23.96.

Emmett R. Knott, Watermaster Dept. Rodman, \$18.00; Carl Burnham Jr., Circuit Court, \$65.60; Harold Bender, Operating Contingencies, \$142.84; State Compensation Dept., Nursing Home, \$490.98; Medicare, \$2.25; Mental Health, \$4.68; General County, \$342.02; Oregon State Sheriff Association, Dues for 1967, \$25.00; Idaho Power Co., Sheriff, \$4.00; Courthouse, \$449.89; Nursing Home, \$133.16; Bully Creek, \$13.12; Abundant Food, \$18.23; Court-house, Housekeeping, \$20.42; Assessor Map Maintenance, \$4.56; Ontario Clinic, D.A. Investigation, \$50.00; Examination of Mentally III, \$56.00; Nyssa Gate City Journal, Official Advertising, \$60.00; Ontario Argus-Observer, \$544.65.

**Various Expenses**—Ray's Body Shop, Auto Replacement Fund, Painting of Four 1963 Plymouth Sedans, \$300.00; U.S. National Bank, County Payroll, \$10,000.00; U.S. National Bank, General County Payroll, \$12,500.00; John N. Hutchens, Travel and Expense, Apodaca Trial, Baker, Ore., \$171.44; State Compensation Dept., State Industrial Accident, \$69.04.

**GENERAL ROAD FUND**  
State Compensation Board, Accident Compensation, \$618.76; U.S. National Bank, Dec. 15, 1966, Payroll, \$1,437.40; Malheur Propane, Shop Expense, Propane, \$3.00; Idaho Power, Shop Expense, \$53.69; Malheur Home Telephone, Shop Phone, \$17.30; U.S. National Bank, Road Payroll, \$2,534.52.

**Law Library Fund**—West Publishing Co., \$60.00.

**Boat Fund**—Sinclair Refining Co., \$12.27; North Board of Control, Repairing Boat Ramp, \$480.70.

**Special Relief Fund**—Michael's Pharmacy, \$1.75; Drs. Kerby and Danford, \$100.00.

**Penal Fund**—Owyhee Steel, \$284.00.

Meeting adjourned until December 21, 1966. Voted on and carried. White, Flock and Fischer—Aye.

## MINUTES OF THE MALHEUR COUNTY COURT MEETING—DECEMBER 21, 1966

Called to order by Judge Ellis A. White with Commissioners Jacob Fischer and Earl Flock present.

Approved the resolution to set up a cash working fund not to exceed \$200.00 for the County Clerk's office.

Approved the resolution to crush gravel for road improvements in three areas of the County and for re-piling. Also let contracts to Clarence Leseberg, Ontario, and Nick Toole, Nyssa.

Meeting adjourned until December 28, 1966.

## MINUTES OF THE MALHEUR COUNTY COURT MEETING—DECEMBER 28, 1966

Called to order by Judge Ellis

## Buena Vista

By Helen Hoffman

Mr. and Mrs. D. L. Benedict were Jan. 21 evening callers at the Fred Schilling home. Mr. and Mrs. Denny Auken and Gene, Miss Carolyn Bohannon were Jan. 22 dinner guests in the Schilling residence.

Mr. and Mrs. George Folkman visited the afternoon of Jan. 20 with her mother, Mrs. Blanche Hoffman. The latter was a recent dinner guest in the home of Mr. and Mrs. Glenn Hoffman.

Mrs. Lloyd Cleaver spent a recent week in Malheur Memorial hospital and is now recuperating at home.

Mr. and Mrs. George Folkman and Russell Gressley were Jan. 22 evening visitors at the home of Mrs. Esther Stephen. They also visited with her son-in-law and daughter, Mr. and Mrs. Bruce McArthur, Bruce and Mark.

Out-Our-Way club members will hold their Valentine exchange party Feb. 9 at the home of Mrs. Esther Stephen.

### New Residents of Area

Mr. and Mrs. Don Nelson were recent dinner guests in the Bill Phillips home at Vale. The Phillips family accompanied them home and visited that evening. The Nelsons visited Sunday, Jan. 22, with Mr. and Mrs. Russell Fullerton at Vale. The Nelsons are

A. White with Commissioners Jacob Fischer and Earl Flock present.

Adopted the resolution granting to Skyline Farms to install a 34-inch irrigation pipeline under the County Road in SW 1/4 SE 1/4, Sec. 3, T. 18 S., R. 46 E.W.M.

Approved the resolution that the cost of fishing licenses to residents of states bordering Oregon be on a reciprocal basis or at the same cost as the bordering state charges Oregon residents for non-resident fishing licenses.

Approved Order No. 9 in the matter of payment of claims that the County Auditor issue warrants totaling \$18,776.37.

Approved Order No. 10 in the matter of payment of claims that the County Auditor issue warrants totaling \$17,972.43.

**General County Payroll (Period Ending December 31, 1966)**—Earl Flock, County Court, \$100.00; Norma Jean Fulwyler, Sheriff, \$132.00; Gaynelle Bates, Sheriff, \$132.00; Barbara Masterson, Sheriff, \$110.00; Rose Marie Rumsey, Clerk, \$250.00; Retroactive, \$25.00; Milford Ingebritsen, Assessor, \$500.00; John Hutchens, District Attorney, \$83.33; Sandra Thomas, Juvenile, \$194.32; Thomas William Whitlock, Welfare Work Program, \$450.00.

Adopted the Agreement for Funds for Community Mental Health Clinic.

Motion made to adjourn the meeting until January 4, 1967.

## MINUTES OF THE MALHEUR COUNTY COURT SPECIAL MEETING—DEC. 30, 1966

Approved the resolution to appoint John N. Hutchens as temporary deputy district attorney to act as prosecutor in the second trial of Richard Apodaca.

Meeting adjourned.

/s/ ELLIS A. WHITE  
County Judge  
/s/ JACOB FISCHER  
County Commissioner  
/s/ EARL FLOCK  
County Commissioner

Published Feb. 2, 1967.

### MRS. WALKER RETURNS

Mrs. Zack Walker resumed her duties as clerk at Wilson's Department store Jan. 21 after a month-long absence. She returned home Jan. 18 after spending some time with her son-in-law and daughter, Mr. and Mrs. Ben Rust and family in Portland. During her stay there, the Rusts became parents of a girl, Michelle Lee, who joined twin sisters, Angi and Andi.

### VISITORS IN McKEE HOME

Jack McKee of The Dalles, Ore., arrived Jan. 26 to spend several days with his mother, Mrs. George McKee. Mr. and Mrs. J. W. Armstrong of Wilder were Wednesday evening visitors of his sister, Mrs. McKee. Mrs. Leone Warner of Ontario was a Sunday afternoon visitor.

new residents of this community as they recently moved into the home vacated by Mr. and Mrs. Dick Province and family.

Miss Mary Jo Van Zelf spent a recent weekend visiting with her parents, Mr. and Mrs. William Van Zelf. She is a senior in elementary education at Eastern Oregon college at La Grande.

Mr. and Mrs. Wayne Simpson, Mr. and Mrs. Carl Simpson dined in Nampa Jan. 23 in honor of Mrs. Wayne Simpson's birthday anniversary.

### Celebrates Anniversary

Stuart Stephen celebrated his ninth birthday anniversary Jan. 17 with an after-school party in the home of his parents, Mr. and Mrs. Gene Stephen. Games were played; ice cream and cake were served.

Mr. and Mrs. Stanley Sisson and daughters were recent overnight guests of his parents, Mr. and Mrs. Harold Sisson.

Mrs. Aage Anderson and Mrs. Hans Jensen of Aurora, Neb., are house guests in the James Stephen home. The women are sisters of Mrs. Stephen.

Mr. and Mrs. Dallas Simpson, Shanna and Brett were recent weekend guests of his parents, Mr. and Mrs. Wayne Simpson. They also visited a brother, Mr. and Mrs. Clint Simpson and family.

Mr. and Mrs. Bill Richiesin visited Jan. 23 with his grandmother, Mrs. Zell Richiesin, a patient in Caldwell Memorial hospital.

Mr. and Mrs. Ray Gibson attended the wedding rites and open house reception for Mr. and Mrs. Garth McGuire at the home of the bride's parents, Mr. and Mrs. Ross E. Butler of Ontario. Mrs. Jay Gibson was a Jan. 20 overnight guest at the Don Gibson home in Ontario. Jay Gibson and sons were also callers that evening.

### Gail Cleaver Honored

Gail Cleaver, daughter of Mr. and Mrs. Delbert Cleaver, celebrated her eighth birthday anniversary with a party held Jan. 22 in the home of her parents. Fourteen guests were present for games, birthday cake and ice cream.

Mrs. Orma Cleaver was a Jan. 22 dinner guest in the Delbert Cleaver home. Larry Wilson and Ron Right were afternoon visitors in the Cleaver residence.

Mrs. Lester Cleaver left Jan. 18 for Portland where she attended a meeting of the Oregon State PTA Executive committee and board of managers. She returned home Jan. 20.

## Legal Notice

### NOTICE TO MINING CLAIMANTS

Published pursuant to section 5 of the act of July 23, 1955 (69 Stat. 367).

To Whomever It May Concern: PROCEEDING NO. BLM 67-6 (OR654).

Notice is hereby given in pursuance of a proper Request for Publication heretofore filed in accordance with section 5 of the act of July 23, 1955 (69 Stat. 367), and the regulations thereunder 43 CFR 3512.2-3512.6.

1. That on November 25, 1966, the State Director, Bureau of Land Management, whose address is 729 N. E. Oregon Street, P. O. Box 2965, Portland, Oregon 97208, filed in the Land Office of the Bureau of Land Management, Department of the Interior, at 729 N. E. Oregon Street, P. O. Box 2965, Portland, Oregon 97208, a request for publication of notice to all mineral locators or any person claiming under them involving a mining claim or claims located on all lands belonging to the United States and under the jurisdiction of the Bureau of Land Management in the County of Malheur, State of Oregon, described as follows to wit:

**Willamette Meridian—Oregon**  
T. 26 S., R. 46 E., secs. 3 to 8 incl., 10, 17 to 21 incl., 25 to 35 incl. T. 27 S., R. 46 E., secs. 1 to 36 incl. T. 28 S., R. 46 E., sec. 34. T. 29 S., R. 46 E., secs. 3 to 10 incl., 12, 15, 34. T. 30 S., R. 46 E., secs. 2, 8, 14, 25, 32 to 34 incl.

2. That if any person claiming or asserting under, or by virtue of any unpatented mining claim located prior to July 23, 1955, any right, title, or interest in the vegetative surface resources and other surface resources, under such mining claim, contrary to or in conflict with the limitations or restrictions specified in section 4 of said act, as to the above-described lands or any part thereof, shall fail to file in the Land Office of the Bureau of Land Management at 729 N. E. Oregon Street, P. O. Box 2965, Portland, Oregon 97208, and within 150 days from the below-stated date of first publication of this Notice, a verified statement which shall set forth as to such mining claims:

(1) The date of location;  
(2) The book and page of recordation of the Notice or certificate of location;

(3) The section or sections of the public land surveys which embrace such mining claims; or if such lands are unsurveyed either the section or sections which would probably embrace such mining claim when the pub-

lic land surveys are extended to such lands or a tie by courses and distances to an approved United States mineral monument;

(4) Whether such claimant is a locator or purchaser under such location; and

(5) The name and address of such claimant and names and addresses so far as known to the claimant of any other person or persons claiming any interest or interests in or under such unpatented mining claim;

Such failure shall be conclusively deemed (i) to constitute a waiver and relinquishment by such mining claimant of any right, title, or interest under such mining claim contrary to or in conflict with the limitations or restrictions specified in section 4 of the act of July 23, 1955 (69 Stat. 367), as to unpatented claims located after that date, and (ii) to constitute a consent by such mining claimant that such unpatented mining claim shall be subject to said limitations and restrictions, and (iii) to preclude thereafter, prior to issuance of patent, any assertion by such mining claimant of any right or title to or interest in or under such mining claim contrary to or in conflict with said limitations or restrictions.

Section 4 provides, generally, that unpatented mining claims located after July 23, 1955 shall not be used for purposes other than prospecting, mining, or processing operations, or uses reasonably incident thereto; that such claims will be subject to the right of the United States to manage and dispose of the vegetative surface resources thereof, and to manage other surface resources thereof; and that, except to the extent required for mining operations and uses reasonably incident thereto or to provide clearance for such operations or uses, claimants of such claims shall not use or dispose of vegetative or other surface resources thereof; and that, except for clearance for such purposes, any permitted severance or removal of timber must be in accordance with sound principles of forest management.

Said section 4 also provides that any use of the surface of any such mining claim by the United States, its permittees or licensees, shall be such as not to endanger or materially interfere with the prospecting, mining, processing or reasonably incident uses by the mining claimant.

The date of first publication of this Notice shall be Feb. 2, 1967.

Dated: Jan. 19, 1967.  
M. M. GORECKI  
Chief, Minerals  
Adjudication Section

Final publication: March 30, 1967.

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