

STATE LAND AGENT

Reports Methods Employed to Get Title to Mineral Base

Another Chapter From the Official Report of Oswald West

Upon taking charge of my office on September 1, 1903, I found that the state for some time prior to 1903 had been again attempting to make selections upon alleged mineral base, and a large number of the lists had been rejected by the commissioner of the general land office for the reason that the evidence furnished by the state was not sufficient to establish the mineral character of the "base" lands, and for the further reasons that some of the base had been previously used or had been sold in place by the state; that General Odell as attorney for the state had taken an appeal from the commissioner's decision, and action on the balance of the selections had been suspended awaiting the result of the appeal. After familiarizing myself with these matters I set to work to make a record of all pending mineral selections and the base used; I then, with the assistance of the clerks in the office of the clerk of the state land board, secured the addresses of all those who had purchased lands covered by the rejected lists and notified them, that they might be informed as to the condition of their titles and take such steps as they saw fit to protect their interests. I also found that a large number of selections made upon alleged leases in forest reserves, Indian reservations and fractional townships, and on account of homestead entries, had been rejected and calculated by the general land office for the reason that all of the alleged losses had been either satisfied by previous selections or never had existed. The purchasers of these lands also were notified and many have had their money repaid them by the state land board.

The mineral selections, amounting to about 73,500 acres, had been made upon base nearly all of which had been furnished by General Odell, who had conceived the idea of having a large number of school sections lying in remote and mountainous parts of the state adjudicated and returned as mineral that they might be used as base for indemnity selections. General Odell in his brief on appeal from the decision of the commissioner of the general land office to the secretary of the interior gives the following account of the hearing had at the La Grande land office, where most of the lands were adjudicated, and the proceedings in the other districts were the same.

"September 12, 1900, the state of Oregon made application to have the lands in a large number of school sections, not so returned, but which were alleged to be in fact mineral and therefore not the property of the state, adjudicated mineral, so that it might select lands in lieu thereof under the provisions of section 2275 as amended by act of February 28, 1891 (26 Stats. 796). Said application was made to the register and receiver of the United States land office at La Grande, Ore. The application was based upon the ex parte affidavits of miners, who testified to their personal knowledge of the mineral character of all the lands alleged to be mineral. The said register and receiver personally knew many of the men who made the allegations of the mineral character, and after careful consideration ordered a hearing in conformity with department letter 'N,' bearing date November 21, 1894.

"Testimony was taken, as per order, before Joseph A. Wright, notary, of Sparta, Ore., commencing December 3, 1900, and before Clarence Cole, a notary public, of Baker City, Ore., commencing December 10, 1900. The testimony thus taken was transmitted to the register and receiver of the La Grande office, and after careful consideration the following findings were had:

"Now at this time the above entitled application for an adjudication of lands, by the state of Oregon, came on for determination pursuant to notice duly given and after due and careful investigation and consideration of the testimony heretofore taken before Jos. A. Wright, at this office in Spar-

ta, Ore., he being the duly authorized and commissioned notary public to take such testimony as should be presented, we find as follows:

"That the testimony of the witness, direct and corroborating, and there being no protest or objection offered, shows that the following described lands are such lands as are within the contemplation of the act above set forth and under which this hearing was ordered, and are of such a character and were at the time of the survey thereof mineral in character and valuable only for the mineral therein contained and should be held by the United States, and that the state of Oregon should be allowed to select other lands in lieu thereof. (Then describes about 30 sections.)

"Now at this time the above-entitled application for an adjudication of lands by the state of Oregon, came on for determination pursuant to notice duly given, and after due and careful investigation and consideration of the testimony heretofore taken before Clarence Cole at his office in Baker City, Ore., he being the duly authorized and commissioned notary public to take such testimony as should be presented, we find as follows:

"That the testimony of the witnesses, direct and corroborating, and there being no protest or objection offered on behalf of any person, shows that the following-described lands are such lands, are within the contemplation of the above act set forth and under which this hearing was ordered, and are of such a character and were at the time of the survey thereof mineral in character and valuable only for the mineral therein contained and should be held by the United States, and that the state of Oregon should be allowed to select other lands in lieu thereof. (Then follow descriptions of about 65 sections.)

"It will be seen from Mr. Odell's account of the proceedings that the application to have these lands adjudicated was made by the state of Oregon, and as no one but the Governor, or some one acting for him, could ask for this hearing in the name of the state, he was without a doubt aware of the proceedings, and had, or should have had, a list of the lands to be adjudicated, and should have seen that they were withdrawn from sale until their character could be determined, for, if they were, as was being alleged, mineral in character, the state did not have title and could not rightfully sell them. And furthermore the state was attempting to establish the mineral character of school lands, some which had been sold to innocent purchasers and had it succeeded would have thereby defeated its own titles and left the many purchasers with no recourse but that of recovering the money they had paid the state for the land. These lands should have been stricken from the list, and those not sold withdrawn from sale that they might be used as base, in event their mineral character could be established, without defeating someone's title. But on the contrary the sale of these lands continued without interruption while they were being adjudicated, and long after, even when they were being used as base for indemnity selections and any claim the state may have had to them was being thereby relinquished to the United States by the Governor.

"The using of those lands, which had been sold in place by the state, for base did more than anything to cause the rejection of the mineral selections by the general land office, for few of the lists had been approved, and others would probably have gone through, had not a protest, filed by the owners of school sections which had been used for base by Mr. Odell and the state land agent, caused an investigation by the commissioner which led him to believe that the state was not only acting in bad faith towards its grantees, but also was trying to unload onto the government a lot of worthless lands in their stead."

Sure Cure for Piles.
Itching piles produce moisture and cause itching, this form, as well as Bleeding or Protruding Piles are cured by Dr. Bo-sank-o's Pile Remedy Stops itching and bleeding. Absorbs tumors. 50c a jar at drug-gist, or sent by mail. Treaties free. Write me about your case. Dr. Bo-sank-o, Phila., Pa.
Fore sale by Dr. S. C. Stone, druggist

Pennsylvanians living in Oregon have formed a society for the purpose of advertising the Lewis and Clark centennial in their home state, securing an appropriation for the fair from the Pennsylvania legislature, and providing for the comfort of Pennsylvanians visiting the fair. There are about 8000 natives of Pennsylvania now living in Oregon.

NO MORE HEADACHE

GENERAL WEAKNESS AND FEVER DISAPPEAR TOO.

How a Woman Was Freed From Troubles That Had Made Life Wretched for Many Years.

If headache should disappear from the list of human diseases what a burden of suffering would be lifted from the shoulders of humanity! Few people are altogether free from it, and it usually appears at the most inopportune times and seriously interferes with the duties and pleasures of life. Some persons are so unfortunate as never to be without it.

The immediate cause of headaches vary, but most of them come from poor or poisoned blood. In anemia the blood is scanty or thin; the nerves are imperfectly nourished and pain is the way in which they express their weakness. In colds the blood absorbs poison from the mucous surfaces, and the poison irritates the nerves and produces pain. In rheumatism, malaria and the grip, the poison in the blood produces like discomfort. In indigestion the gases from the impure matter kept in the system affect the blood in the same way.

The lesson of all this is, get rid of the bad blood, and you get rid of the headache. Relief lasts when the cause of the pain is removed. The general health is improved at the same time.

The ordinary headache cures at best given only temporary relief. They deaden the pain but do not drive the poison out of the blood. The pain soon comes back again. Dr. Williams' Pink Pills on the contrary thoroughly renew the blood and the pain disappears permanently. Women in particular have found these pills an un-failing relief in headaches caused by anaemia.

Miss Stella Blocker recently said: "Dr. Williams' Pink Pills did me a great deal of good. I had headache nearly all the time. After I had taken three boxes of these pills I became entirely well. I am glad to say that they are just good as they are recommended to be."

"How long had you suffered?" she was asked.

"For several years. I can't tell the exact date when my illness began for it came on by slow degrees. I had been going down hill for many years. I had an attack of grip and after that my health remained very poor."

"Did you have any other ailments?" "I was very weak and sometimes I had fever. One attack put me to bed for about four weeks. My liver and kidneys were affected as well as my head."

"How did you come to take the remedy that cured you?"

"A little over a year ago I saw in a Southern newspaper a statement of some person who claimed to have been cured of a like trouble by Dr. Williams' Pink Pills. My physician hadn't done me any good, so I bought a box of these pills. After I had taken one box I felt so much better that I kept on until I became entirely well. Since then I have recommended the pills to many friends, and I am glad to tell every one how good they are."

Miss Blocker's home is at Leander, Louisiana. Dr. Williams' Pink Pills the remedy to which she owes her complete recovery, are sold by all druggists. Besides headache they cure neuralgia, sciatica, nervous prostration, partial paralysis and rheumatism.

Library Report for January.
Number of persons using the reading room, 1670.
Number of books in the library, 1740.
Number of loans, 64 per cent being fiction, 829.
Number of new books received: Purchased, 103; donations, 137; total, 240.
Number of new members, 55.
Total enrollment, 298.
FLORELLA E. PHILLIPS, Librarian.

A Touching Story

is the saving from death of the baby girl of Geo. A. Eyer, Cumberland, Md. He writes: "At the age of 11 months, our little girl was in declining health, with serious throat trouble, and two physicians gave her up. We were almost in despair, when we resolved to try Dr. King's New Discovery for Consumption, Coughs and Colds. The first bottle gave relief; after taking four bottles she was cured, and is now in perfect health." Never fails to relieve and cure a cough or cold. At J. C. Perry's drug store; 50c and \$1.00 guaranteed. Trial bottle free.

A model life saving station equipped with a crack crew will be one of the features of the government display at the Lewis and Clark exposition. Daily drills will be given showing how Uncle Sam saves the lives of persons shipwrecked off the coasts.

CONCEDE BROKEN ROCK

Opponents of Paving Are Now in Favor of Little Progress

A meeting was held the other day in a private office of property owners who are fighting bitulithic pavement and they are reported to have decided to ask a broken rock street improvement "at least as good as the Liberty road" built by the farmers.

Mr. Boothby was present, representing large property owners, and said they were willing to concede broken rock on the main business streets.

It will be very gratifying to the people of this city to learn that the elements concede anything in the way of improvement of the streets.

It recalls the days when Al Coolidge, as county commissioner, was to be hung in effigy for ordering the present court house forty years ago. The world do move even at Salem.

Public Is Aroused.

The public is aroused to a knowledge of the curative merits of that great medical tonic, Electric Bitters, for sick stomach, liver and kidneys. Mary H. Walters, of 546 St. Clair ave., Columbus, Ohio, writes: "For several months I was given up to die. I had fever and ague, my nerves were wrecked; I could not sleep, and my stomach was so weak from useless doctor's drugs that I could not eat. Soon after beginning to take Electric Bitters I obtained relief, and in a short time I was entirely cured." Guaranteed at J. C. Perry's drug store; price 50c.

The roads about the grounds of the Lewis and Clark centennial will be paved with crushed red granite brought from South America. The granite, when crushed and laid out on the roads, works together so as to make a hard, compact road, almost free from dust.

Peculiar Disappearance.

J. D. Ruyuan, of Butlerville, Ohio, laid the peculiar disappearance of his painful symptoms, of indigestion and biliousness, to Dr. King's New Life Pills. He says: "They are a powerful remedy for dizziness, sour stomach, headache, constipation, etc." Guaranteed at J. C. Perry's drug store, price 25c.

Leaven the Lump

That is what the whole world is trying to do, in one way or another and none are so successful as those who use

Eppley's Perfection Baking Powder

Ask your grocer for it for two reasons, viz: because it is the best and because it is made in Salem.

Gold Dust Flour

Made by THE SIDNEY POWER COMPANY, Sidney, Oregon. Made for family use. Ask your grocer for it. Bran and shorts always on hand.

P. B. Wallace AGENT

ALL KINDS OF FRUIT TRAYS AND ORCHARD BOXES at the shop of

G. F. Mason
Miller Street, South Salem.
PHONE 2191 Red.



Out the Can and compare the quality of Economy Brand Evaporated Cream

with any of its imitations. Note the difference. See how smooth and appetizing our product is, owing to its heavy consistence, which keeps the butter fat equally distributed, in contrast with the cheap and thin imitations which allow the butter fat to rise and form unsightly clods.

Teachers' Examinations.
Notice is hereby given that the county superintendent of Marion county, Oregon, will hold the regular examination of applicants for state and county papers at the Methodist church, beginning Wednesday, February 8, 1905, at 9 o'clock a. m., and continuing until Saturday, February 11, 1905, at 4 o'clock p. m.
E. T. MOORES,
County School Supt.



THE KEY TO THE SECRET
of good bread making lies in a bag of flour from the Salem Mills. It is made by the most perfect process, from the choicest wheat, and makes the whitest and most delicious bread that makes it in reality "the staff of life," by its healthful and nutritive qualities.

Salem Flouring Mills

It's hard to Convince



some people that cheapness without quality does not pay. A good article at a low price is the true meaning of a bargain. The following are trustworthy quality and the prices are a little bit lower than the average value.

Harritt & Lawrence



A Scotch Highball
made from our fine old Scotch whiskey is invigorating and bracing in cold weather. Our fine stock of whiskeys are pure and the finest distillation, and is a treat to the epicure or the connoisseur to test the velvety smoothness and fine flavor of it

E. Eckerlen
258 Commercial Street

Fine Property at a Bargain

Choice piece residence property on principal street within three blocks business part of city.
Nice large, modern home, about one acre of ground near school and car line, all kinds of fruit, beautiful shrubbery, etc. All modern conveniences.
These are both extra choice buys for homes or investments.

DERBY & WILSON,
244 Commercial St. Salem, Oregon

Winter Is Not Over

We will probably have some cold weather yet and you will need a heating stove. We have cut prices on every heating stove in the house. Call and examine them.

R. M. Wade & Co.

Their Bank

The relations existing between this bank and its customers are close and cordial. We esteem it a compliment to have people lay claim to the institution as being THEIR bank. Is it also yours? We make an earnest effort to accommodate all callers. Our aim is to make this in every respect the Peoples' Bank; a bank where all may feel at home; a place where those of moderate means may expect the same treatment as those more favorably situated.

Salem State Bank

Salem, Oregon

Wall Paper

Latest designs in stock, and good work guaranteed. We have the small store and small prices
E. L. Lemmon
299 Liberty St.
Phone 2475



Sold in Salem by S. C. Stone.

Put on Ayer's and be proud of your hair
A little pride is a good thing. Then why be contented with thin, scraggly hair? faded, gray hair? Put on Ayer's Hair Vigor and have long, thick hair; beautiful hair, without a single gray line in it. Keep young.