WOOD RIVER TIMES.

VOL. I.---NO. 120. HAILEY, IDAHO, SATURDAY, OCTOBER 7, 1882. TWELVE AND ONE-HALF CENTS PER COPY.

WOOD RIVER TIMES

HAILEY, IDAHO.

Published Every Evening, Sundays Excepted.

OFFICE: TIMES BUILDING, S. E. COR MAIN AND CROY STREETS.

Subscription Rates:

One copy, one year, by mail	$20 00
One copy, six months, by mail	10 00
One copy, three months, by mail	5 00
One copy, one month, by mail	2 00
One copy, one week, delivered by carrier	50
Single copies	12½

Mail subscribers are required to pay in advance.

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MR. AINSLIE'S BILL.

BY WHICH HE PROPOSES TO CREATE A GIGANTIC MONOPOLY,

That Will Own all the Water in the Great Snake River and its Tributaries.

[Official copy.]

47th Congress—1st Session. Printer's No., 4010.

In the House of Representatives, January 30, 1882. Read twice, referred to the Committee on the Public Lands, and ordered to be printed.

Mr. Ainslie introduced the following bill:

A bill relating to the Idaho Land and Irrigation Company, and providing for the reclamation of arid lands in Idaho Territory.

Whereas, the Idaho Land and Irrigation Company has been incorporated under the laws of Idaho Territory for the purpose of digging, owning, and maintaining canals and ditches in the Territory of Idaho, and of directing thereto, from living and natural streams, water-courses, and springs, water, and of selling or otherwise disposing of and utilizing the same in the reclamation of arid lands, and for such other uses and purposes as may be deemed practicable and advisable, and of acquiring and reclaiming waste lands, and improving, selling or otherwise disposing of the same: Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the right is hereby granted to the said Idaho Land and Irrigation Company to locate, construct, and forever maintain a canal or canals, with lateral branches running therefrom, on both sides of Snake river, including the streams jutting into said Snake river, also Boise river, and streams jutting into said Boise river at such points on said Snake river and Boise river as from the topography of the country may be deemed most suitable for diverting the waters of said rivers and streams; said canal to commence at or near the American Falls, on Snake river, so as to irrigate all the arid lands lying on the south side of said Snake river from a point known as American Falls, on said Snake river down to the mouth of Malheur river, below old Fort Boise; also from living streams and springs and Boise river, to flow and reclaim all arid land lying between said Snake river and the Middle Fork of Boise river down to where the main Boise river puts into the Snake river, ditches and canals to be taken out of said streams and Boise river at such points as may be practicable to irrigate and reclaim said arid lands lying between said Snake and Boise rivers from the American Falls on Snake river, north to a point on the Middle Fork of Boise river known as Atlanta, down said streams and west to the confluence of the said Snake and Boise rivers; and the said company shall have the right to locate, construct, and maintain lateral or branch canals from the main or head canal wherever water may be needed for irrigating the desert lands in said valleys as above described; and said company shall have the exclusive right to appropriate, flow, divert, and distribute the waters of said rivers and streams for the purpose of irrigating the lands of said valleys, and to charge and collect from parties using such water reasonable tolls; and also the right to construct and maintain such dams, sluices, and locks in said rivers and streams, and such aqueducts, tunnels, and flumes in said canals and lateral branches' as may be necessary to flow, divert and distribute said waters; and said company shall have the right to enter upon and take from the public lands any rock, earth, and other material that may be required for the construction of said dams, canals, flumes, aqueducts, or in the maintenance thereof; and shall also have the right, wherever the said canals and branches pass through the public lands, to take, occupy and use the public lands as a right of way for said canals and branches, not exceeding two hundred feet in width on either side thereof, and also the like right of way over and through any lands owned by individuals; and in case the owners of such individual or private lands and the said company shall not be able to agree upon the value of the land so taken, then the said company may condemn such lands according to the provisions and requirements of the act of Congress approved July 2, 1864, entitled "An act to amend an act entitled 'An act to aid in the construction of a railroad and telegraph line from the Missouri river to the Pacific ocean, and to secure to the government the use of the same for postal, military and other purposes,' approved July 1, 1862."

SEC. 2. That the said company shall have the right to construct said main canals sufficiently large to afford a water-level at least sixty feet in width, six feet deep, and an average current of one mile per hour. It shall be the duty of said company to keep the same in suitable repair and condition, so that every occupant and owner of lands within the flowage of said canals shall, during every season, be able to procure a proportionate share of water for irrigation, for which said company shall have the right to demand and collect reasonable tolls or compensation. But nothing herein contained shall be so construed as to preclude said company from supplying water for other purposes for which they shall be entitled to demand and receive just compensation. That for the purpose of aiding in the construction of said canals and ditches there is hereby granted to said company every alternate section within the limits of the above-described territory of land that is practicable to irrigate; said land to be selected from the even-numbered sections, and to be taken from sections and parts of sections of the surveyed land of the United States not heretofore granted, reserved or sold, or to which pre-emption or homestead claims have not been proved and established according to the laws of Congress, mineral lands being excepted from this grant. That as soon as said corporation shall file in the Department of the Interior a map designating the lines of canals and ditches, as near as may be, the Secretary of the Interior shall thereupon cause the lands hereby granted within said limits to be withdrawn from market; and that the sections and parts of sections of land which by such grant shall remain to the United States within said limits of this grant shall not be sold for less than double the minimum price of the public lands where sold, nor shall any of said lands become subject to private entry until the same have been first offered at public sale at the increased price. Said company shall also have the right to construct dams across any of the rivers and streams at any convenient and practicable points and use the waters of said rivers and streams in aid of and as auxiliary to said canals and ditches. That the Surveyor-General of Idaho Territory, or any other person the Secretary of the Interior may select, is hereby constituted a commissioner to select the lands to which said company shall be entitled under the provisions of this act, and shall, after said maps are filed in the Interior Department, proceed to select said lands, and report a map thereof to said department; and when said commissioner shall be satisfied that a section of canal has been completed in the manner required by the provisions of this act, covering by its flow land equal to one township, he shall forward a certificate of such fact to the Secretary of the Interior, accompanied by a plat of such completed section, whereupon said Secretary of the Interior shall cause a patent to be issued to said company for sections of land to which it shall be entitled for such completed section of canal or ditch; and in like manner said company shall thereafter receive a patent for every such section of completed canal or ditch until the last section of said canal or ditch, being one township or less, shall have been completed as required by this act; and if said canals or ditches, covering all the land practicable to be irrigated within the aforesaid boundary lines, shall not be completed by the first day of July, 1892, then the lands hereby granted, and not already patented to said company, shall revert to the United States and be disposed of as other public lands.

SEC. 3. That said Surveyor-General or any one else while acting as such commissioner shall receive a reasonable compensation and his necessary expenses, to be paid by said company.

SEC. 4. That the right is hereby expressly reserved to Congress to so amend the provisions of this act as to secure the benefits designed to be conferred upon the owners and occupants of said lands.

W. T. RILEY,
REAL ESTATE AGENT
Notary Public & Conveyancer.
Office Over Riley & Tracy's Drugstore,
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The Best Brewed Lager Beer on the River!
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SEE THE LIST:

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White-ribbed, all wool underwear	1 75	1 00
Finest stripped wool underwear	3 00	2 50
Stockings, per dozen pairs	1 50	1 00
Stockings; per dozen pairs, linen	3 00	2 50
Shaker stockings, one-half wool per dozen	3 50	3 00
Stockings, all wool, double heels and toes	6 00	3 00
Canton flannel drawers	1 25	75
Oil-tanned buckskin gloves	2 00	1 50
Fur-faced buckskin gloves	2 00	1 50
Lined gauntlets, very fine	4 00	2 75
Ladies' fur-topped kid gloves	2 00	1 25
Wristlets, all wool	50	25
Wristlets, all wool	75	50
Cashmere shirts	2 50	1 75
Gents' silk scarfs, latest patterns	1 25	75
Skating caps, all wool, very useful for teamsters and all others exposed to the cold	1 00	50
Linen handkerchiefs, each	75	35
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Fine silk plush hats, suitable for ladies or gentlemen	8 00	6 00

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Charge for the winter, $10; horses fed to hay, $5 extra.
He will secure all parties trusting their stock to him against all losses while the animals are in his charge.
He will begin to receive horses for the winter on the
20TH OF NOVEMBER,
at Vanlandingham's Corral in Bellevue.
G. M. WILSON.
Goose Creek, I. T., August 30, 1882. a31-3m

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1850 1882
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Hailey, Idaho, July 26, 1882.

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Special Notice for Publication.

Office at Boise City, Idaho, August 25, 1882.

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 the Clerk of the District Court for Alturas County, Idaho, at Hailey, Idaho, on October 9th, 1882, viz: Adam C. Hatfill, of Alturas County, Idaho, Pre-emption Declaratory Statement No. 2391, for the lots 1 and 2 and south half of northeast quarter section 1 township 1 north, range 18 east.

He names the following witnesses to prove his continuous residence upon, and cultivation of, said land, viz: Elken B. Hall, John Lester, William C. Morris, William Goodman—all of Bellevue postoffice, Alturas County, Idaho.

a5td JOHN B. MILLER, Register.

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