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THE BIGGEST SALE YET

The Famous Yuba East Ore Shoot Released From All Litigation---Every Litigant Bought Out By Boston-Pioche Company---New Incline Shaft Started Immediately.

Rumors have been current for some time that something mysterious was going on in connection with the celebrated Yuba East lawsuit. A mere mention of this name brings to the memory of most of us how Wm. Lloyd and John R. Cook struck the shoot of ore in the great porphyry dike two years last January, that promised to make them rich men in a few months. They shipped two carloads of ore, running over \$120 to the ton at present values, when down upon them came the lawsuit and injunction brought by A. W. McCune of Salt Lake that stopped all work and kept Pioche from making a record that would have brought it to the front two and one-half years before the railroad was to reach it. And now with the railroad gangs working in sight of the town, and Railroad Day almost upon us, suddenly comes the news that this great shoot of ore, that has done more than any one thing to prove the immense value of our now famous porphyry dike, is freed by the court and can be immediately opened up.

Charles S. Miller, president of the Boston-Pioche Mining Company, upon being interviewed, said: "Yes, we own the Yuba East, and it feels pretty good to me to make that statement. Ever since I got out of Messrs. Lloyd and Cook, out at their Mendha mine in June, after long arguments and pleadings, an intimation that they might be induced to take a fair price for their end of the suit rather than to spend years in court, I have been working and writing lawyers every day until finally successful. Why, that was the worst fight for a lawsuit I ever got up against. Both sides were fighting mad, besides knowing they were fighting for a prize worth millions. They had got it up to the Supreme Court of Nevada, where it has been twice argued, and both sides, regardless of which would have been whipped, were ready to carry the case to the United States Supreme Court. And two more suits were ready to launch by the loser. Why, the lawyers could have supported their families for years on that suit, for the principals were like two bulls with their horns locked. But we had some good lawyers, too--Sullivan & Cromwell, of New York City, than whom there are no better in that city; LeGrand Young, Esq., of Salt Lake City, and last, but not least, Charles Lee Horsey of Pioche, whose work on title, and his opinion, were highly complimented by the other lawyers. Why, there were only seven innocent looking mining claims according to the records, lying on top of that one ore shoot, all in different parties' names, and it was quite a tangle to unravel them."

"Mr. McCune, after he had once come to an agreement, did all in his power to help the matter out, and finally everybody got tied up, signed papers and the deal went through, giving us perfect title, because we captured every claim."

"We have by survey located the exact place for a shaft to strike the ore body exposed in the Pacific tunnel, and three shifts began work September 19th under Foreman Cleine putting down an inclined shaft to tap the ore body. This shaft will go down on record time, and before December 1st we will be in shape to take out ore both by shaft and tunnel with the best of ventilation. Then will come some ore shipments that will make the mining world sit up, rub its eyes and say, 'What's the matter with old Pioche--that looks pretty good?'"

This is good luck for all Pioche, and we offer our heartiest congratulations to Mr. Miller and his company, which thus comes to the front with a rush. With the Yuba East, Boss and Scranton and Silver Peak, they own nearly a mile of one of the best dykes ever discovered in America, and one that has been proved to 1,400 feet in depth, not to mention the McFadden and their other properties. The company can now look forward to years of profitable mining, and we do not have to know what cash they have in their treasury--the Yuba East ore shoot stands out plainer than any bank account.

It just looks a big piece of luck that this should have happened so near to our Railroad Day, that we have looked forward to for so many weary years. To the back and rear, ye croakers of days gone by, the luck of Pioche has changed.

COURT DOINGS Recent Grand Jury Report

Proceedings in the district court were resumed Monday morning at 10 o'clock a. m., and the trial jurors served, nearly all answered to their names. Several were excused by the court, and the list of jurors for service contained twenty-eight names.

Miss Edith Freeman was appointed by the court as the pro-tem stenographer.

The first criminal case called for trial was the State vs. James. This was a charge of burglary, and after the jury was selected proceeded to trial. In this case the defendant did not give a very plausible story for himself, trying to implicate some mysterious woman into the theft. The jury had the case about half an hour and returned a verdict of guilty as charged in the indictment.

The next case was the State vs. Rogers on a charge of assault with intent to kill, on the person of R. Wilkinson. A jury having been selected, and being late in the afternoon, the jury was admonished by the court and an adjournment taken until Tuesday morning at 9:30.

Court convened at 9:30 Tuesday morning and proceeded in the case of the State vs. Rogers. After all the evidence had been submitted and the court's instructions given, the jury was seven and a half hours deciding the case, returning a verdict of acquittal.

The next criminal case on the docket for trial was that of the State vs. Gonsolas, charged with assault with intent to kill. The jury in this case was out but a short time and returned a verdict of guilty as charged.

Wednesday, the day's proceedings started with the case of the State vs. Howard and Kelly on a charge of house-breaking, brought by the grand jury, while the preliminary papers showed the charge to be grand larceny, and the defendants' attorney moved to have a return of not guilty made by the jury, and the court so sustained the motion. Some of the jurors seemed to be in doubt as to the proceedings in this case by

Thursday night, as Frank Thompson and his wife were starting to make a night trip to Caliente, the horses shied in front of the Catholic church and ran up on the bank on the Roeder corner, tipping the vehicle over. No one was badly hurt.

the court and retired to discuss the proposition of dismissing the defendants on the charge of housebreaking. They finally returned a verdict of not guilty on the housebreaking charge.

In the case of the State vs. Pete Peterson, the defendant appeared in court and changed his plea of "not guilty," to that of guilty, and the time for sentence was set for Saturday at 10 a. m. This is a case of too much intoxicants while in the employ of the San Pedro railroad at Caliente. It seems the young man proved up \$1,300 short in his balances, hence the proceedings against him.

The case of the State vs. Michael Larkin, on a charge of burglary, at Caliente, was next on the calendar, and the case was given to the jury at 8:30 p. m.

Thursday, in the case of the State vs. Y. Kato, for receiving stolen goods, terminated in a conviction for the amount of less than \$50. This should have been a justice court case.

The jury in the case against M. Larkin for burglary, after being out all night and up to the following afternoon, reported to the court that they could not reach a verdict, and were discharged. A second trial will be heard of this case.

T. Howard and James Kelly were given a trial on the indictment for grand larceny, and the jury returned a verdict as follows: Howard found not guilty and Kelly guilty of petit larceny.

In the case of Y. Kato, for receiving stolen goods at Caliente, the time for pronouncing sentence was dated at 9 o'clock this morning, and the defendant was sentenced to ten days in the county jail and a fine of \$100. Other sentences were continued until next Wednesday at 9 o'clock.

Geo. C. Fetterman was called before the court Friday morning for failing to appear on the specified time of the subpoena, and fined \$150 for contempt of court. The McGwin murder case will be called the first of the week.

Real estate transfers were numerous in Pioche the past week.

A most successful dance was given last evening for the benefit of the Pioche base ball team, at the Thompson opera house.

REPORT OF THE SANITARY COMMITTEE.

To the Foreman of the Grand Jury:

Your committee appointed to report on the sanitary condition of the town of Pioche beg leave to report as follows:

Your committee has made an inspection of the streets, alleys and back yards of the town of Pioche, and find the same in bad condition, and the filth that exists in some places might be the means of some epidemic. We recommend and demand that the proper authorities investigate the matter.

HENRY MATHEWS,
WM. H. LISTON,
EDWIN LYTLE.

REPORT OF THE COMMITTEE ON ROADS

To the Foreman of the Grand Jury:

The Pioche district No. 2 we find in good order, and kept up as well as the finances of the fund will permit. We respectfully recommend that the road from the old Burke ore bins to a point opposite Dan Lloyd's stable be changed so as to run in a more direct line.

The roads in Panaca road district No. 3 are also in fairly good condition and we find that the money appropriated by the board of commissioners for fixing the lane between Panaca and Bullionville has been well expended and a good piece of work accomplished. To the betterment of the roads in this district we recommend that two small bridge crossings be put in before the winter sets in, across the two large ditches that lie between the Olson and Yoacham ranch.

Considerable work is necessary to put the roads in Virgin district No. 4 in good shape, and as the main traveled road is from the Lower Muddy to Moapa railroad station, and it being the main shipping point for all the farmers of the section, we have been reliably informed that the residents of that district are willing to co-operate with the county in the betterment of the roads in that district, and to that end are willing to contribute as much as the board of commissioners will appropriate, we recommend that the board of county commissioners appropriate for

the betterment of the roads in said Virgin road district, a sum equal to that which the residents of said district shall contribute and pay into the county treasury for that purpose.

We recommend that the board of county commissioners ask the San Pedro, Los Angeles and Salt Lake railroad company, to fix the present road crossing on the line situate about three-fourths of a mile northeast of Clover Valley, as in its present state it is a very dangerous crossing; and that they fix the grade of the road at the turn one-fourth of a mile north of Barton's ranch, so that it will go over the point of the hill instead of along side of the railroad track, as in its present state it is one of the most dangerous places imaginable for a team, in case of a train passing there.

In case there is not sufficient funds in the several road districts to carry out the recommendations, as suggested by your committee, we respectfully recommend that if there is sufficient funds in the general fund of the county, that the board of county commissioners appropriate a sum sufficient to carry out the same.

The road between Panaca and Clover Valley not being in any established road district, and some work is necessary to repair three or four very bad places, we recommend that an appropriation of \$50 be made by the board of commissioners, to be expended on said piece of road.

We find that the recommendations of previous committees on roads, as to having guide boards put up at road points, have met with no results, and as it is the duty of the Board of Commissioners under Section 440, to have them put up, we call their attention to this matter as one of vital importance, and one that is their bounden duty to comply with and see that the guide boards are erected.

Respectfully submitted,
F. C. LEE,
S. A. ANGELL,
A. A. WOODS,
J. N. HOLLINGER.

REPORT OF THE BOOK COMMITTEE.

We the undersigned committee of the Grand Jury on books submit the following report:

We have examined the books of the County Treasurer and find them kept in a neat and workmanlike manner, but find a shortage in the amount of money on hand owing to the bond of ex-Treasurer H. J. Goodrich not being paid by bondsmen for the amount of \$295.20, which amounts and names are as follows: Geo. C. Fetterman, \$177.75; Chas. Culverwell, Sr., \$44.40; H. Welland, \$53.30; J. A. Denton, \$17.75. We recommend that these amounts be turned in at once to the Treasurer, and that the District Attorney be informed to commence proceedings at once to enforce the collections if necessary. Outside the amount above mentioned, the books and cash on hand were correct.

We then examined the books of the County Recorder and found them kept in a neat and systematic manner.

We then examined the bullion tax list, and find that some companies are not paying regular as they should do, and especially the Bamberger-DeLamar Gold Mines Co., of DeLamar, Nevada, and we recommend that the County Assessor attend to this matter at once, and if necessary issue an arbitrary assessment.

We then visited the Sheriff's office, and find everything correct, kept neat and in a satisfactory manner.

We then visited the County Clerk, and also found his books in a neat shape and everything correct.

We find everything in the District Attorney's office in good shape except a typewriter machine, which is in very poor condition, and recommend the County Commissioners to furnish a new one for the above named office.

We also examined the books of the Assessor as far as we could in a limited amount of time, and find all correct as far as we can see.

We recommend that there be furnished for the court house an adding machine to simplify the county officers' work and to secure accuracy in their addition.

Respectfully submitted,
GEORGE A. NESBITT,
W. H. EDWARDS,
JOHN W. PACE,
JOHN EWING,
WILLIAM LLOYD.

Third Interest For \$10,000

Wednesday the deed for a one-third interest of the Prince mine in this district was filed for record. Francis L. Cohn transferred to E. L. Godbe a one-third interest in the Prince mine, otherwise known as the old Bullionville property, for the sum of \$10,000. When the rails reach Pioche this mine will be on the list of heavy shippers to the Salt Lake smelters.

Portland Man Buys Mines

In company with H. W. Rand of Portland, Oregon, J. A. Wesco arrived from the above named city early in the week and proceeded to thoroughly look over the mineral district in and about Pioche. Tuesday afternoon he closed a deal with H. C. Hammond and B. I. Christensen for a group of claims that lie north of the Boston-Pioche company's properties in the Ely district, and extend to a point 1500 feet north of the Prince mine. The claims sold were the Murray, Blackhawk No. 1 and 2, and the George Washington No. 1 and 2.

The showings in the ground embraced in this group are very good, and so elated with the buy is Mr. Wesco that he has already outlined an extensive amount of development work to begin in the near future. Thus another of the Portland mining fraternity will bring capital into the Pioche district, and the property acquired will, without any doubt, produce a tonnage that can be added to the outgoing shipments on the new railroad.

THAT BULLION TAX.

One recommendation of the committee on books of the recent grand jury seems to think that the Bamberger company, operating in DeLamar, should be forced to pay a bullion tax on their net proceeds. But, taking the sworn statements of the company to the assessor, there are no net proceeds, but instead a loss of from \$5,000 to \$6,000 per month. Assessor Roeder has taken every step that could be taken to collect the bullion tax, but the books of the company show no net earnings. The matter will be referred to the state bullion tax collector, and he is expected in DeLamar for an early inspection of the affairs referred to. Arbitrary assessment is useless when the state and county officials can find no net earnings.

Getting Nearer To Pioche

Progress on the Caliente-Pioche railroad is most satisfactory, and the graders are working hard to complete that part of the work. The rails are laid to a point near the Delmoe ranch, and from officials we learn that it will be a month more before the steel will reach the depot site below town. Almost every day the question is asked, "When will we have Railroad Day?" Well, the RECORD will endeavor to make the announcement as soon as the Chamber of Commerce acts on the matter.

Will Develop X-Ray Mines

Unusual interest is being manifested in the campaign now being inaugurated upon the property of the Pioche X-Ray since the return of President Taylor from the east, where he went to visit friends and attend to mining business, and formulate plans for developing at depth the same ore bodies that makes the Mendah one of the richest mines in the Pioche district, and which is known to pass beyond the boundaries of that property into the Pioche X-Ray adjoining, and that the same results will be attained at depth is no longer to be conjectured, as the requisite equipment for delving into the high grade mineral is now arranged for, and the wise ones are predicting big things for the X-Ray.

NO MEETING.

If the statute had been followed strictly the Board of Equalization would have been in session continually to hear any objections to valuations as placed by the assessor and also to act on any raise that might seem necessary, and give the taxpayer the opportunity to then appear for a reduction, and there seems to be but one day left in which the board will act, and that is dated for the last day of their session, and gives no opportunity whatever for individuals or corporations to object if there happens to be a raise.

The Caliente ball team will not play here tomorrow, as was planned a week ago. Cold feet?

Construction on the Hull building has commenced. This will be a modern building in every respect.

Keep your chickens locked up. The Searchlight gang is here.

Old newspapers, 25 cents per hundred.

Old papers for sale, 25 cents per hundred.