SAN JUAN COUNTY INDEX.

VOL. IX. AZTEC, NEW MEXICO, FRIDAY, FEBRUARY 3, 1899. NO. 52.

SAN JUAN IN SANTA FE.

Impressions of Two Visitors to the Capital -- Legislation and Legislators.

Messrs. Granville Pendleton and Fred Bunker, who were absent from their accustomed haunts in San Juan county several weeks, the while consorting with territorial officials, lawmakers and statesmen general in Santa Fe, returned Monday from the capital city. They have in their possession a brand new assortment of yarns and jokes more or less humorous, and evidently enjoyed the trip thoroughly.

It must not be inferred from this fact, though, that the live and important matters absorbing the attention of the territorial solons at the ancient capital altogether escaped the notice of either of these gentlemen. They were keen observers of the workings of the law-making machinery, and found that a genuine effort for real and needed legislation was being made.

It was Judge Pendleton's first trip to Santa Fe. He found much to interest the visitor. The officials in power he found were considerate of the wishes of this section. They regard San Juan as already one of the best counties, even if its population is small. Governor Otero, the judge says, is popular with all classes and both parties, Republican and Democratic. Judge Pendleton thinks that the governor is giving the territory the best administration it has ever had, that he is working for statehood with great energy and is supported by all the other officials of the territory. Statehood at the hands of the next congress is therefore, in Judge Pendleton's opinion, absolutely certain.

Asked as to Mr. McIntosh's progress in the legislature, Judge Pendleteton said:

"Mr. McIntosh is not making a great deal of noise, neither is he introducing a bill or a resolution every time he can get the speaker's eye. He is on several of the best committees, is chairman of the committee on roads and highways, and in fact seems to be getting on very nicely. His course is the right one and his constituents will be benefited by his methods."

"The members of the thirty-third assembly," said Mr. Bunker, "are a business like set, and impress one as being of a better class than the personnel of the average New Mexico legislature. All departments and branches of administration are absolutely in the hands of the Republican party. This is the first time to your that any one party has had so much power, and I think chances for good work are correspondingly better."

In answer to inquiries as to his opinion of the probability of the passage of a new road law, an appropriation for the experimental station, increasing the sheriff's fees for mileage, and other matters of general import, Mr. Bunker said:

"Mr. Burns has introduced a bill repealing the present road law and substituting another and more sensible scheme for road supervision, which has passed the council I believe and stands a good show in the house. Still other Richmonds are in the field with road bills of all kinds, and they all have it in for the old measure. The regular appropriation bill carries a $1,000 annual appropriation for the station and it is likely to become a law. As for county officers' salaries, the most probable change was in the direction of increasing the sheriff's fees for mileage from two cents to 12½ cents. The governor recommended the repeal of the $200 exemption clause and the idea meets with everybody's approval."

"How about the new counties?" was asked.

"Roosevelt county, I see by the papers since coming home, is now an assured fact. Mr. L. L. Henry, who formerly practiced law in Aztec, is in Santa Fe in the interests of a proposed county to be carved out of western Bernalillo and Valencia, with Gallup as the county seat, and he claims to feel sanguine of success. There isn't much prospect that any other 'new county' schemes will get farther than the committee rooms."

Mr. Bunker had the pleasure of meeting several of the attorneys, newspaper men and various officials who have visited San Juan county and are known to our people, and he says they are all prospering and are altogether a fine lot of fellows. "I am always glad, though," he added, "to get home again, and better places than San Juan county there are none this side the—the—pearly gates. Sure thing!"

In connection with the published statement that he was to be appointed warden of the penitentiary, it is proper to state that though the appointment has not been made, Mr. Bunker does not expect to receive it. His name was not suggested to the governor until after the appointee had been partially decided on, otherwise he would have stood an excellent show of being chosen.

Go to W. C. Chapman in Durango for general hardware of all kinds, Bain wagons, etc. He carries a full line at low prices.

Use "Horseshoe" flour.

WANTED—SEVERAL TRUSTWORTHY persons in this territory to manage our business in their own and nearby counties. It is mainly office work conducted at home. Salary straight $900 a year and expenses—definite, bonafide, no more, no less salary. Monthly $75. References. Enclose self-addressed stamped envelope. Herbert E. Hess, Prest., Dept. M, Chicago.

THE THIRTY-THIRD.

What the Territorial Assembly Is Doing -- Otero County Created -- Bills Good, Bad and Indifferent.

The first important measure to become a law at the hands of the thirty-third assembly was the bill creating Otero county. It passed both houses last week, and Monday afternoon the governor affixed his signature. Otero, county is the nineteenth in the territory. Alamogordo, on the new El Paso & Northeastern railway, is the county-seat.

The following paragraphs concerning men and measures at Santa Fe are from the New Mexican's spicy columns of legislative gossip:

A bill introduced by Hon. James S. Duncan at the request of the cattle sanitary board provides that the sanitary board shall have power to record all brands in actual use. Owners must record brands, both old and new, with the board and all brands not recorded within 90 days after the passage of the act shall be stricken from the records. Brands will be recorded free of cost to the owners except for the internal revenue stamps required and the sanitary board shall have power to reject brands. It is shown that there are now 16,000 brands in the territory, many of which are obsolete and should be expunged.

Mr. Bursum introduced C. B. No 50, An act defining a legal newspaper in the publication of legal and other official notices in the territory of New Mexico.

Hon. T. A. Finical, of Bernalillo county, has introduced C. B. No. 38 to amend section II, chapter 60, of the session laws of 1897. It provides that the sheriffs shall be paid 12½ cents mileage for serving papers and an additional sum of $10 for serving venires. Prisoners' board shall be paid for at the rate of 60 cents per day. The bill was referred to the committee on territorial affairs.

Hon G. A. Richardson, leader of the Democratic forlorn minority, is doing everything in his power which tends to clean and good legislation. His constituency is well satisfied with him regardless of political ties, says the Silver City Enterprise.

Captain Fritz Muller has presented to the Historical Society a very interesting relic from the Cuban campaign. This is a heavy chain which was found fastened to a tree, the loose end encircling the bones of a man who died while thus confined. Whether he was so chained and then left to starve or be devoured by wild beasts, or had been killed in some more merciful manner, of course no one knows; but the chain will always possess a strange and gruesome interest. Captain Muller will also present the Historical Society with the Arabic manuscript he found in a block house during the siege of Santiago.

Mr. Bursum introduced C. B. No. 48, An act to designate the funds into which moneys collected on judgments in causes in which the territory is a party shall be paid. Read by title. Mr. Martines moved that the bill do now pass. Mr. Catron was absent. There being no vote in the negative, the bill passed.

Mr. Burns' bill known as C. B. No. 40, entitled, An act providing for the appointment of road supervisors and for other purposes, was read by title and referred to the committee on roads and highways.

A bill to provide for a constitutional convention and the formation of a state constitution is being considered by the leading Republicans of the territory, says the New Mexican, and such a measure has been introduced in the council by Hon. Thomas Hughes. A delegate convention is called to meet in Santa Fe on the first Tuesday after the first Monday in September, 1899, for the purpose of framing a constitution republican in form. The bill provides that the convention shall be composed of 94 delegates, apportioned to the various counties, San Juan county being given two. Each new county organized before the delegates are chosen shall be entitled to one delegate. The election for the purpose of choosing delegates shall be held the first Tuesday after the first Monday in August, 1899, and shall be conducted the same as delegate elections under the general laws of the territory. THE INDEX will keep its readers advised of the progress of this bill.

The Codlin Moth.

A field and farm correspondent at Newcastle inquired for a remedy for a great pest of the orchards, as follows:

"Please advise me of the best remedy to destroy the codlin moth. If you advise spraying who has the best spray pump for one hundred acres? Three years ago the codling moth was not known in our orchard, two years ago we saw possibly twenty apples that were effected by them, while last fall fully one-half of our apples were effected. We never have sprayed but must do something to stamp them out."

The paper's answer was as follows. As this insect may eventually become a danger to our fruit trees, the subject is of interest here:

"The arsenical poisons so often described in this paper are considered the most effective remedies for the codlin moth. There is no choice in spray pumps but one working in a barrel on a wagon would be valuable. A plant of your size and double nozzles would be preferable. Send for catalogues to Morrill & Morley, Benton Harbor, Michigan, H. B. Rusler, Johnstown, Ohio, or the Deming company, Salem, Ohio."

O. M. Crosby, one of the so-called medicine fakirs who have been taking farmer's notes in payment for treatment by a medical "institute," is in the tolls at Durango, Sheriff Airy having escorted him in from Antonito.

The X. I. T. ranch, in the extreme northwest corner of the Panhandle of Texas, the largest ranch in the world, has an area of five thousand square miles. Its heards of cattle aggregate 120,000 head, besides 150 of horses, and the calf crop branded in 1897 exceeded 31,000. Surprising as it may seem, all the work on the ranch is done by 125 men, one man to every 24,000 acres, says the February Ladies' Home Journal.

DELAYS DENOUNCED.

Commissioner of the Land Office "Shakes Up" Employes for Delaying Ute Reservation Opening.

An Associated Press telegram from Washington, dated January 31, says Congressman Bell has caused a rattling of the dry bones in the interior department, assisted by the commissioner of the land office himself. The Ute reservation opening was discussed as if it was really a possibility. The dispatch said:

"Representative Bell applied to the commissioner of the land office this morning for an investigation of the cause of the annoying delay in opening the Southern Ute Indian reservation. He stated that these delays were bringing that department of the government to the verge of scandal, and while he knew the commissioner was not culpable, he feared some of the department employes were derelict. The commissioner cheerfully granted an investigation and asked Mr. Bell to remain and participate.

"The records, with those in charge, were brought up, and the commissioner shook up the dry bones and severely denounced those delays. Bell then asked that all the reservation not involved in the errors be recommended to be immediately thrown open. The commissioner directed the chief of the division in charge to write up and present such a recommendation to the president if the law would permit, and the chief of the division thought it would. The commissioner directed the chief of the division in charge to write up and present such a recommendation to the president if the law would permit, and the chief of the division thought it would. The commissioner also ordered the chief to have the inspector of the land office to go with the surveyor in the field when he went to correct the south and east boundary lines and approve the survey as it progressed, that no further delays might occur."

FLORA VISTA.

Miss Rudie Cornelius is stopping with the family of John Oeser on the La Plata and going to school.

Benjamin Caudell, of La Plata, who has been visiting with his son Albert some days, is quite sick with la grippe.

Sherman Waggoner, son of A. A. Waggoner, is down from the mountains and will visit several weeks with the old folks.

All the old cases of grippe are improving. Some new cases are reported, among them A. A. Waggoner and W. R. McDonald.

John N. Cornelius started to Durango Tuesday. He and his company are on some kind of a mining deal.

The Misses Shelhamer—Annie and Alice—departed for Durango Monday, where they have positions and will remain several months. Their brother Lee accompanied them as far as Durango, and from there he will go to Cripple Creek to look after mining interests in that great camp.

During the recent illness of J. T. McQuillan, A. E. Shelhamer has been the very obliging assistant at the Flora Vista office. But now, since the arrival of the regular assistant at the F. V. P. O., Mr. Shelhamer will be removed immediately, by the authority of Mr. John McQuillan, Jr.

Born, to Mr. and Mrs. J. T. McQuillan, on January 27, 1899, a son. Mother and son doing nicely and John was able to be out on the following day and see his—shadow.

Mrs. Emma McQuerry, who has been visiting for the past several months with her mother, Mrs. Shelhamer, will depart for her home in San Francisco one day this week. Mrs. McQuerry's little brother, Master Howard Shelhamer, will accompany her to her California home.

Robt. Smith of Farmington lodged with us some nights ago, on his way to Durango. Mr. Smith always makes his journeys on foot and notwithstanding the fact that he is 81 years of age, he makes the trip from Farmington to Durango, a distance of 57 miles, in less than two days and a half. Mr Smith informs us that he knew Mr. A. H. Dunning over twenty years ago, when that gentleman fathered the celebrated "rough and ready" flour made at Littleton, Colorado.

Now, in the winter of our discontent, a Flora Vista weather prophet bobs up and says he killed frogs the other day and the big end of the meat pinted the other way, which is a shure sine that we are to have some mity cold weather yet.

Rev. W. H. Howard of Mancos is conducting a series of meetings each evening this week at the chapel.

Bain wagons—heard of them, haven't you? W. C. Chapman in Durango.

LEGAL NOTICES.

Sheriff's Sale.

Notice is hereby given that I, the undersigned Sheriff of the county of San Juan, territory of New Mexico, will on the 25th day of February, 1899, at the front door of the court house in the town of Aztec, San Juan county aforesaid, at the hour of 10 o'clock a. m. of said day, expose to public sale for cash all the right, title and interest of Minnie B Berry in and to the following described real estate situate in the county of San Juan aforesaid and more partiularly described as follows, to wit: Lots 23 and 24 in block 31 in the town of Aztec, San Juan county, New Mexico, by virtue of and to satisfy a writ of venditioni exponas issued out of and under the seal of the district court for the county of San Juan, territory of New Mexico, directed to the undersigned as Sheriff of said county, bearing date January 12, 1899, for the sum of $1250.00 damages and $12.35 costs of suit in favor of Edward G. Berry and against Minnie B. Berry with interest thereon from the 22d day of December 1898 until paid at the rate of 6 per cent per annum and also the costs that may accrue.

J. C. DODSON,
Sheriff of San Juan County, N. M.
J. M. PALMER, Attorney.

Publication Notice.

TERRITORY OF NEW MEXICO, County of San Juan. } No. 157.

Thomas B. Hart
vs.
The Colorado & Northwestern Investment Company, et al.

In the District Court of the First Judicial District of New Mexico for the County of San Juan.

The said defendant The Colorado and Northwestern Investment Co., A. C. Van Cott, Thurlow Hutton & Williams a firm composed of Charles Thurlow, Richard H. Hutton Jr., Charles M. Williams, William H. Ellis and Ernest H. Every, hereby notified that a complaint has been filed against them in the District Court for the County of San Juan, Territory aforesaid, that being the Court in which said case is pending, by said plaintiff Thomas B. Hart the general object of said action being to remove the cloud upon plaintiff's title to certain real estate hereinafter described by reason of the execution and recording of two (2) deeds from John W. Brown, sheriff etc., to the said Colorado & Northwestern Investment company, and A. C. Van Cott, which deeds are recorded in book 2, at pages 34-35, in the records of San Juan county, New Mexico, and to set the same aside and to hold them for naught; and for a restraining order against the said defendants, their agents and attorneys from conveying or selling the said premises or any portion thereof, or in any manner occupying, using, taking or continuing the possession of the same or of any portion thereof; and for an accounting by the said defendants to this plaintiff, to ascertain and determine the amount which may be due from him upon certain notes and mortgages or deeds of trust mentioned in said complaint, and for an order allowing the defendant one year from the 24th day of November 1898, within which to pay the amount so found to be due and be relieved from the said payments of said notes and mortgages; That the real estate and premises affected in this action are described as follows, to wit:

The southwest quarter of the northeast quarter and the southeast quarter of the northwest quarter and the northwest quarter of the southeast quarter and the northeast quarter of the southwest quarter of section number twenty-four township number thirty-one north of range eleven west of the New Mexico principal meridian, with the exception of sixteen acres more or less out of said tract conveyed by plaintiff to Harvey M. Motley, by deed recorded in book "S", at page 165, in the records of San Juan county, New Mexico; also one, and one-half shares in the Aztec ditch company, and all other ditch and water rights thereunto appertaining; Also, The northeast quarter of the northwest quarter, the east half of the northwest quarter of the northwest quarter and the east half of the southwest quarter of the northwest quarter of said section, township and range, together with ¾ of one whole interest or share in the AZTEC ditch, as well as all other ditch or water rights thereunto belonging or in anywise appertaining, all said real estate being situated, lying and being in the county of San Juan, Territory of New Mexico aforesaid.

All of which were included in certain deeds of trust executed to secure the payment of a promissory note to Ellen M. Van Cott, in the sum of two hundred dollars and to secure the payment of another promissory note of one thousand dollars to the Colorado and Northwestern Investment Company as will more fully appear by reference to the complaint filed in said cause. And that unless you enter your appearance in said cause on or before the third day of March, 1899, judgment will be rendered against you in said cause by default for the relief demanded in said complaint.

In Witness Whereof, I have hereunto set my hand and Seal of said Court at Santa Fe, New Mexico, this 21st day of December, A. D. 1898.

[SEAL.] A. M. BERGERE, Clerk.

E. L. BARTLETT, Santa Fe, N. M., Attorney for Plaintiff.

First publication, January 13, 1899.
Last publication, February 3, 1899.

PROFESSIONAL.

DR. T. J. WEST,
PHYSICIAN, SURGEON, OBSTETRICIAN.
Aztec, New Mexico.

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J. MILTON PALMER,
ATTORNEY AT LAW.
.....NOTARY PUBLIC
Aztec, New Mexico.

E. S. WHITEHEAD,
ATTORNEY AT LAW.
....NOTARY PUBLIC
Farmington, New Mexico.

CHARLES A. SPIESS,
DISTRICT ATTORNEY
For the Counties of Santa Fe, Taos, Rio Arriba and San Juan.
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Santa Fe, New Mexico.

GRANVILLE PENDLETON,
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Will practice in all Courts of the Territory,
Aztec, New Mexico.

F. C. PERKINS,
ATTORNEY AT LAW,
Rooms 16-17 Williams Block, Durango, Colo
Practices in all State and Territorial Courts.

LEGAL NOTICES.

Sheriff's Sale.

Notice is hereby given that I, the undersigned Sheriff of the county of San Juan, territory of New Mexico, will on the 28th day of February, 1899, at the front door of the court house in the town of Aztec, San Juan county aforesaid, at the hour of 11 o'clock in the forenoon of said day, expose to public sale for cash all the right, title and interest of the Independent Ditch company to the following described property situated in the county of San Juan aforesaid, towit: The Independent Ditch and irrigating canal taking water from the Animas river near Flora Vista in San Juan county; by virtue of and to satisfy an execution issued out of and under the hand of the Justice of the Peace Court of Precinct No 2 of San Juan county aforesaid, directed to the undersigned as Sheriff of said county, bearing date of January 23d, 1899, for the sum of $96.35, principal and interest to date, and $5.10 costs of suit and costs that may accrue, in favor of the Halford Ditch company of said San Juan county, New Mexico.

J. C. DODSON,
Sheriff of San Juan County.
By E. R. STEWART, Deputy.

Estray Notice.

Notice is hereby given that the undersigned has taken up the following described estray animal at his ranch, 4 miles above Largo, viz:

One bay mare four or five years old. Branded F S on right shoulder. Weighs about 900 pounds.

The owner or owners of said described animal forfeit the same at the end of seven months from the date of the first publication of this notice, unless claimed by the owner or owners thereof, or their agent, proving ownership, and paying all legal charges thereon.

David E. Lobato,
First pub. Dec. 30, 1898. Aztec, N. M

Notice of Contest.

United States Land Office, Santa Fe, N. M., December 29, 1898.

Complaint having been entered at this office by Amelia R. Young against James G. Houston for abandoning his homestead entry No. 4507, dated November 29, 1896, upon the n½ sw¼ and the w½ nw¼ sec 27, tp 32 n, r 6 w, with a view to cancellation of said entry, the said parties are hereby summoned to appear at the office of the Probate Clerk of San Juan county, at Aztec, N M, on February 11, 1899, at 10 o'clock, a m, to respond and furnish testimony concerning said alleged abandonment. Hearing on testimony at this office on March 11, 1899.

49 MANUEL R. OTERO, Register.

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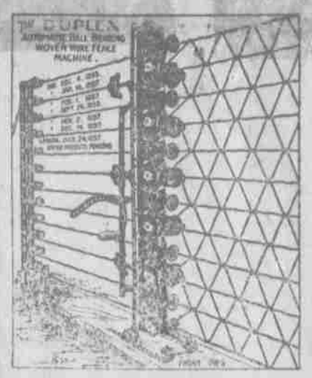

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AZTEC, - NEW MEXICO.

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