

Official Proceedings Of County Court

(Continued from Wednesday.)

Fourth Judicial Day.
Monday, March 15, 1911.
In the matter of allowing miscellaneous bills against the county:
Bills allowed and warrants ordered issued as follows:
High School Fund.
G. C. Whitmore, 2 ricks wood \$ 4 00
J. E. Bruce, 6 ricks wood.. 12 00
General Fund.
Newton V. Downs, half fines of Conner, Euster, Huston. \$ 34 00
E. M. & M. Co., coal .. 276 55
Enterprise Hotel Co., rebate on taxes .. 94 05
W. J. Funk & Co., supplies.. 21 30
J. P. Sanders, express, freight hauling .. 1 65
A. C. Haggerty, grand jury witness fee .. 6 40
Perry Blanchard meals for jury .. 5 00
A. M. Pace, witness fee .. 2 20
A. J. Boehmer, witness fee .. 2 20
Thomas Davis, bridge timber .. 18 00
A. J. Pipes, justice, grand jury and trial witness fees .. 19 00
Lostine Hardware Co., cotton

mattress .. 4 50
L. F. McNulty, truant officer .. 2 00
A. H. Rudd, field notes .. 112 25
W. C. Wilson, assisting on books .. 17 50
In the matter of entering into a contract with J. F. Campbell for the construction of the steel bridges near Wallowa, Oregon:
Contract entered into and signed at this date with J. F. Campbell of La Grande, Oregon, for the construction of the two bridges recently bought to be placed across the Wallowa river and Bear Creek streams northwest of the town of Wallowa.
In the matter of awarding contract for 200 cords of wood:
Contract awarded to H. P. Rowe for 200 cords of yellow pine and red fir wood at \$4.45 per cord, to be delivered 75 cords to County High School building, and 125 cords to Court House, on or before December 1, 1911.

BARTLETT BRIEFS.

Bartlett, March 10.—Plenty of mud on the bench.
The family of D. C. Wood are all ill with lagrippe.
P. R. Moore of Flora was on this side of the river Thursday and Friday, returning home Saturday morning.
A. H. Holmes was a guest at the home of Will Madison Wednesday night.
The Millennial Dawn meeting held at the Baptist church March 5 was largely attended.
J. H. Moore made a trip across the river yesterday after seed wheat.

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DECISION FAVORS THE HOMESTEADER

ABSENCE TO MAKE LIVING NO BAR TO PATENT—SMITH LOSES CASE.

Word has been received at the La Grande land office of the decision of the secretary of the interior reversing the action of the commissioner of the general land office and granting a patent to Mrs. Ida B. Welch, formerly Ida B. Roberts of Wallowa, and the decision of the commissioner in rejecting the final proof of Walter Smith, of Joseph, says the Observer.

In the former case, the entrywoman, who was a nurse without other means of support, was away from her entry considerable of the time and when she made proof the forest service protested her entry, claiming that the residence of the claimant was insufficient. After a number of hearings and decisions, the commissioners ordered a further hearing to take more evidence in the case. From this action, she appealed, and Assistant Secretary Pierce reversed the holdings of the commissioner and ordered that she be given a patent. The case has been pending over two years, Mrs. Welch now resides near Seattle, Wash.

Famous Shooting Recalled.

The Smith case involved a construction of the law permitting proofs to be made where the entryman has been absent from the homestead entry by reason of insanity. In 1902, Smith filed on some land near Fruita, on the upper Innaha river, and later the land was placed in a forest reserve. Smith claims to have resided upon the land from February 1903, to October 21, 1908, when he went to Joseph for supplies, and while at the lake city was detailed as a city policeman for a Hallow e'en night; and that while performing his duties as such officer was shot by a thug, and dangerously wounded; that from the effects of such wound he was disabled, and rendered incapable of physical labor, and later became mentally weak, the latter condition necessitating his confinement in an asylum in Dakota, where his relatives were obliged to take him. He never resided upon the land after receiving the wound, and upon offering a proof in February 1910, showing the foregoing facts in excuse of his failure to reside upon or cultivate the land, the forest service filed a protest.

Insanity Plea Insufficient.

The commissioner has now rejected the proof and ordered the cancellation of the entry because the proof of Smith's residence prior to his insanity was unsatisfactory, and noting that he came back to Oregon to make proof in person, assumes that he had regained his normal condition and he could have resided on the place. Comment is also made that while entryman married after his receiving the shot, no effort was made by either entryman or the family to reside upon or cultivate the land.

CHAPMAN DISTRICT NEWS.

The snow is leaving quite fast and the stock is grazing on the south hill slopes.
Mrs. Elmer Rucker has been quite ill with lagrippe.
Mrs. Chris Johnston has just returned from a two days sojourn in Wallowa.
Mr. and Mrs. J. J. Chapman, Mrs. W. A. Elmer and Greta Harmon went to Enterprise, Saturday, on a business and shopping mission.
A number of our people attended the entertainment given by Edgar Woods in the Leap district last Wednesday night and felt fully repaid for the trip.

J. J. Chapman has purchased the place known as the old Johnston place from Mrs. Ben Gerber, and is going to move on the same in a few days. Fortunately they are not leaving the vicinity, only changing localities.
E. A. Crossler and Cleon Elmer took some fat horses to Enterprise last Saturday with the intention of selling them, but did not dispose of them at the prices offered.
Edgar Woods has returned to his home at Summerville after a successful term of school in the Leap district.

Our literary closed for the season last Saturday night. Our programs have all been good and well performed. Thanks to those who helped carry it on.

A SERIOUS OFFENSE.

The Spokane and Inland people register complaint to the damage done their high tension power lines in the Palouse country by hunters shooting up and breaking the insulators. This may be the result of thoughtlessness in a few instances, but by far the greater number of instances it is the result of pure care-

lessness. We have far too many hunters (so-called) who feel impelled to bang away at everything in sight when out with a gun, regardless of consequences either to life or property. Shooting up and breaking insulators on high tension power lines is a serious offense. There is great danger when the insulators are broken, causing serious trouble every time an insulator is broken.
There is a state law, punishable by fine and imprisonment, or both, for interference with electric lines or injury to poles, wire or insulators, which should be invoked to stop the nefarious practice mentioned above. In fact, the Inland people have posted notices offering a reward of \$50 for the arrest and conviction of persons tampering with their lines. A few examples will have a wholesome effect.—Colfax Gazette.

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LAND FOR ASYLUM SITE WILL BE CONDEMNED.

Salem, March 16.—Attorney General Crawford has been instructed by the State Board to commence condemnation proceedings against C. C. Hendricks for the purpose of obtaining for the state 10 acres of land required in the Eastern Oregon asylum site. The owner of the property has informed the state he will not sell the land for less than \$450 an acre, while the members of the board state the ground is not worth over \$50 an acre at the outside.

WILL TOUR EUROPE.

Doctor and Mrs. F. E. Moore—formerly La Grande osteopaths—will be joined at Kansas City this week by Judith Snodgrass of this city who leaves tomorrow and the party will leave for Boston at once where on April 8th they will sail for England. Dr. Moore will take a post graduate course in noted schools of osteopathy in London and the party will also visit various European centers before returning to their home in this country. The journey has been under consideration for several months.—La Grande Observer.

WEDDING BELLS.

Reuben H. Danley and Edna Sterling were married at the Lewis hotel Wednesday, March 15, at 3 o'clock p. m., by Rev. W. P. Samms. The young couple will reside on a ranch.

DR. F. A. CLISE

The eyesight specialist will be at Enterprise March 20, 21, 22, at the Hotel Enterprise; at Joseph March 23 and 24; at Lostine March 25. Eyes carefully tested and glasses guaranteed to fit. Remember we grind our own lenses. If your glasses are broken we can duplicate them on short notice. Over 30 years practice fitting glasses.

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NOTICE FOR PUBLICATION.

Department of the Interior,
U. S. Land Office at La Grande, Oregon, March 12th, 1911.
Notice is hereby given that Frances J. Ogan, widow of William H. H. Ogan, of Enterprise, Oregon, who on June 8th, 1909, made Homestead Application, No. 06641, for S $\frac{1}{2}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 31, Township 1 South, Range 46 East, Willamette Meridian, has filed notice of intention to make Final Five-Year Proof, to establish claim to the land above described, before Carl Roe, United States Commissioner, at his office, at Enterprise, Oregon, on the 10th day of May 1911.
Claimant names as witnesses: Henry E. Davis and Ernest F. Wright, of Joseph, Oregon; Neil Stewart and Robert F. Smith, of Enterprise, Oregon.
F. C. BRAMWELL,
31c5 Register.

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