

7-30-1909

## Carlsbad Current, 07-30-1909

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# The Carlsbad Current

SEVENTEENTH YEAR

CARLSBAD NEW MEXICO, FRIDAY JULY 30, 1909

NUMBER 37

## W. T. WELLS ACQUITTED.

Jury Finds the Killing of Ollie Shirley to Have Been Justified.

(Special Roswell Letter.)

William T. Wells arose Thursday morning breathing the breath of a free man, the first time since the killing of Ollie Shirley on the 9th of last March.

Just as the whistle was blowing for eight o'clock Wednesday night, J. B. Eldridge, who has worked long and faithfully as one of the attorneys for the defense, was in the law office of Gatewood & Graves, looking over some of the papers in the case. The telephone bell rang at the same time as the blowing of the whistle, and his attention was called to the fact by the party who was with him, and he answered it. The message was from Tom Lovelace, one of the bailiffs of the jury, and he told Mr. Eldridge that the jury had reached a decision, and to get the defendant and come on down. An alarm turned in for a fire would not have spread more rapidly, and when Mr. Eldridge came down the stairs from the office, the news had been noised all up and down the street.

Men began going to the courthouse to hear the verdict, and by the time the defendant, the other attorneys, the judge and the clerk reached the court house, a large audience was awaiting them.

The jury was brought into court, and all looked fresh and vigorous taking into consideration that they had been cooped up so long. A slip of paper was then handed the clerk by H. H. Wixom, the foreman of the jury, and the judge read: "We the jury find defendant not guilty."

Of course some little commotion was then manifested, the defendant shaking hands with the jury, hugging the attorneys that had so ably defended him, and almost kissing the judge. The jury was then discharged, and allowed to go to their homes, the first time in two weeks.

The telephone bell was kept constantly busy at the Wells apartments, many of his hundreds of friends in the city calling him up and congratulating him on the verdict. Thus, one of the most notable cases ever held in Chaves county was brought to a close, and a vast majority who heard all the evidence, speak in the highest terms of the manner in which it was conducted, and Judge Pore no doubt has added to the good name he has already acquired for the unprejudiced and eminently fair manner in which he conducted the trial.

## The Close of the Trial.

The long drawn out case of the territory against William T. Wells, in which he is charged with the killing of Ollie S. Shirley in this city on the morning of March 9th, 1909, came to an end last Wednesday morning, and after the instructions were given by the jury by the court, they were sent to their rooms to deliberate over the matter 23 minutes to twelve o'clock. The case lasted sixteen days, from the time of getting of the first jurymen until it was given into the hands of the jury. Possibly never in the history of Chaves county has a case taken up so long a time, where there was as much interest manifested by the people as a whole. Neither has there ever been a case tried with more fairness manifested, both by the court and the attorneys for both the territory and the defense.

As was told in the Register-Tribune on last Tuesday, the outline of the arguments would be that Judge F. W. Clancy, who was sent here by the governor of the territory to assist in the prosecution (at the request of Prosecuting Attorney Hervey of this city) would open up the arguments Tuesday morning, and that he would be followed by Judge Gatewood and Mr. Eldridge for the defense, after which Mr. Hervey would close the argument for the territory.

After a few preliminary matters by the court Wednesday morning, Judge Clancy began at 9:16 o'clock, and talked an hour and thirty six minutes. While there was nothing in his argument that appealed to emotion, nor did he display any great degree of oratory, Judge Clancy made a very clear and forceful speech. The sincerity of the man, and the manner in which he had fought for the right as he saw it throughout the case, was one of the great characteristics of his speech.

On this point, Judge Clancy won for himself honors among the people of Roswell, and while he has shown that probably Governor Curry might have made an appointment of an attorney general with more brilliancy and oratory, he could have placed the territory in no safer hands.

The speech was largely an argument on the part of the witnesses for the defense, and these were taken up, and their evidence was thrashed out before the jury. In the evidence of Mr. Wells, in regard to the knife that he saw in Shirley's hand on the morning of the killing, he stated that it was a large buck horn handle knife, with about a five inch blade.

This knife and pistol proposition had been largely the issue all through the trial, and many had become nervous on account of these terms being used so much. When Judge Clancy took up the argument for the territory, he soon got to this point, and had prepared himself for the occasion. He had brought to the court room that morning, one of the old style buck horn handle knives, the kind which has the spring in the back to shut it down, and when he opened it before the jury, it actually looked like

a sword. He stated that it was given in evidence that the knife which was seen in the hands of the deceased was a knife with a five inch blade, and that he would call the attention of the jury to that one, which he had just measured, and the blade was three and one half inches long, and that if the one the defendant saw was five inches long, it must have extended to the boot leg.

Mr. Eldridge was the first speaker for the defense, and he took up the argument along the line of the testimony of the witnesses for the territory, and proceeded to thrash it out before the jury, and to prove that the whole succession of events which led up to the killing was the result of a conspiracy by the union to unionize the Wells job, so that the union would still control all public work here. Mr. Eldridge did not speak but 33 minutes, but his talk was directly to the point, and was very well received by the audience, and apparently by the jury.

Judge Gatewood of course spread the oratory for the defense, and long before two o'clock, at which time the court was convened on Tuesday afternoon, the house was crowded and standing room was at a premium. The judge began by saying that this was no ordinary case, and that it was one that the jury should weigh carefully, and conservatively. That if W. T. Wells was convicted of this crime, it would be the means of turning the hands of the clock backward for 200 years. The case that was now about to close was not one of whether the defendant was guilty altogether, but that it was a case of red handed anarchy, and that if a precedent was set up by maintaining this defendant, that this union would become so strong and anarchistic that a man would be unsafe in trying to protect his own property or his family, if it did not just suit him.

Judge Gatewood talked for three hours along this line, and in fact talked himself clear out of voice, and at the last had to whisper to the jury. As his talk did not end until about 5:45 the court took a recess until Wednesday morning, when James M. Hervey, the prosecuting attorney for this district, concluded the arguments. Jimmie, as he is better known by his many friends of this city, has not acquired the title of Judge or Senator, or anything in the nature of a handle to his name, as he is one of the boys among us, and we all know him, but he certainly is there when he gets to arguing a criminal case before the jury, and it has to be a very clear case before they get away from him. He came into court Wednesday morning quite sick, having gone through the long, strenuous term of sixteen days on the one case, and his looks showed that he was almost completely worn out. As his appetite was not very good on Wednesday morning, he had eaten some peaches for breakfast, and as the court room was very warm, the crowd filling it completely, he took sick at 15 minutes to ten and had to be excused by the court to get out and get some fresh air. He took up the case from the first, and made a good, clear, forceful argument. He talked did not last but one hour and five minutes, on account of his physical condition, but the case was covered from the beginning, no point being overlooked. The argument was a strong one, and his feeling in the matter showed that he had done as much to prosecute the defendant as he would the poorest laborer that was brought before him.

The instructions given the jury by the judge were the best that could be gotten up for the occasion, and were far reaching, full of law, and covered the case completely.

## SEVENTY-FIVE BANKS FLOURISH.

Safford's Report Shows New Mexico Financial Institutions Are Solid.

Santa Fe, N. M., July 24. On July 1, according to the report of Traveling Auditor Charles V. Safford for the past fiscal year, being prepared for Governor Curry's annual report to the secretary of the interior, there were in New Mexico seventy-five national and territorial banks doing business with a capital of \$3,274,086 and resources and liabilities amounting to \$24,608,651.

This is an increase of six banks during the year, one national and five territorial, on that date the capital having been \$2,814,500, and the resources and liabilities \$21,098,089. During the past six years there has not been a failure of a national or territorial bank in New Mexico and on July 1, the territorial banks had a reserve of 44 per cent, much larger than that required under the national banking act.

## Twelve Per Cent Increase.

Traveling Auditor Charles V. Safford, after hearing from one-half the counties in the territory, estimates the increase in assessment over last year to be twelve per cent.

Donna Ana leads in the increase, showing an increase of \$765,000; Guadalupe comes next with \$686,000, and having made a similar increase the year before; Chaves shows an increase of \$576,000 and other counties heard from are as follows: Santa Fe, \$304,000; Colfax, \$475,000; Lincoln, \$321,000; McKinley, \$25,000; Mora, \$30,000; Socorro, \$346,000; Sierra, \$56,000; Torrance, \$118,000; Valencia, \$305,000, while the assessment of the new county of Curry is \$4,500,000 and that of San Miguel \$4,332,351.

McLenathens—Insurance.

## TO TEACH WOODCRAFT.

Ranger School to Open at Flagstaff on National Forest.

Albuquerque, July 29.—A school for the instruction of Forest Service rangers will begin September 1, on the Coconino National Forest near Flagstaff, Arizona.

Each of the six districts into which the forest service in the west is divided has provided for the instruction of rangers, but the school to be established by the Albuquerque office is unique in that it is to be located in forest itself. The schools in the other districts are held at some university, and many of the courses will be given by university instructors who conduct such work as does not require familiarity with technical forest matters. In the school on the Coconino, instruction will be given entirely by officers of the Forest Service.

While the courses in theoretical forestry are given careful attention, the greatest stress is put upon instruction along practical lines, such as surveying, estimating timber, mapping, road and trail making, office routine, camp practice and packing, and the men will put into actual practice, under field conditions, the theories and principles taught in the lectures.

The student body of the school will be composed entirely of rangers from the twenty-one national forests in the Southwest. Owing to the pressure of work on the national forests, only forty rangers can be spared this summer. These men will be detailed in classes of twenty each, one class during September and one during October. The men will have to work extremely hard on account of the short time at the disposal of the school, and the wide scope of the subjects to be

## LEST WE FORGET.

God of our fathers, known of old—  
Lord of the far-flung battle line,  
Beneath whose awful hand we hold  
Dominion over pain and pine,  
Lord God of Hosts, be with us yet,  
Lest we forget! Lest we forget!

The tumult and the shouting dies,  
The Captains and the Kings depart;  
Still stands thine ancient sacrifice,  
An humble and a contrite heart.  
Lord God of Hosts, be with us yet,  
Lest we forget! Lest we forget!

Far-called, our navies melt away;  
On dune and headland sinks the fire,  
Lo, all our pomp of yesterday  
Is one with Nineva and Tyre!  
Lest we forget! Lest we forget!

It is with drunk with sight of power,  
Loose  
Wild tongues that have not Thee in awe,  
Such boasting as the Gentiles use  
Or lesser breeds without the law,  
Lord God of Hosts, be with us yet,  
Lest we forget! Lest we forget!

For heathen heart that puts her trust  
In reckless tube and iron shard,  
All valiant dust that builds on dust,  
And guarding calls not Thee to guard,  
For frantic boast and foolish word,  
Thy mercy on Thy people, Lord,  
—Rudyard Kipling.

## SERMONS BOILED DOWN.

Power in speech comes from patience in silence.

Fires always get ripe before we are ready for them.

Men seek for honors often because the best evidence of loving heaven is endeavor to bring it here.

## We are in business for YOUR HEALTH

Headquarters for Drugs, Jewelry  
Sporting and Musical Goods  
Agents for Eastman Kodaks and Supplies

## Eddy Drug Company

REASONABLE RELIABLE RESPONSIBLE

Finest Ice Cream in the Valley

covered. The school will be under canvas, and will serve as an illustration of a model camp.

## BACK TO THE FARM.

The state of Washington's wheat crop is only 35,000,000 bushels this summer. This is ten million bushels greater than the crop of 1908. In that state and several million bushels more than the bumper crop of 1907. Kansas has had a very heavy yield of wheat also, as is the case in most of the wheat states of the country. We are not going to starve this year, and there is going to be a large quantity of this product for export. The high priced markets are stimulating the industry and thousands more acres of wheat will be put to crop next year. It looks like the United States will soon be feeding the world in bread stuffs, and that our farmers are going to control the wealth of the earth. Before we had ready markets and transportation the farmer made little effort to produce more than was required for home consumption, but now that there is a ready market, with quick transportation for everything the farm produces, he grows all the surplus he possibly can and is becoming prosperous, and even wealthy off the yield of his fields. This is what makes the United States the greatest country in the world. Prosperity is drifting to the place where it justly belongs, to the producer, the man who tills the soil. The population is going back to the rural districts. For years past the opportunities of the boy on the farm have been limited and as soon as he could get away from his parents he went to the city for employment and a chance to get into business and to make money, but now the flood tide is turning and the country is going to fill up with men worth while, who will farm for profit and who will add millions to the country's store house of wealth in the next fifty years. Society, schools, contentment, morality and frugality may now be found among the sons and daughters of the tillers of the soil, as nowhere else in our great country. The telephone, railroads and rural deliveries have been the means of a world wide education and advancement of the man who follows the plow.—Tucson News.

Did you ever want water when the wind didn't blow? Come and look at a first-class engine and pump-jack at the Ohnemus shops.

It is easy for the man who amounts to nothing to give himself away. Decent usually has a good start in the man who boasts of diplomacy. He soon loses all faith in the poor who tries to feed them with fine words. No man is uncommonly good who does not help to make goodness common.

One of the blessings of being needy is that there are always some who are more so.

Judge of the Nations, spare us yet, they have lost honor.

A man is to be known by his goal rather than by his genealogy.

Some think they are standing by the faith when they are but frozen in their tracks.

Many a man shows his faith in the wisdom of his god by offering a dime to cover a dollar sin.

It is no use prescribing the gospel to a sick world unless you command it by a healthy life.

People who run around in a circle usually hire a calliope to call attention to their progress.

Some sinners do not repent because they fear there would not be enough joy in heaven over the event to satisfy them.—Chicago Tribune.

## Knowles Items From The News.

Oscar Thompson bought 500 head of stock cattle from Charley Fairweather at \$17. Calves not counted.

John B. Hart bought the entire stock of cattle of Mr. For, calves counted at \$13.

Jos. H. Graham sold all his yearling steers to Charley Lyne at private terms.

Jim Bradford, Nat Huston and Chas. Lyne were in town Monday.

M. Willhoit was a pleasant caller at the News office this week and reports range very dry and winds being few make water in the tanks scarce.

Top Heard will commence work at his pasture in Texas, the 27th, and J. C. Hollebeke & Co. will follow him up when he finishes rounding up and branding at Hol-

Hello! Kodak Friends.

We have a new line of cameras and transparent films of almost any size and price that you may wish. Our line is strictly guaranteed.

The Star Pharmacy

lebeke's.

A fairly good drizzling shower here at intervals last night and up to eight o'clock this morning and still cloudy.

The Pool work will commence work at Horse Camp on the 24th, Saturday, and when they finish Dunaway will take up it up and work through his range.

J. L. Toole this week purchased about 2000 stock sheep from Gaither & Mathews, of Monument. These are choice sheep, as they have been culled, consideration is understood to be around \$6000. This makes Mr. Toole, with 6000 head, the largest individual sheep owner in the country, other larger outfits being companies.

MARRIED—Jud. Alston, a noted sheepman of Monument, was married to Miss Belle Evans, of Texas, last week. They will make their home at Monument in the future and Jud will rustle sheep above here.

May peace and plenty be their lot,  
As down the path of life they trod.

## Improvements of the Week.

Among the improvements in Knowles this week are: The telephone booth and phones have been moved from the past office to the McArthur house on South Main street, and the Knowles Monument Telephone Co. have installed a switch board and are putting in a local telephone system; all lines are connected with the switch board. This move is only temporary as the permanent central office will be in the bank building.

The concrete work on the new vault in the bank building is complete and it is an extremely solid and substantial reinforced concrete "strong box," and is a credit to its architect and builder, Boston Witt, of the firm of Bruce & Witt. The building itself is progressing rapidly with some of the most adept of mechanics at the helm.

The corner stone of the M. E. church was laid on the 18th with the regular M. E. services for that occasion. The usual articles were deposited therein, among them were the initial and latest numbers of this paper.

The City hotel is putting up a platform for a tank for water supply.

Blauvelt & Pate have ordered the number for a new bathroom and have some of the furniture on the road.

Jack Heard put up a fine large windmill at his house Wednesday.—Knowles News.

The Citizens of Texico-Farwell and Vicinity Prove Loyal to Locality and Their Interests.

The railroad proposition that has been presented to the people of Texico-Farwell and vicinity to connect Texico-Farwell with Tucumcari or some other point on the Rock Island railroad never was brighter than at present.

The railroad committee that met Mr. Fredericks in Amarillo secured from that gentleman the positive assurance that Texico-Farwell would secure the railroad connection with the Rock Island road providing that Texico-Farwell made good its end of the \$100,000 bonus, terminal grounds and right of way.

The people of Texico-Farwell and vicinity have been giving liberally of

their means for the purpose of securing this railroad. About \$25,000 in cash is still needed. The committee is hard at work and expects to raise this amount in the next few days if each one will do their share.

Not only does Texico-Farwell secure the railroad but also the round house, machine shops, repair shops, etc., necessary for the division. All this will raise the value of every building and lot of ground in Texico-Farwell in that vicinity and along the right of way to such an extent that the amount necessary to be given for each will never be felt. It will not only make Texico-Farwell a new town but it will make it the best town on the Plains. It gives an outlet in five directions from Texico-Farwell, and opens up country untouched by railroads, and opens to Texico-Farwell the best coal fields in New Mexico.—Texico Trumpet, special edition of Monday.

McLenathens—Insurance.

## A Millionaire's Baby

attended by the highest priced baby specialist could not be cured of stomach or bowel trouble any quicker or safer than your baby if you give it McLenathens Baby Balm. Cures diarrhoea, dysentery, and all derangements of the stomach or bowels. Price 25c, and 50c. Sold by Eddy Drug Co.

McLenathens—Insurance.

PIGEONS BREAK A RECORD.  
East Las Vegas, N. M., July 27.—Six of the 20 hunting pigeons which were liberated here Saturday at 10.30 o'clock reached Chicago by 1 o'clock Sunday afternoon, according to a telegram received at the Wells-Fargo office here last evening. The birds beat the record in their flight, having finished the long distance of 1,254 miles in 26 1/2 hours.

DR. H. N. BAKER

ORTHOPAEDIC PHYSICIAN  
Office—Room 10, opposite Tansil Block  
Residence—Carmichael, Mo. Will be in office every Tuesday and Saturday

D. G. GRANHAM

ATTORNEY AT LAW  
Office—2nd floor, south of Masonic Building  
CARLSBAD, NEW MEX.

J. E. HARVEY

FIRE INSURANCE  
CARLSBAD, NEW MEXICO

DR. HOMER F. PARR

PHYSICIAN AND SURGEON  
Office in Hall & Tree Building. Residence on Buchanan St. Just East North of School House  
CARLSBAD, NEW MEXICO

S. A. BUJAC

BUJAC & BRICE,  
Attorneys and Counsellors at Law.  
Will practice in all the courts of New Mexico and Texas.  
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CIVIL ENGINEER  
and  
RA COUNTY SURVEYOR  
Twenty-one years experience in surveys of Eddy

## A Dollar Saved

Is a Dollar Earned

You will always save money by dealing with 's you can trust.

## The Old Reliable

Is at the same stand that he was years ago, and will be there when you want clothes

CLEANED, REPAIRED OR MADE TO FIT

JACOB J. SMITH



## The Carlsbad Current

Carlsbad Printing Co., Publishers  
Wm. H. Mullane, Pres.

Carlsbad, N. M. Friday July 30, 1909

Carlsbad Current established November 15, 1892. New Mexican established May 12, 1896. The two papers consolidated October 11, 1907.

Official Paper of Eddy County.  
Official Paper of the City of Carlsbad

Subscription \$1.50 per annum

### Dearest Malaga.

Sweet Malaga, you promised land,  
When on the burning sand I stand,  
And I am gazing across the plain,  
And wondering why it does not rain  
Jonah lets his trumpet sound  
And says the rain has passed around.  
Our horses are of the broncho race,  
Starvation stares us in the face.  
Our pigs go squealing along the street,  
And wonder why they don't get to eat.  
On five acres we'll take our stand,  
And boost for Malaga, the promised land.  
The Improvement Company is good to us,  
Why should we make a great big fuss?  
Don't tell the folks when you get home,  
But catch the suckers as they roam.  
Send them to Malaga, the promised land,  
The Improvement Company will give  
them the glad hand.

—One of the Suckers.

Our citizens should cultivate  
civic pride—have clean premises,  
streets and alleys.

The territorial republican administration has created a number of big tax dodgers in some of the big counties, and some of the heaviest property holders have not paid a cent into the county treasury for years. Suits were brought last week by District Attorney Knoch, of Sandoval county for \$70,000 back taxes due in that county, and in most every instance the delinquent taxes are due from the largest property holders. —Tucumcari Sun.

The passenger rate of New Mexico is unlimited. None of the railroads charge under four cents a mile and many of them more. The republican legislature of New Mexico concluded to reduce the rate to three cents a mile would take away all inducements for railroads to build in the territory, yet the railroads are building in every direction in western Texas where the country is sparsely settled, and the railroad rate is three cents a mile. —Tucumcari Sun.

Albuquerque is called the Duke City; Las Vegas the Meadow City; Santa Fe the Ancient City; Raton the Gate City; Socorro the Gem City; Roswell the Beautiful City; Clovis the Boom City; Brother Hawkins, of the Montoya Republican, has exercised the gall and audacity to suggest the name of the Peerless City for that little burg. We want to enter a protest in behalf of Tucumcari, and if the Montoyites won't concede us that honor, we'll be content with the Smoky City. —Tucumcari Sun.

Carlsbad has always been known as "Carlsbad the Beautiful," despite the fact the brother has applied the name the Beautiful City to Roswell. Carlsbad is certainly the most beautiful city in New Mexico, but this is not saying much, for it might be ten times as pretty and then not hold a candle to Pasadena, Cal.

The visit of the water and oil expert locator, H. H. Bail, has created renewed interest in the oil situation around Carlsbad. That there is oil in large quantities under the ground right in Carlsbad is almost certain. The only problem is to strike the vein. When this is struck it will be no trouble to follow it up as has been done in all other oil fields. Among those who never lost faith in this section as an oil field is Secretary Richards of the Commercial Club. He has always contended that oil would be found sooner or later, and it seems as if his predictions are about to be realized.

### The Editor's Compensation.

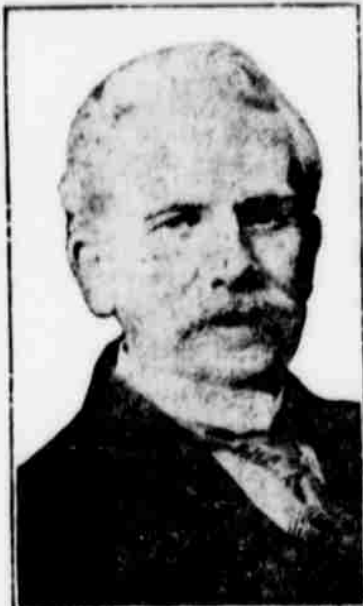
The man who edits the average country newspaper can not well avoid treading on some-

body's toes continually, says the Arcanum (Ohio) Times. He must expect to be censured often for unintentional failures; must expect hard work and little thanks; must expect to be called a coward because he does not "pitch into" everything that somebody thinks is wrong and a fool if he speaks out too plainly on public evils. He must expect to grind other people's axes and turn the grindstone himself. Still we think it is one of the noblest professions on earth, the one in which the earnest man can do the most good to his fellow man and in which an honorable man wields much power for good.

### KIRBY LUMBER COMPANY.

#### Report of the Business Done in June Is Filed.

Messrs. C. A. Lyon and J. S. Rice, formerly receivers for the Kirby Lumber company, filed their report for the month of June with the clerk of the United States court at Houston. It



JOHN H. KIRBY.

showed receipts as follows:  
Balance as per statement rendered \$54,394.88, reports during June \$115,250.15; total receipts \$249,930.73. Disbursements \$253,451.77. Balance on hand \$96,428.96.

#### Much Building at Fort Worth.

The construction of about \$5,000,000 worth of new buildings, giving employment to 1,000 union carpenters, to say nothing of other skilled and unskilled laborers employed, will be the high mark reached by Fort Worth within two months, according to Business Manager (husband) of the local carpenters' union.

Mr. Hensell says there have been 304 carpenters added to the membership rolls of the three organizations here within the last four months. Of this number, eightynine have purchased homes and over one hundred have located here with their families. The remainder are single men, who are boarding. Besides the journey men, there are a number of new contractors flocking to locate here. It is said to meet the heavy demand occasioned by the vast amount of work now under way and connected with much more in the prospective stage.

#### To Erect Large Warehouses.

One of the largest warehouses in Dallas will be built shortly on the west end of Pacific avenue. It will be a structure covering the entire block, or exactly 200x200 feet. It is to be four stories high, with a basement, of brick and will be the largest of its kind in the city. The name of the builder and the exact location are not made public. Plans for the warehouse are being drawn now, and will be out before the end of this month.

#### Goed to Market in Auto.

G. W. Carmichael, who resides near Duck Creek, Dallas county, accompanied by his wife and daughter, made an auto trip to Sherman. He has a machine especially built for the purpose of marketing product of garden and poultry yard and brought with him some fine frying chickens, water melons and cantaloupes. The afternoon in the price of chickens at Sherman and Dallas he figured in a financial way paid the expense of the trip.

#### After New Line.

A rousing meeting was held at Colorado City to hear the report of the committee composed of R. M. Webb, P. C. Coleman, C. M. Adams and J. E. Hooper, who visited San Angelo by automobile to confer with parties there about a North-South railroad. Local business men and citizens generally are enthused and say Colorado must have the big dam across Lone Wolf creek and a North-South railroad.

#### McLenathan—Insurance.

A Golden Wedding means that man and wife have lived to a good old age and consequently have kept healthy. The best way to keep healthy is to see that your liver does its duty 365 days out of 365. The only way to do this is to keep Ballard's Herbine in the house and take it whenever your liver gets inactive. 50 cents per bottle. Sold by Eddy Drug Co.

## TEXAS AND TEXANS.

### Happenings of Interest Related in Brief Way.

Dallas has four ice cream cone factories.

The Rockwall creamery will be in operation next month.

Dr. T. J. Wagley of Cleburne has gone on his fifth European trip.

Last week's rains assure a banner corn crop for Wilbarger county.

The Break o' Day canning factory is a new enterprise at Mount Pleasant.

Miss Maggie Rinker expired near Rotan from the effects of strychnine.

Marshall will soon have a new bank. Citizens Bank—capitalized at \$25,000.

W. D. Sisk of Alba was run over by his team. He expired in thirty minutes.

Ice is now being manufactured by the Rockwall Light, Ice and Gin company.

Louis Jauph, eleven years old, drowned in the Colorado river at Austin.

Three bullets took effect at Beville in the body of George McCullom, death ensuing.

Twenty carloads of Irish potatoes were shipped last week from Mount Pleasant.

San Saba and Llano citizens are after a line from Fredericksburg to Brownwood.

Carlton H. Wells, head of the Texas Bithulitic company, passed away at Dallas Sunday.

While bathing in the San Antonio river G. Aguilar and E. Salazar, news boys, drowned.

During June 1,727,630 pieces of first-class matter were sent out of the Dallas postoffice.

Three miles from Maypearl Press Hall was shot to death. Another negro was arrested.

E. S. Barnes, a prominent Smith county citizen, died suddenly at Mount Sylvan, his home.

Citizens of Yonkum county will have Aug. 5 and 6 a picnic and barbeque at Plains.

Mrs. Hannah L. Deatherage, a Texas pioneer, died at Dallas, aged 81 years and 7 months.

State Tax Commissioner Deuel will investigate counties showing decrease in taxable values.

Eugene Jeffre, who helped construct the first brick courthouse at Dallas, died Sunday at that city.

Ida Kean, an Austin negroess, died from the effects of her throat being cut. Her slayer escaped.

J. B. Koonce of Denton, reported to have been murdered near Barstow, died from natural causes.

At a cost of \$175,000 the Wichita Falls investment company will erect a six-story office building.

There is a great demand, owing to increase in creamery business, in Cooke county, for milk cows.

Leases have been secured by 3,500 acres in Denton county near Aubrey and oil boring tests will be made.

Mr. C. C. Clark of Gatesville has made a proposition to Quindici effizien to establish an \$80,000 windmill factory.

Owners of the Tulsa Opera House nearing completion, claim it will surpass any similar building in the Pan handle.

As the result of knife stabs J. W. Lango died at Austin. Tom Brown, a barber, Lango leaves a widow and six children.

Denton Petroleum company, borins for oil north of Denton, struck artesian water, estimated daily flow being 3,000 gallons.

By a kerosene explosion the little child of Mr. and Mrs. J. C. Lander of Terrell was fatally burned. The child poured oil on embers in a stove.

A. S. Thwaitt, since 1907 official examiner for the Texas state department of insurance, has resigned. He will engage in private business.

Alford, Wise county, has a commercial club with sixty-two charter members. A movement was at once inaugurated to grade leading streets.

"Some Facts About Texas" is a bulletin just issued by the state department of agriculture. In concise form it imparts much information about the state.

Jess Goodwin, charged at Groesbeck with murder in connection with the killing of Wood Clancy near there was adjudged guilty and given twenty years.

Sunday Bishop Key of the Methodist Episcopal church, South, was eighty years old. He has been a clergyman sixty years. The aged divine resides at Sherman.

Ten cows who subsisted on grass entirely netted in June J. A. Alexander of Denton county in butter \$50.28. Eleven hogs were fed milk and the family had all the butter and milk desired.

In the election to determine whether the county seat of Nolan county should be removed from Sweetwater the latter was victorious by about 300 majority. Maryneal was the other candidate.

J. A. Daly, a stockman of Mexico, purchased at McKinney for his ranch \$5,000 worth of livestock, including six jacks, twelve mares, two fancy driving mules, a Jersey cow and calf and registered Red Poll bull.

David Noble, a Dallas negro restaurateur, charged with sidewalk obstructing, shot, inflicting a flesh wound, Patrolman J. P. Alexander. The officer shot the negro twice in the head and once in the neck, killing him.

By an oil storage tank explosion at Houston Monday which caused \$15,000 damage to the Houston Belt and Terminal company's roundhouse John Woods, a negro employee, sustained injuries resulting in his death.

Suit filed in Eastland county for over \$5,000,000 against the Texas Central for alleged violation of the separate coach law has been dismissed. District Judge Danahy held that County Attorney Danahy was not authorized to bring suit.

### Becomes Industrial School.

Granbury, Tex., July 29.—Board of trustees of Add-Ran-Jarvis college voted to turn the Thorn Spring property into a training school for boys and girls. Professor W. H. Trainum, formerly of Christian university, Canton, Mo., was elected president and R. E. Grabel president of the Texas industrial school for boys at Ogburn Wood county, secretary and business manager. Professor M. A. Westbrook will be at the head of the manual training department. V. Z. Jarvis of Fort Worth is president of the board of trustees. The organization of the school will be along the following lines: literary, preparatory, high school, normal, also a business department, music and expression, manual training, printing, cabinet making, wood working, carpentry, blacksmithing, broom factory, farming, dairying, hog and chicken raising, domestic science, cooking, sewing and general housekeeping.

### Ed. Rogers No More.

Hillsboro, Tex., July 29.—After a long illness Ed Rogers, a leading member of the National Prohibition party and its nominee for lieutenant governor in the last state campaign died Monday at his residence here. He was a successful merchant. Principal business houses closed during the funeral services.

### Sudden Death of Mrs. Pettus.

Tusculum, Ala., July 19.—Mrs. Susan H. Pettus, widow of J. J. Pettus, who was governor of Mississippi and sister-in-law of the late Senator Pettus, was found dead in bed here. She was eighty-three years old.

### Tragedy Near DeKalb.

DeKalb, Tex., July 29.—Near here Ann Jones, a leading farmer, was shot to death.

### Ordinance No. 94.

An ordinance giving notice to the owners or persons in charge of certain lots to build sidewalks adjoining such lots, and repealing ordinance No. 77. Be it ordained by the board of trustees of the town of Carlsbad:

Sec. 1. That in the opinion of the board of trustees of the town of Carlsbad, it is necessary that concrete sidewalks along certain streets and parts of streets in the town of Carlsbad, as hereinafter designated, be built.

Therefore, notice is hereby given to the owners or persons in charge of the property lot or lots adjoining the sidewalks hereinafter described, to build or cause to be built such sidewalks, and they are so ordered to build the same, of, or with the materials and of the dimensions described in Ordinance No. 74, passed by this board of trustees on the 23rd day of April, 1906, entitled:

"An ordinance providing for the manner of constructing sidewalks in the town of Carlsbad and prescribing penalties for its violation."

Sec. 2. That said sidewalks so ordered to be constructed are as follows, viz:

On the west side of Canyon street adjoining lots 9, 11, and 13 in block 21.

On the east side of Canyon street, adjoining lot 4 in block 74.

On the east side of Canyon street, adjoining lots 4, 6, 8, 12, 14 in block 65.

On the east side of Canyon street, adjoining lots 3 and 4 in block 36.

On the west side of Canyon street, adjoining lots 3, 5, 7, and 9 in block 32.

On the west side of Canyon street, adjoining lots 1 and 3 in block 15.

On the west side of Canyon street, adjoining lot 17 in block 9.

On the east side of Canal street, adjoining lots 2 and 4 in block 75.

On the east side of Canal street, adjoining lots 12 and 14 in block 27.

On the south side of Mermoid street, adjoining lots 1 and 2 in block 40.

On the south side of Fox street, adjoining lot 5 in block 14.

On the north side of Stevens street, adjoining lots 13 and 14 in block 27.

On the north side of McKay street, adjoining lots 13 and 14 in block 21.

Section 3. The recorder of the town of Carlsbad shall, as soon as this ordinance takes effect, issue and the town marshal serve, notice upon each of the owners or persons in charge of each of the lots and parts of lots abutting on and adjoining the said proposed sidewalks, to build the same as hereinafter ordered, by delivering to each of said persons a true copy of this ordinance; and if the owner of any lot or lots adjoining which sidewalks are hereby ordered to be built, is a non-resident of, and has no agent residing within the town of Carlsbad, notice shall be given by posting in the most conspicuous place upon the said premises a copy of said notice. The town marshal shall make a return in writing showing how he served said notices.

Section 4. That in case the owner or person in charge of any lot, or lots or part thereof adjoining and abutting on the sidewalks hereby ordered to be built, shall fail to comply with this ordinance, and shall fail to begin to build such sidewalk within thirty days after service of a notice so to build, and shall fail to complete the same within 90 days after service of such notice, the board of trustees of the town of Carlsbad shall have all such sidewalks built and shall assess the cost thereof against said property and the owner or owners thereof as provided by law.

Section 5. That Ordinance No. 77 and Ordinance No. 80 are hereby repealed.

Passed finally by the Board of Trustees of the town of Carlsbad, July 28, 1909.

JAMES M. DYE,  
Mayor of the Town of Carlsbad.

Attest:  
J. B. HARVEY,  
Recorder

Approved this 24th day of July, 1909.  
JAMES M. DYE,  
Mayor of the Town of Carlsbad.

### Notice for Publication.

Department of the Interior, U. S. Land Office, at Roswell, N. M., May 29, 1909.

Notice is hereby given that Reigley E. Peary, formerly Reigley E. Pendleton, of Carlsbad, N. M., Mexico, who, on August 3, 1902, made Homestead entry 2536, Serial No. 08798, for SW 1/4, SE 1/4, NE 1/4, Sec. 12, Township 36 N., Range 14 E., N. M., on the 5th day of September, 1909.

has filed notice of intention to make Final Five Year Proof, to establish claim to the land above described, before A. B. O'Quinn, Public Land Clerk U. S., at his office in Carlsbad, N. M., on the 5th day of September, 1909.

Claimant names as witnesses: Julian Smith, D. Beck, W. A. Forehand, Dora Smith, all of Carlsbad, N. M.

T. C. TILGNER,  
Register.

## Midland & Seminole Auto Co.

Cars leave Palace Hotel at 7 a. m. Mondays, Wednesdays and Fridays, for Pearl, Lovington, Knowles and Seminole connecting with cars for Shafter Lake and Midland. Returning leave Seminole at 8 a. m. Lovington for dinner arriving at Carlsbad at 5 p. m.

If you want an enjoyable trip of 200 miles which traverses the best portions of Eastern New Mexico, and the Plains of Texas, try a trip.

## Midland & Seminole Auto Co.

## Finlay-Pratt Hdwe. Co.

"ROYAL" Hay Presses.  
"DEERING" Mowers and Rakes  
"DEERING" Grain Harvesters  
"JOHN DEERE" Plows and Cultivators  
"PETER SCHUTTLER" Wagons  
"R. T. FRASHER" Pueblo Saddles  
Builders Hardware and Paint.

## Finlay-Pratt Hdwe. Co.

PHONE 66

## The Groves Lumber Co. Building Material

### Terribly Scalded

is something we hear or read about every day of our lives. Burns and scalds either slight or serious are bound to happen in your family, be prepared by having a bottle of Ballard's Snow Liniment handy. It relieves the pain instantly and quickly heals the burn. Sold by Eddy Drug Co.

L. Ramuz, the Carlsbad Boot-maker is selling his \$14 and \$15 boots at \$12.

### McLenathan—Insurance.

Good furnished rooms for rent by day, week, or month at Right-way Hotel. June 18, 1909.

Fine wagon yard and camp-house at Ohnemus shop. He can fix it.

### Summons by Publication.

In the District Court, Eddy County, New Mexico.

A. J. Crawford, Plaintiff,

vs.  
Sobolad Gonzalez,  
Francisco Gonzalez,  
Lazaro Gonzalez,  
Ricardo Gonzalez, and  
R. Oronoz, Defendants.

To Sobolad Gonzalez, Greeting:

You are hereby notified that a suit has been filed and is now pending in the District Court of the Fifth Judicial District in and for the County of Eddy, Territory of New Mexico, against you and the other above named defendants by A. J. Crawford as plaintiff.

No. 100, on the civil docket of said court, the object and general nature of which is to obtain judgment against you and the other defendants, Francisco Gonzalez, Lazaro Gonzalez, and Ricardo Gonzalez, for the sum of \$200.00, with interest from date at the rate of 12 per cent per annum, and 10 per cent of the cost of said suit, and interest due an attorney's fees, and also the sum of \$2.00 paid by the plaintiff as premium on the insurance policy and \$10.00 taxes paid to the plaintiff as the premises hereinafter described and sold having been executed and delivered by you and the defendants has also named in the Carlsbad Grocery Company, and he is assigned to said plaintiff, A. J. Crawford.

You are further notified that the further object of the said suit is to procure a decree of said court foreclosing the equity of redemption of all the defendants above named, in and to the premises in a certain mortgage dated January 14, 1908, and recorded in the Probate Clerk's office of Eddy county, New Mexico, Mortgage Book 3, page 429, given to secure said suit, described as 40 feet off the east side of lot 12 in block 17, six (6), and eight (8) in block eleven (11) in the original town of Eddy, (now called the town of Carlsbad) in Eddy county, New Mexico.

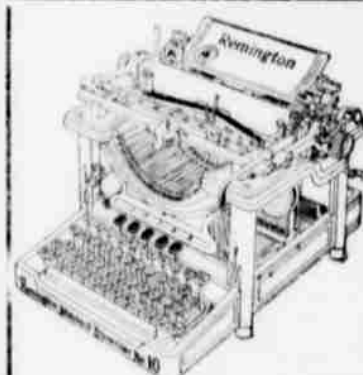
You are further notified that unless you enter your appearance in said cause, on or before the 15th day of September, A. D. 1909, which is more than 20 days after the 6th, weekly publication of this notice, judgment will be rendered against you by default and said property will be sold to satisfy said judgment, interest and costs.

You are further notified that D. O. Grantham is attorney for plaintiff and his business address is Carlsbad, Eddy county, New Mexico.

Witness my hand and the seal of this Court on this 19th day of July, A. D. 1909.

S. I. ROBERTS, Clerk.

By G. E. BROWN,  
Deputy.



## The Development of the Remington

is the History of the  
Writing Machine

Our New Models 10  
and 11 now ready  
Model 10

With Column Selector  
Model 11  
With Built-in Tabulator  
Remington Typewriter Salesrooms

E. B. REPPERT

Proprietor

349 Main Street

Dallas, Texas.

## Carlsbad Furniture Co. UNDERTAKERS

R. M. THORNE  
LICENSED EMBALMER

Telephone 70

## Carlsbad Dairy

Pure Jersey Milk  
and Cream Delivered  
to all parts of  
the city.

J. O. Wersell, Proprietor



## LOCAL NEWS.

Miss Lydia Woerner, of Epworth, Ill., departed Wednesday for her home.

H. Marx, the popular salesman for Casey-Swasey Co., was in town Wednesday.

Mr. Trigg, of Louisville, Ky., a friend of John Woerner's, left for home Wednesday.

Ralph Grandi, who left for Italy some weeks ago, is at Comune Mante, Bologna.

The Artesia band gave a concert in front of the Schlitz hotel last Saturday night.

Mrs. Calvani, of Loving, who has been ill with fever all summer, is still very ill at the hospital.

Mr. O. F. Ponce, of Wichita, Kans., was in town Monday and Tuesday. He will probably start a seed house.

Bill Coats came over with his sheep from Crow Flat to west of the Hess ranch to shear and will remain a month.

Roy Burnett came in yesterday from the north and reports the country the driest in the memory of the oldest inhabitant.

Frank Stetson returned last Monday after a ten days' trip to Arizona, whither he went to purchase horses, but found them too thin to move.

Harry Gaither, of Monument, was in town Monday to bring his niece, Miss Alice Hatcher, who left for her home in Clinton, Okla. Tuesday morning.

I. S. Osborne closed a sale for 100 acres, lying south of the big red barn now owned by Dr. Doepp, for \$13,000 or \$130 per acre last Wednesday to Oklahoma parties.

Guy Benson has consented to take charge of the Firemen's band which will be good news to those who have striven so strenuously to give Carlsbad a band.

Capt. W. C. Reid, of Roswell, was in town Tuesday. He will visit the Alaska Yukon Exposition accompanied by Mrs. Reid and will also go to Vancouver and Victoria, B. C.

Clarence Dresser and Fred Godfrey, of Lahoma, Okla., were here this week. Mr. Godfrey purchased 40 acres of the best sugar land near Otis three weeks ago, and Mr. Dresser expects to be back soon and invest in land.

J. L. Toole, of Knowles, was in town the past week leaving for home Wednesday. Mr. Toole has purchased all of Harry Gaither's sheep, about 1950 head, and will run them with his other flock of 4000 head north of Knowles.

Bert Leck proved up on his four section homestead north of Monahan, Tex., last week and drove over to Carlsbad in a buggy, arriving Monday, having sold his cattle and leased his land. Rain fell during his whole trip from the ranch to Carlsbad.

C. F. Ederle, the big cigar man, was in town Tuesday night, and as usual selling large quantities of the J. & E. and Jonson's Best cigars. The factory, which was for some time in Colorado Springs has been moved to El Paso, that being a more central point for the large trade.

The Artesia band that was at Malaga playing for the purchasers of Malaga Land & Improvement contracts tarried Saturday night in town and rendered very fine music from Hotel Schlitz porch. The Artesia boys have become very proficient—simply staying with their band and practicing regular.

Andy Locklear, who sold his cattle to Paul Airs and A. C. Heard some time ago, has decided to remain in the country, and has purchased all of Tom Runyan's cattle and the Segrest headquarters ranch for \$16,500. Andy also purchased all of George Nelson's cattle this week and is now fully engaged in the cow business again.

Arthur Holloway last week purchased 1400 sheep from Fred Wagoner turning in equities in the Craft and Crozier properties as part pay on a basis of \$3.25 for ewes and lambs. Mr. Holloway will run the sheep out in the foothills adjoining the Forest Reserve, where he owns a spring. He had Ohnemus build a fine camp wagon and his family will accompany him.

## A General Rain

As stated last week a general rain commenced falling at about three a. m. last Friday and continued all night and at intervals Saturday, Saturday night and Sunday, and according to the U. S. reclamation service gauge here in Carlsbad measured three inches in all between Friday afternoon and Monday morning. The rain was heavier in Carlsbad than in Roswell, there being but an inch and a half in the same time at that point. It rained much heavier in the Guadalupe west of Carlsbad, for Dark Canyon has been up off and on for three days, and reports from the mountains are that the rain was very heavy all over the hills. There never was a rain that did more good for the amount of precipitation, for it fell in a steady drizzle and was nearly all absorbed by the soil. In places the ground is wet for a foot deep.

This three inches with a few local showers that will aggregate possibly seventy-five hundredths of an inch comprises all the rain fall for the year 1909 in Eddy county, and the wonder is that stock on the range is not all dead instead of only a 25 or 35 per cent loss.

Sorghum put in the ground now has a fine show to make good feed, while that already in is certain to make a crop.

Grass on the range will no doubt mature and make good winter feed. So the country is quite safe for some time.

## The Bridges to Be Built.

Kansas City, Mo., July 24, '09. A. R. O'Quinn,

Clerk Board of Co. Commissioners Carlsbad, N. M.

Dear Sir: We have your night message of the 23d, notifying us that the bridge bonds had been sold and that the money is in the treasury so that we can go right ahead building those bridges.

We will therefore order material today and will start work just as soon as some of it gets on the ground. Very truly yours,

The Midland Bridge Co.,

Per A. A. Trocon.

The above letter which explains itself was received Tuesday by Probate Clerk and Recorder O'Quinn and is the latest on the bridge matter. It is hoped the cement will arrive within 30 or 40 days for the principal part of the material to be used in the bridge at this point consists of cement which comes from Iowa or some other point in Kansas. The iron for the other bridges may require some time to get out, but there is no reason why the bridge at Carlsbad should not be pushed along so as to be finished by Dec. 1.

Reese & Peters, the sewer contractors, received their big ditching machine Monday. It weighs 42,000 lbs and cost \$7000 in Newton, Iowa, and the freight was \$440. The mammoth machine was brought set up on a flat car and was run by its own steam off the car. The boiler is about 30-horse power and furnishes steam for the engine that propels machinery to cut a trench some 12 to 15 feet deep.

Cuno Sheel this week traded the Vineyard stock farm of 160 acres to Messrs. Frost and Bowman and associates, of Mineral Wells. Sheel gets two hotels in Mineral Wells, and gives the 160 acres containing all improvements of the Vineyard Stock Farm with implements and live stock thrown in. Sheel will go to Mineral Wells about Nov. 1st, while Louis Laing will run the farm for the new owner.

Mr. John Cornett met with a very serious mishap Monday of last week receiving a very badly broken arm by being run over by a horse ridden by Marion Walker, second eldest son of J. D. Walker. Mr. Cornett was coming on foot from the Tansil power dam when both boys came up from his rear, passing on a run, seeming to be racing horses. As Mr. Cornett stepped aside to evade being run over by one, he stepped in front of the horse ridden by the other and was knocked ten feet, breaking his arm at the elbow. The physicians say the arm will never mend for Mr. Cornett is nearly seventy-four years of age.

## A Strenuous Trip.

Sheriff Stewart, J. H. O'Brien of Roswell, assistant district attorney, and W. W. Dean, stenographer, all of whom went out to Monument last Friday to be at the preliminary examination of the Moore brothers before Justice of the Peace Raley, returned, arriving here Sunday morning about seven o'clock, the sheriff bringing one of the Moores, while the other came in a buggy with Deputy Sheriff J. H. Baker. Mr. W. R. Franklin was also in the auto. The auto party had a strenuous trip leaving Monument at about two p. m. and getting through the big sand at four. They met another auto at Pearl and both came along together. The other auto left Seminole Saturday morning at the same time and went by way of Lovington. The auto that came by way of Lovington had four passengers. Mrs. W. R. Franklin and two children, Miss Mona Heard and Miss Dickson, W. H. Witt, J. H. Piper and F. A. Wright.

When the autos arrived this side of the big sand they hung up in the mud and the passengers were obliged to get out and push the cars along. Arriving this side of Pendleton's the gasoline gave out in one and the machine stuck in the mud and it was very dark. The occupants pushed and worked and finally with some gasoline borrowed from the other auto they got within three miles of town at about two a. m. Sunday. Most of the passengers waited in. All were covered with mud and presented a sorry sight. The autos laid up two days for repairs, leaving Wednesday to try another trip.

## Roswell Notes from the Record.

Alexander J. Nisbet returned Sunday morning from a business visit in Carlsbad.

Ed Tyson returned to Artesia last Saturday night after a few days' stay in Roswell.

Ed. S. Seay and A. Dunn returned Sunday morning from a business trip in Carlsbad.

R. M. Parsons went to Carlsbad on Saturday night to spend Sunday with a sick relative.

S. I. Roberts, clerk of the district court, spent Sunday with his family at Carlsbad.

Sam Russell was operated on Tuesday afternoon at the hospital by Drs. Whicher and Doepp for appendicitis. The operation was successful, though the condition of the intestines was found to be much inflamed and a gathering of pus had taken place. The only fear at present is from peritonitis. At last accounts Mr. Russell was improving.

Bob Toffelmire closed a contract with Bill Jones, of Rocky Arroyo, to erect a \$4500 rock residence at his place about 300 yards south of his present residence. The new structure will be equipped with all modern conveniences. The plumbing will be done by the Finley-Pratt Hdw. Co. Mr. Toffelmire also signed a contract with F. L. Hopkins to build a \$2,000 bungalow north of Jake Smith's residence, on the corner of Canal and streets. The house will be one of the most unique in town.

W. G. Brown has employed R. L. Kilpatrick, of Brownwood, Tex., a first-class horseshoer, who for years was employed to do the shoeing on race, family and draft horses in Brownwood. He comes highly recommended and Mr. Brown guarantees his work.

Mr. and Mrs. J. N. Hewitt and son, Johnny, returned from a two weeks' visit to San Angelo Wednesday evening.

Mrs. Mae Anderson and Mrs. Edith Rule left yesterday morning for Los Angeles and other points on the Pacific coast, where they will visit friends for a month.

If you want the best Saddles made, get the R. T. Frazier. Come in and look at them at Finley-Pratt Hdw. Co.

McLenathen—Insurance.

Plenty of first-class fresh honey at the Ohnemus Shops.

The largest and most complete blacksmith outfit in the Pecos Valley. Ohnemus can fix it.

We do all kinds of Plumbing. Finley Pratt Hdw. Co.

## Oil in Carlsbad.

H. E. Ball, of Denver, who came down to locate wells near Toyah by what is known as the water witch method, was in town Wednesday and examined the country around Carlsbad. He gave it as his opinion that a large vein of petroleum would be found to underlie the western portion of Carlsbad at a depth of from 300 to 1,200 feet, the first to be found at 300 feet, while artesian water might be looked for before reaching the 300 foot depth. The vein of oil which he says measures 180 feet across, runs north-east from southwest and is undoubtedly many miles long. He advised drilling a well in the block west of the block of the Sister's school. Mr. Ball made this report to the board of governors of the Commercial Club Wednesday evening at 5 o'clock, and a committee went with him to the spot at which he advised drilling, where a stake was driven for future reference.

## Social Event.

Tuesday evening the young friends of Thomas McLenathen gave him a surprise by appearing in force at the home of his parents and with a social call that was a modified college yell told him he was it for the evening. A group of young people when encouraged by genial entertainers, such as the McLenathens' play a full program of amusements for all the pleasures usual to such occasions. During the evening Mr. Thomas escorted the jolly crowd to the Eddy drug store where ice cream was served. Those present were Mabel and Genevieve Harts-horn, Lora Jones, Aline Grant-ham, Lucia Rule, Ruth Stewart, Gladys Jolly, Gladys Messimer, Edwina Zimmerman, Jim Penny, Clarence Breeding, Kathryn Finley, Georgia Witt, Maud Lucas, Messrs. Roy Rives, Carl Brainard, Henry Collins, Paul Johnson, Dudley Smith, Yuill Robb, Craddock Rule, Roy Duncan.

Dr. F. M. O'Kelly, who came here with his family last fall and located at Malaga, tarried Wednesday night in town, en route to Hornersville, Mo., where his wife and children have been for a month at their old home and where the doctor owns three farms and a home in town. Mrs. O'Kelly wanted to return on account of old friends, but the doctor believes they will come back to their Malaga home shortly, where he has fitted up a comfortable dwelling and secured a good practice. In case they do not return his practice is for sale.

W. R. Owen returned last Monday night from an extended trip to the Pacific coast and reports a fine visit.

McLenathen—Insurance.

Jack Bogy will leave Monday for a trip to his old home in Texas to visit friends and one other, for he does not intend to return alone if he can help it.

## Loving Items.

A 3-act comedy entitled "Brother Josiah" was presented July 24th at Malaga by the Loving Dramatic Co. Specialties were given between the acts by Bernice Paris and Geo. Sievwright.

A car load of material to be used in building our new church has arrived.

H. E. Ball, of Denver, has been locating wells for the Malaga townspeople. He also went to Carlsbad for that purpose on Tuesday.

The abundant rain we had last week has greatly helped the crops in our district.

A number of the Loving people went to Malaga on Friday. "Land Drawing day."

N. R.

## For Sale.

Bargains; going to leave city: Dining table, rocking chairs, iron bedsteads, commodes, stands, surrey, grindstone, work bench and vise, burro and saddle, refrigerator, sewing machine—at LYMAN'S, Rio Vista.

WANTED.—Two gentle horses suitable for riding or driving. Enquire at residence of N. T. Daugherty.

## The CITY LIVERY and FEED STABLE

CAPT. W. S. B. MITCHNER & SON, Props

This Stable is located near Hotel Schlitz on Mermood Street east of Masonic Hall and Carlsbad Furn. Co.

The best of horses that are guaranteed to stand a reasonable day's drive at all times and no others kept.

Fine Rigs Always on Hand.

## Moore's Held Without Bail.

The Moore brothers, charged with the murder of W. R. Dobbins, were held to appear before the grand jury at the October term of court by Justice Raley, of Monument, and are at present confined in the county jail, having been brought in last Sunday by Sheriff Stewart and Deputy Baker.

The stores will close from three to five next Thursday afternoon to give the clerks an opportunity to play their game of ball over again. The line up will be about the same as it was Thursday of last week, except Brown and Bogy will not play.

McLenathen—Insurance.

Ed Toner departed yesterday morning for Kansas City to act as inspector for the Texas Live Stock Association at the Union Stock Yards, having been wired by H. C. Crowley, secretary of the association, to take the place. Ed is the best posted man on range stock in the whole of West Texas and Southern New Mexico and will make the best inspector ever to have held the place in Kansas City.

Lawyer Grantham returned Monday from his Texas trip.

J. L. Emerson came in from Knowles yesterday and says there will be a big picnic and barbecue out there Aug. 27.

McLenathen—Insurance.

Holland Bass came in from Douglas, Ariz., where he has been connected with the sheriff's office as deputy for a couple of years.

The ladies of the Methodist church will serve ice cream, short-bread and cake on the court house lawn Saturday evening; everybody is invited to come.

John Shadinger came in from Malaga Wednesday and purchased a three-year old mare from John Nevinger and a new saddle from the Roberts-Dearborne-Hdw. Co.

Homer Wilder, who returned last night from an extended trip through Texas, reports poor crops everywhere he visited, especially in the vicinity of Waco. The drought has been general from Waco west.

Quite a number of cases have been up in the justice court this week among them three citizens were fined for leaving horses hitched in the street and one for staking a cow too close to the irrigation ditches.

Loving is going to celebrate on August 7th by having everything in the amusement line, such as coat roping, tournament riding, base ball, besides a big dance and all kinds of cold lemonade and barbecue—all free.

The sewer contractors are pushing the work on the big sewer system with vigor. The vitrified piping is being delivered to all parts of town and the trenches are being dug in the south of town. About fifty men are employed at present. Luke Donnelly is also working a force of fifteen or twenty men on the streets.

## Notice.

The public is notified that my place north of Canon Street is posted, and that any person attempting to breed cows to my Jersey bull, in my absence, or to trespass in any way upon the property, will be prosecuted to the fullest extent of the law.

F. B. Marshall.

Jake Kircher came home yesterday from Dallas.

Good private board and well furnished airy rooms, with or without board, centrally located. Can not accommodate invalids. Enquire at Current office.

## For Sale.

\$70 canvas glove outfit for \$30. Knoblauch Land Office.

McLenathen—Insurance.

## EDITORS AND FIREMEN

### TOURNAMENT—PRESS MEET

28, 29 and 30 of Sept. the dates to Meet at Carlsbad.

The committees of the Commercial Club and Carlsbad Fire Department met yesterday to canvass the situation and take action regarding the coming firemen's tournament and press meeting.

Fred Dearborne was elected chairman, Dick Thorne treasurer and V. L. Griffin secretary. Letters were read from A. M. Dittelmeyer, secretary of the Territorial Firemen's Association, who stated that a rate of one and one-fifth fare had been offered by the Santa Fe for points east of Albuquerque and that the 28, 29 and 30 of September had been chosen to pull the tournament off in Carlsbad. The committee will meet again tomorrow and the press committee will formulate a program and will issue the official call for the meeting. The chances are a better rate will be secured for the press gang.

## REPLICA OF THE ALAMO.

To Be Erected Upon the Fair Grounds at Dallas.

### DALLAS NEWS DONATES IT

Structure is to Be an Absolute Reproduction of the Historic Building at San Antonio and to Be Erected in Time for This Fair's Entertainment.

Dallas, July 29.—The Dallas Morning News submitted a proposition, which was accepted by the fair park commission, to erect on the fair grounds a replica, on a reduced scale, of the Alamo. The conditions were a suitable location be donated to place the building on; that it shall bear the inscription of the News; the latter to have sole use of it during sessions of the fair and other gatherings at the park, but leaving it open always to the public during the day; that the park board shall protect the property, keep the same insured and maintain it permanently.

Historically, says the News, the Alamo is perhaps the most revered and interesting building in Texas. But because of its distance from north Texas, there are doubtless tens of thousands of people who have never seen it and who will never have that opportunity. By the erection of this proposed building in fair park this great mass of people will be enabled to see and study an exact imitation of the original, and thus there will be created or augmented in the minds of the younger generation which sees it that proper patriotic feeling and pride for the small, but noble band which fought and died for the freedom which we now enjoy.

The building will be ready in time for this year's fair.

It is proposed to build a walk around the building and in the space between this walk and the building proper there will be the planting cactus and other Mexican plants so as to give it a distinctive Mexican appearance. Inside of the building it desired there may be provided a place for the collection of curios pertaining to the Alamo and the period in history with which it is connected. The suggestion was made that if this could not be done, arrangements might be considered for a loan collection of such curios, of which it is said there are a number scattered about over the state particularly in south Texas.

Although of smaller size, the building will be otherwise an absolute reproduction of the historic structure which stands in San Antonio. J. P. Hubbell of the firm of Hubbell & Greene, the architects in charge, spent three days in San Antonio for the purpose of taking pictures, measurements and observations of the structure.

Cost will be about \$5,000.

### A Contented Woman

is always found in the same house with Richard's Snow Liniment. It keeps every member of the family free from aches and pains, it heals cuts, burns, and scalds, and cures rheumatism, neuralgia, lumbago, and all muscular soreness and stiffness. 25c., 50c. and \$1 a bottle. Sold by Eddy Drug Co.

### S. P. KEYNON Horse Dentist.

Many good horsemen feed and water three times a day and still wonder why their horse looks bad. A few of the symptoms are: Weak, even, subject to colic, cribbing, holding the head sideways while eating, shivering while driving, all are symptoms of bad teeth.—EXAMINATION FREE (Carlsbad). New Mex.



NO. 5487  
 R. JOYCE, A. C. HEARD, G. M. COOPER, W. A. CRAIG,  
 Agent, Vice President, Cashier, Asst. Cashier.

## The First National Bank

Carlsbad, New Mexico  
**Capital and Surplus, \$125,000.**

We have ample capital and are prepared at all times to care for the needs of our customers. The patronage of the public is respectfully solicited. No account too small to receive our best attention.

C. H. McLenahan, President. Morgan Livingston, Vice President. C. M. Richards, Cashier.

## The National Bank of Carlsbad

Depository for Eddy County and Territory of New Mexico

Middle of the Block, Next door to Post Office

DIRECTORS: Morgan Livingston, C. H. McLenahan, R. J. Roberts, F. F. Depp, E. Hendrick, J. N. Livingston, C. M. Richards.

## A HOME INDUSTRY

### PLAIN ICE FACTS:

Does the ice you are getting shatter into long pencil like fragments when you try to chip off a piece?

Do you know that such ice has lost a large percentage of its cooling properties?

Our product is in your refrigerator within an hour or two after being taken from the freezing tank, and has no opportunity to deteriorate.

You get the maximum utility of the ice and at the same price as the other kind.

## Carlsbad Ice Factory



The Effective Rodent Extirminator

### Commissioner's Proceedings.

BE IT REMEMBERED that on the 6th day of July 1909, the regular session of the Board of County Commissioners was held at which the following proceedings were had:

**PRESIDENT:** A. C. HEARD, CHAIRMAN. Joseph H. Graham, District No. 2. C. W. Beaman, District No. 3. CLERK: A. R. OQUINN.

T. M. Walter having presented his resignation to the office of Justice of the Peace of Precinct No. 4, it was moved and carried that same be accepted. It was moved by Graham and seconded by Beaman and carried that Jas. H. Wood be appointed to the office of Justice of the Peace, Precinct No. 4, to fill the vacancy caused by the resignation of T. M. Walter.

It having been shown that J. W. Turkett's raise of \$5,000.00 on notes was an error, it was moved and carried that the raise be reduced from \$5,000.00 to \$1,250.00.

It was moved and carried that after this day all Justices of the Peace be instructed when they assume office, misdeemeanor cases and fines be paid, that the cost of board in jail be included with such costs.

M. T. Stone, G. W. Witt, W. E. Rogers, C. E. Cook and E. C. Higgins were appointed as delegates to the Irrigation Congress to be held at Spokane, Washington.

Moved by Beaman that all Water Right Land valued at \$17.50 per acre be reduced to \$10.00 per acre for the year 1909, motion lost, want of second.

The following resolutions were offered by C. W. Beaman, and unanimously adopted to wit:

"Whereas, a resolution was passed by this Board of County Commissioners, on the 10th day of June, 1909, providing for the sale of \$51,590.56 General Refunding Bonds of Eddy County, New Mexico, to Coffin and Crawford, of Chicago, and providing for 61 Bonds and

"Whereas, through error, the said resolution providing for the form of coupons did not comply with chapter 44 of the Acts of the 34th Legislative Assembly of the Territory of New Mexico, with reference to the date of payment of interest and whereas, said resolution should have called for 52 bonds instead of 51

"Whereas, it is the desire of this Board to change said Resolution to conform with the law, and to provide for the issuance of 51 bonds for \$1,000 each and one bond for \$500.

the old jail under the court house to each of the following towns: Hope, Malaga and Knowles; provided the citizens of said towns will bear all expense of removing the cells and placing the court house floor back in good condition where it will be necessary to tear it up to get the cells out, and the transportation of the cells to the respective towns.

BE IT REMEMBERED THAT on July 7th pursuant to an adjournment had yesterday, July 6th, at which members were present as before.

The following motion was presented:

Carlsbad, New Mexico, July 7, 1909.

TERRITORY OF NEW MEXICO, ) SS.

COUNTY OF EDDY, )

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS:

Comes now the Eastern Railway of New Mexico, by its attorney W. C. Reid and complains of and appeals from the assessment of its property for the year 1909 by the Assessor of Eddy County, New Mexico, in that there is a double assessment on a portion of the same to-wit:

**LAKEWOOD HOLDING GROUNDS**

Description	Sec.	Twp.	R.	Acres
SW 1/4 of SW 1/4	15	19	26	40
All of	17	19	26	640
SE 1/4	18	19	26	230
N 1/2	21	19	26	320
N 1/2 of SE 1/4	21	19	26	80
W 1/2 of NW 1/4	22	19	26	80
NW 1/4 of SW 1/4	22	19	26	40

**Phoenix Holding Grounds.**

That part of the NW 1/4 of SW 1/4 lying west of the Eastern Railway of New Mexico Right-of-way:

NE 1/4 of SE 1/4	17	22	27	20
SE 1/4 of NE 1/4	18	22	27	40

**WATER WORKS.**

SE 1/4 of NE 1/4	22	22	26	120
N 1/2 of NE 1/4	22	22	26	120

**TOWN OF ARTESIA STATION GROUNDS.**

Lots 1 and 2, Block 1	80.00
Lot 1, Block 6	60.00
50 x 300 ft. in S. W. Corner of Block 16 Fairview Addition of Artesia	25.00
Water Works	4,800.00
Station House, Stock pens, etc.	8,424.00

That the mileage valuation made by the Territorial Board of Equalization on appellants' property includes the above property, and that the result of the valuation and assessment by the County Assessor is a double assessment of the above specified property, it being an appurtenance and necessary to the successful operation of the line of Railway of appellant and within the rule laid down by the Territorial Board of Equalization, that the said property is solely within the jurisdiction of the Territorial Board of Equalization and without the jurisdiction of your honorable body in the matter of valuation and assessments.

WHEREFORE appellant prays that your honorable body strike from the assessors rolls of Eddy county all assessment of property of appellant other than the 75.87 miles of main line and appurtenances at the valuations fixed by the Territorial Board of Equalization.

Respectfully submitted,  
 The Eastern Railway Company of New Mexico,  
 By R. C. Reid

As its attorney

It was moved by Beaman and carried that motion be over-ruled.

On the 7th day of July 1909 came on to be heard the protest of P. G. Tracy, President of the Pecos Valley Irrigation Co., against the rate of value of lands listed for taxation by said Company at \$4.00 per acre to \$17.50 per acre, and the said Irrigation Company appeared by its attorney, C. R. Rice, and by communication from F. G. Tracy, president of the same, and same protest having been duly considered by the Board, such protest was over-ruled and such valuation of \$17.50 per acre is hereby consummated, at which ruling Pecos Valley Irrigation Company excepted and gave notice of appeal to the Territorial Board of Equalization.

On the 7th day of July came on to be heard the protest of H. F. Christian, representing the Pecos Valley Beet Sugar Company, against the rate of value of lands listed for taxation for said company at \$4.00 per acre to \$17.50 per acre and proposed that said land be assessed at \$12.50 per acre. Said protest having been duly considered by the Board, it was over-ruled and such valuation of \$17.50 per acre is hereby consummated, at which ruling Pecos Valley Beet Sugar Company excepted and gave notice of appeal to the Territorial Board of Equalization.

On the 7th day of July came on to be heard the protest of F. G. Tracy, agent of the Collateral Trust Company, against the rate of value of lands listed for taxation by said company, of \$4.00 per acre to \$17.50 per acre, and said Collateral Trust Company appeared by its attorney, C. R. Rice, and by communication of F. G. Tracy, agent of the same, and said protest having been duly considered by the Board, it was over-ruled and such valuation of \$17.50 per acre is hereby consummated, at which ruling the Collateral Trust Company excepted and gave notice of appeal to the Territorial Board of Equalization.

Lakewood School District No. 7

George Pendleton, et al., Respondents.

In the matter of the order of the County Superintendent made on the 1st day of August 1908, placing certain portions of School District No. 7 in School District No. 13, Eddy County.

On this, the 7th day of July, 1909, came on to be heard the appeal from the order of the County Superintendent in the above matter.

And it being admitted by the parties that at the time of the issuing of the bonds of said District, that the said bonds were more than Four Per Cent of assessed value of property subject to taxation therein.

And it being further admitted that if the order of the County Superintendent is allowed to stand that it will reduce the assessed value of said District to such an extent that the out-standing bonds of said District will be more than four per cent of the

assessed value of the property of the said District subject to taxation.

And the Board having requested the advice of the District Attorney on the question of law involved and having been advised by him that under the foregoing facts it is the duty of the Board to reverse the order of the County Superintendent.

It is unanimously ordered by the Board upon motion of Joseph Graham and seconded and carried that the order of the County Superintendent in the above matter is hereby reversed and the territory heretofore segregated from School District No. 7 by said order is hereby re-attached thereto.

To which order and ruling of the Board the respondents object for the following reasons:

First:—Said Board of County Commissioners have no jurisdiction to hear and decide the questions involved in these cases.

Second:—The ruling of the Board of Commissioners is passed upon the opinion of the District Attorney and not upon the opinion of the Board of County Commissioners and said Board is not bound to accept the opinion of the District Attorney on questions of this character.

On motion duly carried the full levy of taxes for the year 1909 was ordered and a regular meeting of the Board of County Commissioners within and for the county of Eddy, Territory of New Mexico. It was ordered and declared by said Board that there shall be levied on the taxable property in said county as ascertained by the Assessor of said County for said year and that may be hereafter ascertained by the Collector in case said Assessor has failed to assess any property taxable under the laws of said Territory for the following funds and the following amounts on each \$1.00 of assessed valuation to-wit:

For Territory Purposes	1.445
For General School	.003
General County Fund	.005
For Court Fund	.001
For School Fund	.0015
Interest Fund	.0025
Court House and Jail Sinking Fund	.0010
Lincoln County Sinking Fund	.0010
Court House and Jail repair fund	.0020
Cattle Indemnity	.0075
Sheep Levy	.008
Horse Levy	.0035
Town of Carlsbad	.01
Carlsbad School Fund	.015
Carlsbad School Interest Fund	.0020
Carlsbad School Sinking Fund	.0020
Old School Fund	.0020
Old Interest Fund	.0020
Old Sinking Fund	.0020
Pleasure School Fund	.01
Rocky Arrow School District No. 6 Fund	.0050
Loose Tree School Fund	.01

A petition having been presented to the Board asked for the road to be changed from across the Northeast quarter of Section Nine (9), Township Eighteen (18), South, Range Thirty-eight (38) East, to the Section line of Section Sixteen (16) and Fifteen (15). It was moved and carried that such change be allowed, and that J. C. Bell, Henry Teague and L. C. Culp be appointed as viewers to view the road as to the change. A petition having been signed by more than twenty-five (25) free holders asking that the road be extended from Cap Rock to Lovington, it was moved and carried that said petition be granted and that C. M. Caudill, R. F. Love and John Mahony be appointed as viewers to view said proposed road.

The bills as per account rendered were allowed and Clerk was ordered to draw warrants to cover same.

On motion the Board adjourned until tomorrow, July 7th.

A. C. HEARD, Chairman.  
 A. R. OQUINN, Clerk.

Firstclass carriage and sign painting at the Ohnemus shops. He can fix it.



## There's Money

for you. The small item is what counts at the end of the season.

## Crystal Ice

properly delivered saves you a considerable, not only by it's good quality but by it's failing to melt quickly when exposed. No artesian well water, nothing but the purest and best.


Shall we place you on our list?

## Matheson & Little

## Afraid of Germs?

Many people are afraid of germs. Yet the germ is a fact. If the germ could be magnified to a size equal to its terrors it would appear more terrible than any fire-breathing dragon. Germs can't be avoided. They are in the air we breathe, the water we drink.

The germ can only prosper when the condition of the system gives it free scope to extend itself and develop. When there is a diminished vital force, languor, restlessness, a hollow, a hollow eye, when the appetite is poor and the sleep is broken, it is time to guard against the germ. You can fortify the body against all germs by the use of Dr. Pierce's Golden Medical Discovery. It increases the vital power, cleanses the system of clogging impurities, enriches the blood, puts the stomach and organs of digestion and nutrition in working condition, so that the germ finds no weak or tainted spot in which to breed. "Golden Medical Discovery" contains no alcohol, whisky or habit-forming drugs. All its ingredients printed on its outside wrapper. It is not a secret nostrum but a medicine of known composition and with a record of 40 years of cures. Accept no substitute—there is nothing "just as good." Ask your neighbors.



## FOR GOOD RIGS AND PROMI . . . . . TION

Phone 78, or Call, Opposite Rightway Hotel.

## The Club Livery Stable

J. D. McANINCH, Prop.



## ROUND TRIP EXCURSION FARES:

\$44.95, to Salt Lake City and return, Aug. 5th to 7th, account National Encampment G. A. R., Aug. 9th to 14th, EASTERN EXCURSIONS.

Chicago and return \$51.25, Kansas City and return \$36.25, St. Louis and return \$43.95. On sale to Sept. 30th. Final limit to Oct. 31st, 1909.

D. L. Meyers, G. P. A., B. F. Rose, Local Agent,  
 Amarillo, Tex. Carlsbad, N. M.

## The Bank Saloon,

Drop in when n town and we will convince you

We Keep NOTHING BUT THE BEST WINES, LIQUORS, CIGARS.

AT REASONABLE RATES:  
 Simpson & Co. Proprietors. Phone 14

## U.S. Market.

Corn fed BEEF AND MUTTON Free of Alkali

## PORK, SAUSAGE, AND ALL MEAT-PRODUCTS

PHONE NO. 11 FISH AND OYSTERS in Season

JOHN LOWENBRUCK, Prop

List your land with the OLD RELIABLE

## FARMERS LAND LEAGUE

We are bringing hundreds of prospective buyers to the Valley.

E. T. CARTER, Field Manager,  
 Headquarters: Hotel Schlitz, Carlsbad, New Mex.

## YOUR WIFE ----

Might stay at home this summer if she had an electric fan and flat iron.

TRY IT ONCE

## THE PUBLIC UTILITIES COMPANY