

THE FRONTIER.

VOLUME XXII.

O'NEILL, NEBRASKA, THURSDAY, FEBRUARY 13, 1902.

NUMBER 33.

THE BOARD PROCEEDINGS

Story of Their Doings as Continued From Week to Week.—Bonds Approved.

BILLS ARE ALLOWED BY THEM

Many Matters of Interest to the Tax Payers Itemized by the Clerk for Publication.

The following opinions of the county attorney were read and ordered placed on record.

Question of mileage for delivering ballots.

To the honorable board of supervisors of Holt county:

Gentlemen—Regarding the question whether a person who delivered the ballots under the direction of the clerk is entitled to pay:

That the statute is silent as to what fees shall be paid the person for delivering the ballots. The statute provides that county or municipal clerk shall cause the same to be delivered to the various judges of election the proper number of ballots. The expense of delivering these ballots is to be borne by the county.

The county clerk has authority to make contracts with the persons that he employs to do the work. In the absence of a contract as to what should be charged, a fair and reasonable amount should be paid. The distance traveled and the amount of time spent should be considered.

Yours respectfully,
Arthur Mullen,
County Attorney.

Question: Has the county board the right to refund taxes paid by mistake?

O'Neill, Neb., Jan. 17, 1902.

To the honorable board of supervisors:

Gentlemen—Regarding the question asked whether the county board have the legal right to order a refund on taxes erroneously paid, will say that you have legal right and it is your duty to order a refund of taxes in all cases when it appears that an error has been made in the payment of the taxes. If a party pays on one description of land, when in truth and in fact, he thought he was paying on another the tax should be refunded; or if a party ordered a tax paid on one description and through an error a receipt was issued on another description of land the tax should be refunded.

Yours respectfully,
Arthur Mullen,
County Attorney.

In regard to mileage paid to special deputy sheriffs.

January 28, 1902.

To the honorable body of supervisors of Holt county:

Gentlemen—It is my opinion that special deputy sheriffs, who make service of the processes as provided for in section 2918 of the 1901 statute, are entitled to 5 cents mileage for each mile actually and necessarily traveled while making the required service.

Yours respectfully,
Arthur Mullen,
County Attorney.

O'Neill, Neb., Jan. 29, 1902.

Board met pursuant to adjournment.

All members present.

Minutes of the proceedings of the session of January 28 were read and approved.

John S. Leis, trustee for the sale of lands belonging to Holt county, presented the following report:

O'Neill, Neb., Jan. 29, 1902.

To the honorable board of supervisors of Holt county, Nebraska:

I, John S. Leis, trustee, beg leave to report the following:

That I sold the following lands as trustee for Holt county:

To sale of S½ of sec. 32 twp 34 range 14 w for.....\$400
To sale of N½SW¼ and SE¼ SW¼, sec 27, and NE¼SE¼ sec 28, twp 28, range 12w 6 p m for..... 350
To 2 abstracts..... \$ 10 50
To taxes paid..... 36 24
To use of team 3 days to view the land at \$2 50..... 7 50
Treasurer's receipt. 695 76

Total.....\$750 00 \$750 00

As trustee I ask to have the report accepted and approved and to be discharged as trustee.

Respectfully submitted
John S. Leis, trustee,
Subscribed and sworn before me this 29th day of January, 1902.

E. S. Gilmour,
County Clerk.

On motion the report was received, adopted and trustee discharged. Communication from M. R. Chittick in regard to taxes for 1901 was

referred to committee on taxes and tax titles.

Committee on taxes and tax titles presented the following report:

Mr. Chairman: We, your committee on taxes and tax titles find that the Ewing State bank was assessed on bank stock for \$3,350.10 for the year 1901, and we further find that the county board reduced the amount to \$1,500, that being the amount said board thought just and proper as compared with assessment of other banks in Holt county, and we further find that the bank stock is assessed to M. R. Chittick of Ewing, Nebraska. We, your committee believe this a fair assessment on said property and therefore recommend that it be left as it appears on the tax list for 1901.

John Moler
W. S. Grimes
H. C. Howard

Committee.

On motion the report was adopted.

Mr. Chairman: I move you that the county attorney be requested to file a written opinion as to the legal right of the board of supervisors to rectify the excessive high valuation placed on the real estate of the village of Page by the board of equalization.

H. C. Howard
Frank Phillips

The resolution was adopted.

Moved and seconded that the clerk serve a copy of the above resolution on the county attorney.

Whereas, It has come to the knowledge of this board that there is now pending in the district court of Holt county, Nebraska, some three hundred cases brought by the county attorney of this county to foreclose the county's lien for taxes, many of which have been pending since 1899,

And whereas, It is claimed that much of the land involved in said actions is not worth the taxes and costs,

And Whereas, It seems necessary and proper for this board to investigate these cases and determine how they should be disposed of to the best interest of the county,

And Whereas, The board is not informed as to the legal standing of these cases and cannot with an examination of each case at great expense to this county be informed as to the standing and condition of said cases and the land involved;

Therefore, Be it resolved by this board that the county attorney is hereby directed to at once prepare and file with the county clerk a detailed statement and report on all pending actions wherein Holt county is plaintiff in actions for foreclosures of tax liens. Each case to be on a separate sheet. Said statement to show the title of the case, its number, the description of the land involved, and for what years and the amount of tax for each year.

Also to contain a statement of any tax not involved on land on which foreclosure has been commenced giving the amount due for each year, and also to further inform this board whether or not if all the necessary parties were made defendants and the conditions of each case as to service on defendants and whether decree has been entered and if so whether the land has been offered for sale and if not sold the reason therefor given.

The county attorney to give this board in each case any further information that he may have that will aid the board in its investigation.

Frank Phillips
Conrad Kramer

On motion the above resolutions were adopted and the county clerk ordered to serve a copy on the county attorney.

The following petition was presented:

O'Neill, Neb., Jan. 23, 1902.

To the honorable board of supervisors of Holt county, Nebraska:

Gentlemen—On August 23, 1899, I paid to F. B. Pine, treasurer of Steele Creek township, the taxes on the W½ NE¼ and N¼ NW¼ of 19-32-9, the amount paid being \$11.99. This is an erroneous payment for I never had any interest in the above described land. The land that I intended to pay on and which I then owned and is still owned by me is the E¼NE¼ sec 11, and E¼NE¼ sec 14, twp 32, range 9.

Since the time I paid taxes on the land in 19-32-9 my land in sec 11 and 14-32-9 has been sold at tax sale. The amount necessary to redeem same at this time is \$15.72. Your petitioner respectfully prays that the amount erroneously paid on the W½NE¼ and N¼NW¼ 19-32-9 be refunded to him and in addition the sum of \$4 the accumulated costs on the tax-sales, the total amount of the refund being \$15.99.

Nick White.

On motion the following bonds were approved:

Rees Printing company for supplies.
Peter Clausen, treasurer of Pleasantview township.

On motion board adjourned until one o'clock, p. m.

IRRIGATION BILL DOOMED

Strong Opposition Brought to Bear to Prevent the Measure Passing.

IT HAS MANY FATAL DEFECTS

Believe Its Passage Would Help Out Corporations and Work Hardships for Homesteaders.

Omaha News: From this time on the local members of the National Irrigation association lines toward the defeat of the bill now before congress. George H. Maxwell, secretary of the association, and chairman of the executive committee, who was in Omaha yesterday, stated that was the direction in which all of the efforts of the body are now being exerted.

The compromise bill, as it is known he says, has a number of fatal defects, which would make its passage inadvisable.

Under its terms, one provision is made for the actual settlement of land by homesteaders, as the land is not thrown open to contract for the small settler until after the map of the irrigation canals has been laid out.

On this account it is feared that the big operators would step in and take the choicest tract, before the smaller men would have a chance. The law limiting the holdings of any one man to 160 acres could be avoided by having the employees of the big operators take out claims.

By the pending bill, the government holds no control over the interstate streams, and it would be possible for the state highest up the stream to take practically the whole supply. In this case Nebraska would be shut out high and dry by Colorado and Wyoming.

Individual congressmen have other objections to the bill, Mr. Maxwell says, and it is considered impossible to secure its passage.

Looks Like Business.

This bit of information from Niobrara looks like the Elkhorn road means business in Boyd county: Contractor Larson, who has the contract for blasting out the two miles of Missouri river bluff at the mouth of the Niobrara river for the Fremont, Elkhorn & Missouri Valley extension into Boyd county, has completed the quarters for his men near the works and this week the blasting of the rocks will begin in earnest. A few experimental blasts have already been made with black powder, which proved unsatisfactory. Dynamite will be used in the real work and when the bluff is ready for the steel, it will be one of the most picturesque pieces track of on Northwestern system. The bed of the road will be solid rock. General Manager Bidwell and Mr. Cook, the right-of-way man, were both here the latter part of this week and expressed themselves as being well pleased with the progress of the work.

Decided Statement

A special from Sioux City of February 8 makes this positive statement: "Abel Anderson of this city, and interests identified with Combination Bridge company, will build the Atkinson & Niobrara River railway from O'Neill, Neb., to a point in Gregory county, South Dakota. The road will be an extension of the Great Northern's short line into the portion of the Rosebud Indian reservation, soon to be opened to settlement."

People hereabout have pinned none too much faith to the rumors of the Short Line extension into the country north of us, but railroad events are shaping themselves lately so that it looks more probable for the consummation of this scheme. The above special is decided in its statement and we can look for dirt to fly soon in this neighborhood.

Matrimonial

Judge Morgan's marriage record shows the following for the past week:

William Tibbes of Craig to Miss Emma Ermer, of Chambers.

Jesse Loucks and Miss Odessa Smith, both of Inman.

Fred A. Preinus to Miss Mary Buterborries, both of Ewing.

Daniel Harris to Miss Hattie Thayer, both of Star.

Two Stallions for Sale

On Saturday, February 22, we will have two stallions at Henry Zimmerman's barn in O'Neill for sale. One Shire and one Norman, ages 5 years. Will be sold at private sale for cash or on time. Warranted sure fold getters. It will pay you to see these horses. Nebraska Horse Co. 33-2

The case in Justice Slattery's court, John Fallon vs. D. A. Doyle, was postponed from the 10th to the 17th.

MINOR MENTION

Bale ties at Brennan's.
M B Toms for sale.—J. B. Berry Paddock, Neb. 2-w

Mr. and Mrs. H. O. Jackson went to Stanton Monday.

T. V. Golden had business at Fremont the first of the week.

Attorney R. R. Dickson was attending court at Basset this week.

For farm loans, on reasonable terms call on Elkhorn Valley Bank. 131f

A. L. Rous of Blackbird was a caller Monday, renewing for The Frontier.

The working society will meet with Mrs. Hicks, Wednesday, February 19.

Mr. and Mrs. J. S. Harrington entertained at their home on last Saturday evening.

Tom Enright set the pace for the bowlers at the alley this week, running up a score of 231.

Ernest Stilwell was up from South Fork country the first of the week. He was figuring on holding a sale in the near future.

Owen Killoran is advertising a sale at his place ten miles north of O'Neill. We understand Mr. Killoran expects to leave this section.

Phillip Heckel of Scottville town ship was before the board yesterday with a petition for re-locating a road in his neighborhood.

B. W. Postlewaite, James Barnes and J. W. Sprague of Scottville township and H. R. Sprague of Hainsville were businassing together in O'Neill Wednesday.

Judge and Mrs. J. J. Harrington gave a reception to a company of young people at their home on Monday evening and a very pleasant social time was had.

Frank Prebel came in with a caravan of seven wagons yesterday from his place over in the hay belt with some fifteen or twenty tons of as fine baled hay as you would want to see.

Bert Thomas, one of Dorsey's enterprising young men, was in the city Tuesday closing up a deal for the purchase of a quarter section of Steel Creek's best real estate. Bert knows a good thing when he sees it and believes in investing his spare means in something substantial.

PETITION FOR BRIDGE

Residents of Northeast Holt Want One Over Niobrara River Near Lynch.

PROBS WOLF WITH A FORK

And Then Beats Out Its Life With a Club.—A. B. Newell Issues Unique Advertisement.

M. T. Elliott and Tom Crowe have been camping in town the greater part of the week armed with a petition copiously signed for the building of a bridge across the Niobrara at Lynch, which they expect to present to the county board for its careful consideration at the first opportunity. The board is now checking up, but will go into regular session about next Wednesday, when the fate of the petition will soon be determined.

Atkinson Graphic: Mr. Trout, living a mile and a half west of town, brought in a wolf Thursday which he had killed in a novel manner. He saw the animal making himself comfortable near a hay-stack, and slipped around and jabbed him with a pitchfork. Instead of perforating him in a vital part as he intended he merely pinioned him in the flank, so that all he could do was to hold on and holler for help. Mrs. Trout heard the disturbance and when she saw what was occurring came to the assistance of her husband with a club, with which the wolf was dispatched.

A. B. Newell, one of O'Neill's most energetic real estate men, has just issued 5,000 copies of a unique advertising card. The card is in the shape of a folder and shows diagrams of three large ranches in Holt county which Mr. Newell has for sale; also other advertising matter. It is perhaps the largest and best designed piece of advertising matter of the kind ever put out in O'Neill and doubtless will bear much fruit. The printing was done at The Frontier office. Mr. Newell went to Fremont Wednesday to attend a convention of real estate men and incidentally circulate some of his cards.

Teeth or photographs at Corbett's, 16th to 39th of each month. 39tf.

A nice line of mens' pants for sale cheap at John J. Harrington's store. 31-3.

Sheriff Hall returned Tuesday evening from Omaha, where he had gone with Mrs. Hall for medical treatment. Mrs. Hall was taken to a private hospital and will need to remain for some weeks.

Will Carson of Steel Creek was in town last week and closed a bargain whereby he becomes owner of the McWhorter ranch of 400 acres on which he has made his home for some time past.

Every body is grateful for a moderation in the weather. For two weeks and a half severe cold reigned, but on Monday a thaw came, loosening up the ice and snow and bathing the streets in pools of water.

J. G. Wendell was at Sioux City last week attending a sale of horses. Mr. Wendell is interested in the Nebraska Horse company, and is spending most of his time on the road buying horses.

Rev. Gorst, D. D., will preach at the Methodist church on next Sunday evening. The services will be the beginning of revival meetings in which Rev. T. C. Webster of Central city will assist. Everybody cordially invited.

Principal Owens of our public schools is occupying his spare moments preparing a prospectus for the O'Neill summer school for the coming season. The faculty this year will be the same as that last year. The prospectus is neatly designed with an attractively engraved cover, and will contain several important articles on education from some of Nebraska's leading educators. The school will open on June 30.

Postmaster Newman of Minneola registers a kick against the way his family is being treated under the quarantine for smallpox. All of the family, six in number, except Mr. Newman himself, are under quarantine at their home near Dorsey. Mr. Newman is at Minneola. He makes complaint that no one is allowed to administer to the needs of the family. He says he discovered last week that they were out of food and fuel and complains that the health regulations are quarantining his family without making necessary provisions for relatives and friends to administer to their comforts.

MANN'S

WILL BEGIN A

DISCOUNT SALE

on Children's and Youth's Clothing
Saturday, Feb. 15, continuing 2 weeks.



Special bargains will be offered in these lines, and if you are interested it will pay you to call and investigate