

# The Artesia Advocate

VOL. 5.

ARTESIA, NEW MEXICO, JULY 25, 1908

NO 48

## A FAR-REACHING DECISION.

### Judge Popo Rules that Stockmen are Liable for Damages on Unfenced Land.

The following opinion, rendered by Judge William H. Pope, at Roswell, July 11, is relative to the rights of owners of unfenced fields, and the liability of owners of animals for committed depredations thereon. The opinion is clear and concise and should be read, carefully, by every farmer and stock raiser in the county.

In the District Court of Roosevelt County.

Nels Curtis, Plaintiff,  
vs.  
Solomon Bond,  
L. P. Strayhorn, Defendants

No. 346

#### OPINION.

This is an injunction suit brought by the Plaintiff to restrain the defendants, Solomon Bond, and L. P. Strayhorn, who is justice of the peace, from enforcing a certain judgment for \$140 entered by the said justice of the peace, as a result of a statutory proceeding under chapter 73 of the laws of 1903, based upon damage by certain cattle belonging to the plaintiff.

Upon the argument, the validity of this judgment is assailed upon three grounds:— (I) That the statutory notices provided by chapter 73 of the laws of 1903, were not given the plaintiff prior to the entry of judgment, and that he had no notice, whatever, of the proceedings until after such judgment. (II) That the judgment is void as beyond the jurisdiction of the justice of the peace under the organic act. (III) That the whole proceedings were invalid for the reason that the land of the defendant, Bond, was not fenced, and that under the said chapter 73 of the laws of 1903, proceedings lie only in the case of lands legally fenced.

The court is of opinion that the first ground is well taken. Upon the proofs, the plaintiff had no legal notice, whatever, of this proceeding, or of any claim for damage until after judgment. Under section 1 of chapter 73, the right of the owner of the field damaged to proceed by appraisers, to be followed by a judgment of the justice of the peace based upon such a report of the said appraisers, is given only after the owner has been duly notified of the damage and has failed to proceed to satisfy it. There having been no such notice in this case, the proceeding was ab initio invalid. The procedure provided by the chapter just referred to comes very near to being, if, indeed, it is not, within the provision against taking property without due process of law, and a strict compliance with its terms is necessary to the validity of any proceeding conducted under it.

The second ground of relief is, also, well taken. Under

the organic act, justices of the peace have no jurisdiction where the debt, or sum claimed, shall exceed \$100. This proceeding, by which it is sought, upon a judgment of a justice of the peace, to collect damages in the sum of \$140, is clearly inimical to the organic act.

This sufficiently disposes of the present case but, in view of the importance of the third question raised, both in other pending cases and because of its effect upon any further claim for damages arising out of this particular transaction, the views of the court will be given on this last point.

The direct question is presented as to whether unfenced crops are within the protection of chapter 73, and whether damages to unfenced crops can be recovered in the courts of this territory. I am of opinion that both of these questions must be answered in the affirmative. Chapter 73 of the laws of 1903 supercedes section 144 of the Compiled Laws of 1897. This latter law provides for damages by any animals "Which shall break over, or under, or through, or into any lawful enclosure, or which shall trespass upon the cultivated fields, or land, or lands sown in domestic grasses or clovers for hay or pasture, or orchards, or vineyard lands." It requires but a reading of this section of the statute just quoted to see that damages are allowed in two instances—one for breaking into a lawful enclosure and the other for trespassing upon certain fields, orchards and vineyards. Section 1 of chapter 73, of the laws of 1903, which, by operating fully on the same subject matter, superseded and repealed said section 144, provides that "The damage done to any cultivated fields sown with grain, corn, vineyards, orchards, alfalfa or other sown domestic grasses, and to all lands fenced and enclosed as now required by the law of this territory, shall be paid for by the owner of the animals committing such damage or injury, etc. It likewise requires only a reading of this provision of law to see that damages are afforded thereby, both for injury to fields sown with certain crops and to fenced and enclosed lands, and since damage is allowed for both, it is, of course, allowed for either.

These provisions of statutes are so plain that they do not call for any interpretation and while comments upon the desirability of this class of legislation may well be made in view of the stock interests in this section of the territory, such views must find their proper forum for expression in legislative rather than judicial halls.

It is strongly urged by counsel, and this view is sustained by an opinion written by the learned judge presiding over the Sixth Judicial District, that the retention of section

152, C. L. 1897 (which has certain provisions as to fences) in the repeal of section 144 and other sections surrounding said section 152, is indicative of an intention by the legislature that damages shall be recovered only where there is a legal fence. Section 152, provides that before damages "for the breach mentioned in the preceding sections can be collected it must be proved that the enclosure was a legal fence, which is hereby defined to be within the meaning of this act a strong substantial enclosure ordinarily sufficient to turn animals; said enclosure to be not less than four feet in height and to be constructed of posts and wire, rails, poles, pickets, stone, adobe or any other substantial materials specified." This section however, must be construed in connection with section 144 above referred to which is a part of the same act and must be taken simply as defining the character of the enclosure which will justify the recovery of damages under the provision of section 144 giving damages for breaking through "any lawful enclosure." Section 125 serves solely to qualify this first provision of 144 cannot be construed as absolutely nullifying the branch of section 144 giving damages for trespassing upon the character cultivated fields or orchards or vineyards therein referred to. This is clear upon the well settled principal of statutory construction that all portions of an act shall be given effect if possible.

It may be added that the conclusion reached upon this point is strongly sustained by the provision of sections 1823 and 1824, C. L. 1897, being the act of April 3, 1884, which provides that persons cultivating lands shall be required to fence such lands with a substantial fence defined in such section, and which further provides that no claim for damages shall be made without such fence, but further provides by section 1824 that this act is to apply to only the portion of the territory lying west of the range line between ranges six and seven. As Roosevelt county does not lie west of that range line this prohibition against recovery of damages for lack of fence does not apply and upon the principle that the expression of one prohibition is the exclusion of the other, there is a strong implication that the right to recover damages in the absence of a fence was considered by the legislature as reserved to the citizens living in the section of the territory embraced within the Fifth judicial district. With the validity of sections 1823 and 1824 as special legislation we need not here deal, but as indicative of the state of the legislative mind they are valuable on matters of construction. Independent, however, these last two sections, the provisions of chapter 73 of the laws of 1903 are stated above sufficiently

clear on the subject to give damages in the case of cattle trespassing upon unfenced land.

On the two grounds first above mentioned the permanent injunction will be granted against the enforcement of the judgment complained of, and this injunction will, as to the defendant, Solomon Bond embody an injunction against said bond interfering with or harassing the cattle of the plaintiff upon the public range, except under process of law."

## ON TOUR OF INSPECTION.

### Engineers of Alleged El Paso and Carlsbad Railroad Looking Over Proposed Route.

A corps of engineers left the city this morning on a prairie schooner for Carlsbad, N. M. Enroute they will go over the survey of the El Paso & Carlsbad Railroad, making a thorough inspection of the proposed route.

The schooner containing a big load of provisions, instruments, etc, and the engineers will probably be on the road for some weeks. It is said that another corps will leave later. This is the road for which J. L. Bell holds the franchise and which A. Courchesne, W. C. Davis and others are backing.

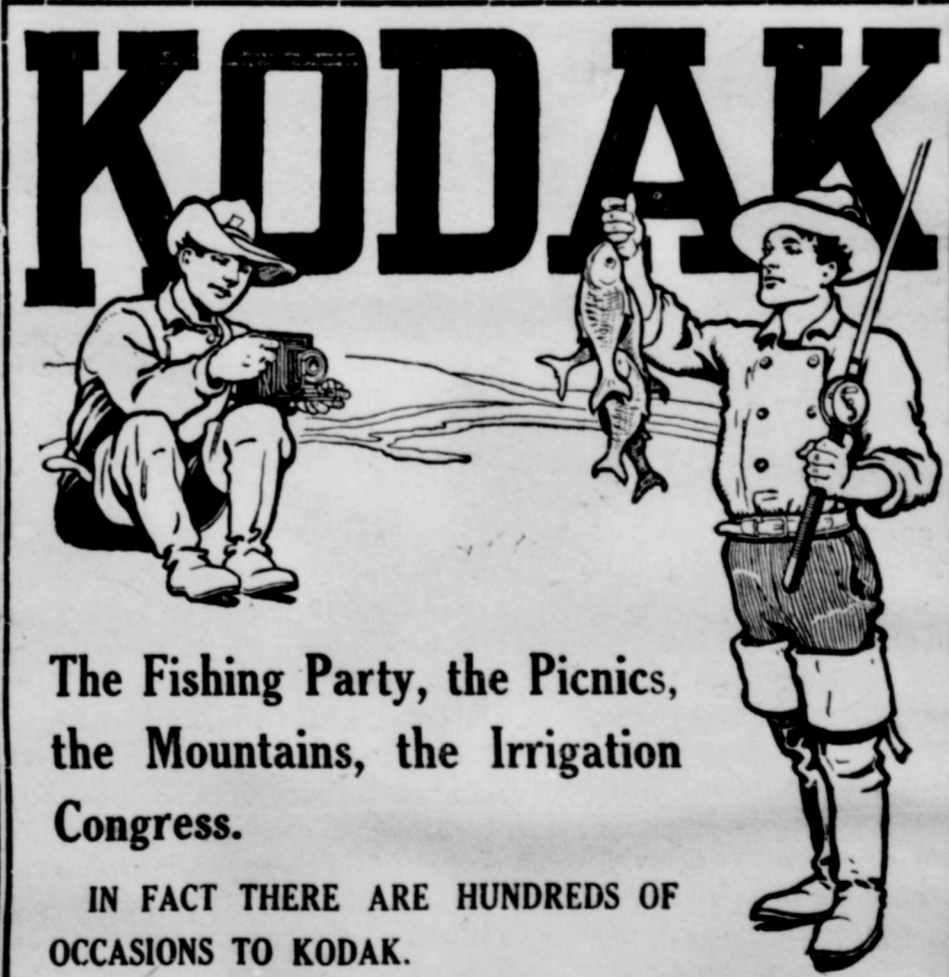
J. O. Kuyrkendall and family, Dr. E. T. Dunaway and family, Miss Carrie Carroll, Miss Duma Phillips, Wilmer M. Kemp and others leave next week for the White mountains. They will go by way of Cloudercroft and return by the Capitans into Roswell. The object of the party is to attend the great Baptist camp meeting on the head of the Rui Doso.

## BASEBALL AS A FINE ART.

### Artesia Real Estate Men Show What the Genuine Article Looks Like.

Artesia baseball fans were given an example of what the national game really is when the aggregation of real estate men, under the expert direction of Prof. B. Stephenson, took the diamond against the field Tuesday afternoon. The opposition was an all-sorts coterie conscripted from the different walks of business life about town, and the game that followed was a great physical effort, to say the least of it. At times it was difficult to tell whether the proceedings denoted a foot race, a foot ball game or just an ordinary knock down and drag out, but the score was not so bad after all. A timely rain quieted hostilities in the sixth round, with the real estate men three scores to the good—17 to 14 being the figures posted by Timekeeper Mathes. Erb and McNatt constituted the battery for the "hashers" and Clayton and Brown did the business for the real estate men. There were no startlingly brilliant plays made, outside of head-on collisions occurring between several of the heavy-weights. Only one fly ball was rescued during the game. That was by Enfield on second, who was the worst surprised man in the game when he saw he actually had the ball. Galloway presided over first base and all adjacent territory and was one of the best players in the bunch. Dr. Baker was umpire and escaped intact.

Pete Turknett came in this week from an extended visit to Texas.



**KODAK**

The Fishing Party, the Picnics, the Mountains, the Irrigation Congress.

IN FACT THERE ARE HUNDREDS OF OCCASIONS TO KODAK.

All Sizes and Prices at

**Pecos Valley Drug Co.**

## SHEEP MUST BE DIPPED.

### Federal Inspectors to Start on Round of Chaves and Eddy Counties Immediately.

The New Mexico Sheep Sanitary Board has again issued a general sheep dipping order. According to this order the dipping should have been begun July first, but on account of the extreme drought that then prevailed over this district of the territory the order was not sent out and the work postponed until conditions became more favorable. Since we have had quite general rains over this portion of the Territory within the past two weeks, it has been decided that the work could now be done without any serious injury to the sheep in general. Therefore the work is to be started at once.

This work will be done in practically the same manner it was last year. All sheep infected with scabies will have to be dipped twice, with an interval of ten days between dippings. All those showing no signs of infection will be classed as exposed and dipped once. It has been the experience of the inspectors generally that more re-infection and distribution of infection has come through the backs than any other method, therefore special attention will be given to them by either hand dressing the severely infected ones or requiring an additional dipping. All corrals which have contained infected sheep will have to be burned or torn down and THOROUGHLY cleaned and disinfected.

To facilitate this work the Territory has been divided into eleven districts, practically the same as it was last year, with Dr. George A. Lipp stationed at Roswell, N. M., in charge of the work in District No. 10, which is composed of Chaves, Roosevelt and Eddy counties.

The U. S. Bureau of Animal Industry and the New Mexico Sheep Sanitary Board are doing this work in conjunction. All the dipping will be supervised by the Federal inspectors. Each of the Territorial inspectors will be provided with a team and rig and their work will consist of notifying the owners and men in charge of the herds when to have their sheep to the dipping plants so as to keep them coming in regular order that there may be no delay in the work. Besides this they will supervise the cleaning and disinfecting of corrals.

The Federal government permanently maintains several inspectors in this district, while the Territory maintains one. For this special work five Federal inspectors are already within the district, and within the next two weeks at least two more will arrive. The Territory has at present three inspectors at work, and will have one more started within a short time.

The plan of work as arranged at present is to begin the work at one end of the district and dip all sheep as the inspectors come to them. In this way there is no possible

chance of missing any and all will be served alike. This will also greatly lessen the chance for a re-infection, as it will reduce to a minimum the mingling of sheep not dipped with those already dipped. This special work being done in these three counties alone this year will cost the Federal government at least \$5,000 and the Territory \$1,500. But when we stop to consider the benefit that will be derived from it in future years the present outlay is a trivial sum.

The U. S. Bureau of Animal Industry, as well as the New Mexico Sheep Sanitary Board, feel greatly encouraged that this year's dipping may successfully eradicate sheep scab from New Mexico, and that the Federal quarantine may be raised in the near future. This would permit New Mexico sheep to move interstate as free and without restrictions, which would greatly increase their value and demand in the eastern markets. This cannot be hoped for unless the dipping this year is most thoroughly done, and to do this will necessitate the thorough and hearty co-operation of all sheep owners.

#### Christian Church.

Services Sunday July 26 at the usual hours. Subject for morning sermon, "Universality of Christ." Evening sermon at 8 p. m., subject, "The Friend in Christ." All are cordially invited to worship with us.

Arthur Stout, pastor.

W. B. Putnam has moved from the O. K. Wagon Yard to the Uneda. Give him a call. It will be appreciated. tf

#### Hit Him Again.

One of those billious and badly jaundiced mortals known in the west as a knocker was unearthed at Lakewood last week and Editor Wood, of the Progress was impelled to say "Can you think of a more ungrateful wretch than a man who lives in the Pecos Valley, enjoys its beautiful sunshine and balmy breezes; secures his living from the honest, hardworking people who are striving with might and main to develop this fertile Valley into the garden it is destined to be, and continues to knock on the country to every prospector, every stranger, and even goes so far as to send his maliciously false statements regarding conditions here to other states? There ought to be a law to put such malicious, ungrateful scoundrels where they can talk to none save to those who are as low down as themselves.

#### Will Open Billiard Hall.

Fuller & Angell are overhauling the old Mansion Saloon room and will soon open the finest billiard hall in the Pecos Valley. The billiard and pool parlor proper will be in the rear of the building while the front will be occupied with a reading room at which all the leading magazines and newspapers will be kept. A soft drink counter will also be conducted in the front of the building. The new business will open about August 1.

Meals 25 cents at Artesia Lunch counter.

## H. E. MULL & CO.

Oil, Gas and Artesian Well Contractor



The artesian well law requires the well owner to furnish a log of his well and provides a penalty for his failure to do so, you should have Mull drill your well. He furnishes the log and complies with all other requirements of the well law, thus preventing the expense of legal complications.

Our rig is not operated by farmers nor cow-punchers, but drillers of twenty years experience.

If you desire a pumping plant put in, write J. E. Dixon, 301 N. Kentucky avenue, Roswell. He is an expert at the business and can fit you up with a plant that will prove satisfactory.

The Band Cafe is serving short orders at the old stand. Try them.

#### It Can't Be Beat.

The best of all teachers is experience. C. M. Harden, of Silver City, North Carolina, says: "I find Electric Bitters does all that's claimed for it. For Stomach, Liver and Kidney troubles it can't be beat. I have tried it and find it a most excellent medicine." Mr. Harden is right; it's the best of all medicines also for weakness, lame back and all run down conditions. Best too for chills and malaria. Sold under guarantee at Pecos Valley Drug Store. 50c.

## 300,000 Feet Water Pipe Cheap All Sizes

Twenty-five Carloads Now Being Unloaded in Los Angeles California.

150,000 feet of this shipment is second-hand pipe practically as good as good as new, and is now on sale at a big discount by the Adams Pipe Works, 2025 Bay street. Sizes and prices:

1/4 inch, 1 1/2 cents per foot; 3/8 inch, 2 cents per foot; 1/2 inch, 2 1/2 cents per foot; 5/8 inch, 3 1/2 cents per foot; 1 inch, 4 3/4 cents per foot; 1 1/4 inch, 6 cents per foot; 1 1/2 inch, 7 cents per foot; 2 inch, 9 3/4 cents per foot; 2 1/2 inch, 15 cents per foot; 3 inch, 18 cents per foot; 3 1/2 inch, 20 cents per foot; 4 inch, 32 cents per foot.

Oil well casing and prices: 2 inch, 7 cents per foot; 2 1/2 inch, 9 cents per foot; 3 inch, 13 1/2 cents per foot; 3 1/2 inch, 15 cents per foot; 4 inch, 17 cents per foot; 4 1/2 inch, 18 cents per foot. All pipe is carefully inspected, new coupling and new threads are put on every piece, every joint is guaranteed to be first class, serviceable pipe. This pipe is sold in any amount. Small orders are given the same attention as large ones. Mail orders promptly filled. To reach the Adams Pipe Works in Los Angeles, Calif., take car marked Pacific Boulevard, starting east of Seventh street from Broadway. All lines will transfer to East Seventh street new line. Ask conductor to let you off at Bay street, and go east half block, Phones, F1917, Broadway 1264.

## ARTESIA

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**The Eastern Railway Company of  
New Mexico**

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Be sure your ticket reads via Santa Fe all the way.  
Full information regarding rates, etc. cheerfully furnished.  
**D. L. MEYERS,**  
General Passenger Agent,  
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#### NOTICE OF SALE OF MORTGAGED PROPERTY.

Whereas, on the 25th day of September 1907, Andrew Johnson and J. H. Kingston of Chaves County New Mexico, made and executed their two certain promissory notes, jointly, in the sum of Seven Hundred and fifty dollars each with interest at the rate of 12 per cent per annum, in favor of Eugene Lattion; and to secure the payment of said promissory notes, the said Andrew Johnson and J. H. Kingston, made and executed their certain Chattel Mortgage to the following described personal property, to-wit: 8 timbers, one derrick complete, one crown block, one set of crown Pulleys, complete, one set of fittings for putting in liners 5 1/2-8 to 5 inch, one anvil and forge, one set draw works, two Smithville pumps, one heavy block, one 25 Hp. Engine—U. S. A.—12 1-2x12 inch cylinder, two 8 inch bushings,—8 to 4, Elevators—4 to 6, one elevator—10 inch, 5 rotary bits, three chain tongs, two swivels, two joints two inch pipe, one bushing, 6 to 4, fifty joints of 4 inch drill pipe, one bushing, 8 inch, two bushings, 6 inch, one 12 inch bit, one Beaumont Rotary two pairs of three inch hose, one 4 inch steel nipple, one 35 Hp. Oil Well Supply Co. Boiler.

In favor of the said Eugene Lattion, which said mortgage appears of Record in Book 2 of records of Chattel Mortgages, of Eddy County, New Mexico at page 146; and whereas, the said notes and interest thereon are due and remain unpaid and unsatisfied.

Now, therefore, notice is hereby given that on the 30th day of July, A. D. 1908, in accordance with the provisions and conditions of the said mortgage as therein expressed, and by virtue thereof and the law in such cases made and provided, I will offer for sale and sell to the highest bidder for cash all of the said property above described.

The said sale is for the purpose of satisfying said notes and mortgage.

Said sale to take place at the hour of 2 o'clock p. m. on the 30th day of July A. D. 1908 being the day above named at Eugene Lattion's residence 2 1-2 miles N. E. from Dayton, N. M. Eugene Lattion.

#### Rest the world Affords.

"It gives me unbounded pleasure to recommend Bucklen's Arnica Salve," says J. W. Jenkins, of Chapel Hill, N. C. "I am convinced it's the best salve the world affords. It cured a felon on my thumb, and it never fails to heal every sore, burn, or wound to which it is applied. 25c at Pecos Valley Drug Store.

## Hotel Artesia

**J. C. GAGE, Proprietor**

Oldest and Best Hotel in  
City. Terms \$1.50  
per day American  
Plan.

Special Rates By Week  
or Month

ARTESIA TRANSFER  
LINE.  
JOHN HOOK, Proprietor

All kinds of drayage work  
and hauling. Baggage transferred.  
Careful attention given to  
all work. Phone No. 112.

## ALAMO COFFEE

is the only genuine Mocha  
and Java Blend on this  
market. Nothing equals  
it. In one and two-pound  
cans only at the

**Artesia Feed & Fuel  
Company**  
Exclusive Agents.  
Try a Can. No Greater Delight.

## City Transfer.

Baggage and Express.  
All kinds of Dray and  
Transfer Work.  
Piano moving a Specialty.  
Give me a call.

**L. E. SIPPLE.**

### BROUGHT IN GOOD WELL.

#### Hardwick & Butler Complete a Gusher Six Miles North of Town.

Hardwick & Butler this week completed the drilling of a fine artesian well on the Mary E. Gaskill land, six miles northwest of town which again demonstrates the fact that that is one of the best water sections of the valley. It will irrigate one of the prettiest one hundred and sixty acre tracts in the country and means another farm. The well is less than eight hundred feet deep and a beauty.

#### Run Through Clovis.

Pecos Valley railroad trains now run through Clovis, the track between Cameo and Texico, about ten miles, having been abandoned by the Santa Fe July 4th. Until that date Pecos Valley trains were operated from Pecos, Texas, through the towns of Carlsbad, Artesia, Roswell, Portales and Texico to Amarillo, Texas.

On July 4th, the Santa Fe made a change in the operation of trains and Clovis was made a division point. Three or four miles of the track between Texico and Cameo have been torn up so that Texico is no longer a junction point.

The only men of worth to a town or community are those who forget their selfish end long enough and are liberal enough in their ideas to encourage every public and private enterprise, who are at all times ready with brain and purse to push every project calculated to build up the town and enhance its importance. The enterprise and push of a community is the foundation of its permanent success. A town may as well prepare for its funeral as to become indifferent to the enterprises in its midst. Men who come to a town to make it their future home, who can't see far enough before them to see that money placed judiciously in a public enterprise of their own town will be a hundred fold in the appreciation of their property are to be pitied. *Stamford Tribune.*

Right you are brother, but too many of our citizens will not turn loose a dollar on any enterprise unless they can see two dollars in return. They can see no direct benefit to themselves in enterprises of a public nature, hence they hold aloof and thus impede the material progress of the town. —Benjamin Post.

Eugene, the six months old baby of Mr. and Mrs. E. S. Porter, is dangerously ill at their home three miles south of town. Dr. Baker, the family physician is in attendance. Dr. White was called in for consultation. The Rev. Mr. Mathes baptized the baby at the home, offering up prayers that the little life might be spared.

Dr. J. Dale Graham and wife did not arrive at their destination in the Sacramentos because of the heavy rains in the foot hills. They returned Sunday morning.

### A Test Case.

As started last week, the saloon men of Aztec, acting upon advice of Russell and Reese, their counsel, opened their place of business July 1st, contrary to the ordinance passed by the Aztec town board on June 13. The Aztec attorney for the saloon men, M. B. Scott, appeared before a called session of the board and stated that his clients were willing to have a test case go before Judge McFie, and that an early decision would be urged. Some of the board took the view that a test case was the best policy to pursue at this time, the one likely to cause least delay in arriving at the constitutionality of the prohibitory ordinance, and better in every way for the town. The matter was discussed at several board meetings and finally the test case scheme was turned down by the board.

On July third upon complaint of C. G. Brewer a warrant was sworn out against Snyder & Boat, charging them with selling beer to one Finch. Justice Maddox was compelled to dismiss this complaint on technical irregularities. Then the test case was decided upon and on July 6th, upon advice of their council Boat & Snyder sold L. Current whiskey and J. W. Carter sold whiskey to E. P. Wilson. Complaints were at once made out and the saloon men found guilty before Justice Maddox.

A fine of \$10 and costs were assessed in each case, and appeal was taken to the district court. Bond was placed at \$100 in each case, and Col. Williams, Fred Bunker and S. O. Pinkstaff went on the bond.

The cases will now go to Judge McFie upon stipulation of facts by both sides and arguments will also be presented in form of briefs by Russell & Reeves, M. B. Scott, and J. M. Palmer, acting for the saloon men and G. F. Bruington and E. S. Whitehead, acting for the board. An early decision will be urged by both sides and the results should be known inside three weeks, depending upon the judge. —San Jaun County Index.

W. H. Watkins, the blacksmith, got the Texas fever in his bones early in life, and every year, after the spring rains come and grass gets good, that annual desire comes to hitch up and go somewhere. It has come again and this time W. H. says he is going back upon the plains somewhere and get him a few sections of school land at four dollars per acre and forty years to pay for it in and go into the stock business. Whether he really goes or not, remains to be seen, but if he should the well wishes of a host of friends will follow him back to the Lone Star domain. He will not sell his residence yet awhile, he says, for Artesia is a mighty good place to move back to.

#### A Bargain.

15 horse power gasoline engine in good running order; will sell or trade for live stock, easy terms offered.

E. A. Clayton.

# Grand Democratic Rally.



## Hon. O. A. Larrazolo,

Democratic nominee for Delegate to Congress will address the people of Artesia on the issues of the campaign at the

**Logan & Dyer Hall,**

**Wednesday Evening,**

**JULY 29TH, 1908,**

At 7:45 O'clock. All are invited. A special invitation is extended to the ladies.

**Music by the Artesia Cornet Band.**  
BY ORDER OF COMMITTEE.

### Chamberlain's Colic, Cholera and Diarrhoea Remedy Would Have Saved Him \$100.00.

"In 1902 I had a very severe attack of diarrhoea," says R. N. Farrar of Cat Island, La. "For several weeks I was unable to do anything. On March 18, 1907, I had a similar attack, and took Chamberlain's Colic, Cholera and Diarrhoea Remedy which gave me prompt relief. I consider it one of the best medicines of its kind in the world, and had I used it in 1902 believe it would have saved me a hundred dollar doctor's bill." Sold by Redford & Mann.

#### Clean Up Notice.

To all Property Owners and Residents of Artesia:

You are hereby notified and warned, that after July the 10th, 1908 all in fractions of the city ordinance regarding closets, cess pools, sinks, trash, weeds and all filth about your property or residence, will be prosecuted as provided for; also all loose stock will be cared for. Kindly acquaint your self with the law and act accordingly.

E. F. Cooper,  
City Marshal.

#### Reason Enthroned.

Because meats are so tasty they are consumed in great excess. This leads to stomach trouble, biliousness and constipation. Revise your diet, let reason and not a pampered appetite control, then take a few doses of Chamberlain's Stomach and Liver Tablets and you will soon be well again. Try it. For sale at Redford & Mann's Drug Store. Samples free.

## The Club Stables.



J. D. CHRISTOPHER,  
Proprietor.  
ARTESIA, - N. M.

First Class Service guaranteed to all. We use no run down stock or vehicles. Phone calls answered day or night. Courteous and liberal treatment guaranteed. Your patronage will be appreciated.

### DRESSMAKING.

### DRESSMAKING.

All Kinds of Plain Sewing. Three Years Experience.

MESDAMES HAGGARD & WALKER,

Cor. 5th Street and Richardson Avenue. Artesia, New Mexico.

#### Notice for Publication.

Department of the Interior, U. S. Land Office at Roswell, N. M., June 27th, 1908.

Notice is hereby given that Norval Randolph, of Lake Arthur, N. M., who, on August 16th, 1904, made Desert Land entry, No. 1625, for S  $\frac{1}{2}$  SW  $\frac{1}{4}$  Sec. 7, and N  $\frac{1}{2}$  NW  $\frac{1}{4}$  Section 18, Township 16 South, Range 25 East, New Mexico Meridian, has filed notice of intention to make final Proof, to establish claim to the land above described, before Albert Blake, United States Court Commissioner, at his office in Artesia, N. M., on the 10th day of August 1908.

Climant names as witnesses: Clyde S. Lewis, Claud W. May, Ira H. Hendrickson of Lake Arthur, N. M., Stephen W. Gilbert, of Artesia N. M. Howard Leland, Register.

Any kind of feed. A. F. & F. C.

#### FOR FIRST-CLASS

BLACKSMITHING AND  
WOODWORK, WAGON AND  
BUGGY AND FARM IMPLEMENTS,  
HORSESHOEING.  
SEE

## W. H. Watkins

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# The Artesia Advocate.

PUBLISHED EVERY SAT' RDAY

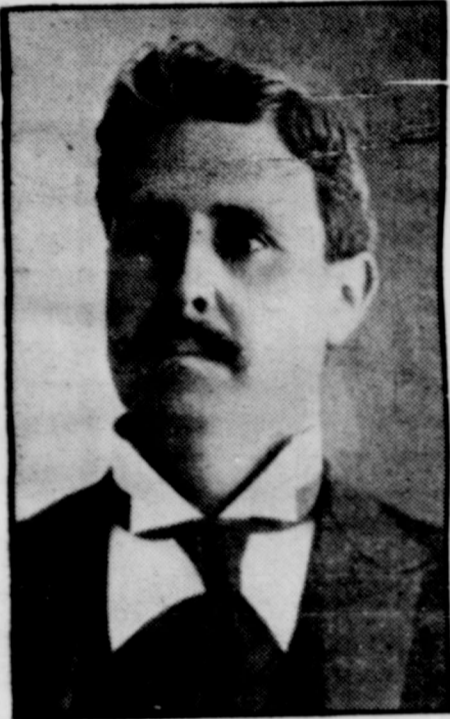
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GAYLE TALBOT, EDITOR

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## For Delegate to Congress.



O. A. LARRAZOLO.

### Democratic Nominees.

For Sheriff.

M. C. Stewart.

For Probate Clerk.

A. R. O'Quinn.

For Treasurer.

W. H. Merchant.

For Assessor.

John W. Price.

For Probate Judge.

G. W. Larremore.

For Supt. Public Schools.

A. A. Kaiser.

For Surveyor.

Joe N. Cunningham.

For Commissioner Dist No. 2.

Joe H. Graham.

For Commissioner Dist No. 3.

C. W. Beeman.

A number of hard rains have fallen this week and range conditions are improving very fast.

If you must knock, be careful how and when you do it. A Roswell man was sent to the insane asylum at Las Vegas for knocking on the fruit of that section.

The original owners and donors of what the map calls the "park" announce that they will contest the city's right to the ground and a merry legal fight is anticipated.

The friends of Judge Mann up about Tucumcari talk of his candidacy for delegate just as if he really was in the running. Why Bull and the machine allows such heretical carryings-on in the ranks of the party we can't imagine.

In contemplation of extra fine shooting when the game season opens, one Artesia firm has placed an order for fifty thousand shot-gun shells. If other firms do as well, there will be powder to burn when the mallards arrive.

According to a dispatch to the Dallas News, a railroad from Quanah to Roswell is to be built in the next week or two. This makes three or four roads headed this way on

paper, and would indicate that there are some tall bluffers at work in the Panhandle.

It is said that the Jones tuberculosis hospital at Carlsbad has been closed and the proprietor departed. The Territorial Medical Board passed a resolution of censure against the methods employed and other complications arose to embarrass the success of the institution.

Three prominent citizens of Roosevelt county have their lightning rods up ready to catch the Democratic nomination for councilman from this district. They are W. D. McBee, W. R. McGill and J. W. Childress. No candidates have been heard of in Eddy and Chaves counties.

The Home Relief Association, an insurance order with purposes and plans similar to the Benevolent-Beneficial Association of the Pecos Valley has been organized for business at Las Vegas. This is the only system under which life insurance can be secured at actual cost and is being embraced in all parts of the United States.

Within the past few days, a rumor is extant that Bull Andrews will be quietly shelved by the Republicans and that his name will not go before the territorial convention for nomination as delegate, and that Judge Mann will be put out by the Republicans instead. This change would be something of a disappointment to the Democrats.

Carlsbad citizens are petitioning for the pardoning of John McAnish, who was sent to the pen for wife beating. By all means this should be done. This way of denying a husband the privilege of controlling the affairs of his own household and then putting him in jail because, forsooth, he is compelled to use force in so doing, is a thrust at our "pussional liberties" that must be discouraged.

The citizen of the Pecos Valley who is really interested in the welfare of New Mexico and cares where he places his vote in November should be sure to hear the address of Hon. O. A. Larrazolo next week. He is one of the brainiest men of the Territory and a patriot without question. His speech will be edifying and also instructive to the many new comers who are not familiar with the badly mixed political conditions obtaining in the Territory.

Attention is called to the decision handed down by Judge Pope and published in full in this issue of the Advocate, relative to the liability of the owners of cattle for the depredations they commit upon the property of another. Under this opinion, a farmer can recover damages from owners of cattle for depredations upon growing crops, whether he has any fence around his farm or not. This opinion does not seem just in accord with justice, but law is law in Judge Pope's court and some litigation may ensue because of his statements in the premises.

The city council of the city of Albuquerque has reduced the tax levy this year and the city council of the city of Santa Fe has reduced the surplus in the treasury this year. The city government of the city of Albuquerque is in the hands of the Democrats and the city government of the city of Santa Fe is in the hands of Republicans. There is a moral to this story but it is not necessary to explain it to taxpayers.—Santa Fe Eagle.

Secretary Gilbert of the board of school directors informs the Advocate that nothing definite has developed in the matter of the construction and location of the new High School building. Two sets of plans are now under consideration by the directors, but the chances are that neither will be accepted. The question of "where" the house will be located is arousing considerable interest. Mr. Gilbert says he thinks he knows the answer, but was very busy saying nothing about it at last accounts. If you can find out from him, tell the Advocate and then we will all know.

The farmers of Hope are awakening as never before to the certainty of profitable farming under the community system there. In the past, very little has been grown except enough fruit and feed-stuffs to supply local demands, but since the valley has settled up the Hope farmers are finding it a hard matter to feed the hungry. A number of fields of oats were planted this year and the yield is all that could be asked. Mr. Muncy informs the Advocate that he has about one thousand bushels and the weight of the grain is unusually fine. Most of it has already been spoken for as seed for this fall's planting and every farmer up there will raise his own oats next year. The corn crop is in fine condition now and promises a handsome yield. The one thing most needed by the Hope farmers is a strong, concrete dam where the water is diverted from the Penasco.

You had as well butt into a family fight and expect to



### ALL OVER THE COUNTRY

banks are the standard of a town's progressiveness. Where there is a good solid bank you will find active, progressive people. You can help this town and benefit yourself by having an account at

### The Bank of Artesia

The advantages of such an account are numerous. Come and learn about them from any of the officials. You will certainly be interested.

get away with a whole countenance as to knock against your home town. All parties concerned will swat you one in either event. A case in point. For some months past, the commercial club at Lakewood has been taking a short rest from the arduous duties of town-building and the implements of labor were getting rusty for want of regular use. There were those who went so far as to say that different interests were so antagonistic to each other in the White City that there was no such thing as getting together on any proposition. So fully imbued did one citizen become with this calamitous idea that he unsheathed his hammer and went to knocking on the town, the country and everything pertaining thereto. What happened to the Knocker has not been fully chronicled yet, but this is certain, that the Lakewood folks arose in their indignation, reorganized the commercial club and went to work in earnest. The extent of its lethargy had not been made apparent to the workers until one of the number began telling tales out of school. Such a campaign of extermination and education has been inaugurated as bids fair to banish any man, woman or child who has the temerity to assert that the Pecos Valley is not the best country on earth and Lakewood the greenest spot in the garden. The country that now knows the knocker will soon know him no more forever. The newly elected officers of the Club are E. C. Cook, president; T. M. Waller, vice president; James M. Wood, secretary and B. F. Pearman, treasurer, with J. C. Plott and J. B. Mitchenor added to the executive committee.

We fatten our own Beeves and Pork, try some Home Corn fed meat for a change.

Artesia Market.

Jas. D. Whelan went to Lakewood Saturday and attended the lecture given by the "Tenderfoot" in behalf of the Lakewood cemetery. Whelan has been saying complimentary things about the lecture and he has our mouths all watering with his stories of the fried chicken and Jersey ice cream that he says exists in inexhaustible quantities at the Holtweed ranch.

The Band Cafe is serving short orders at the old stand. Try them.

Frying sized chickens 35 to 50c at Fletcher's.



### SUMMER SWEETS

are charming if they come in one of our boxes. Of course there are other charmers, but the most charming of all is

### IS A BOX OF OUR CANDY.

It is just possible too that a gift of our delicious confectionery may lend added sweetness to the other charmer. It's worth trying anyway. Take a box with you the next time you call. Eaten in the dark corner of the porch or in a cozy hammock, it is the most wonderful sweetener in life.

### CITY DRUG STORE.

A last week's copy of the Big Springs, Texas, Herald brings the refreshing bit of news that Editor Talbot is in that town visiting relatives and friends. We are unable to vouch for the truthfulness of the statement without further evidence. As we now remember, it has been some four years since we visited the good old town in the flesh, but will admit that often in our imagination we have torn away from the grind of business and journeyed to the quiet and restful walks of the Lone Star State. The Herald's item would suggest that this is one time when a spirit has actually materialized into something more than vapor. Maybe the fellow who got off the train at Big Springs the other day was just an unfortunate who looked like Talbot and couldn't disguise the fact. Quin sabe.

An item printed on another page of the Advocate states that the little child of Mr. and Mrs. E. S. Porter, was seriously ill. Since the item was printed, the child has died and the interment took place yesterday morning.

Ernest Henderson has his jaw dislocated and some teeth displaced last Saturday by a fall from the derrick at Butler's & Hardwicke's well rig. His was a narrow escape from more serious injury.

Tents as good as new for sale or rent. Geo. Batton.

Good Grades

Right Prices

## Kemp Lumber Co.

Lumber, Shingles, Laths, Plaster,  
Lime, Cement, Wire, Fence  
Post and Building Material

DON'T STOP UNTIL YOU  
FIGURE WITH US

## PECOS VALLEY EDITORS.

### Will Meet in Artesia at Time of Alfalfa Festival, Says Secretary Whelan.

James D. Whelan last week sent out cards to the numerous members of the Pecos Valley Press Association reminding them of the fact that this year's meet will be held in this city on September 17 and 18, on the occasion of the Alfalfa Festival, and urging the pencil pushers to get ready to have the time of their lives. The versatile secretary assures them that there will be a big barbecue, racing, bronco-busting and other diversions, and broadly intimates that the visitors will be treated in a way wholly unknown in other towns than Artesia.

It is to be hoped that all newspaper workers in the valley and adjacent thereto will avail themselves of the opportunity to visit Artesia at that time. Artesia wants to see them—and, of course, they want to see Artesia. Nobody's acquaintance with the west is complete until they have seen Artesia. While the Pecos Valley as a whole is generally regarded as a veritable garden spot, no other section attracts quite the attention that Artesia does. It has advantages that nature failed to provide for our neighbors and the town and country is worth coming a long way to see. The hospitable people of the town will see that the editors have the best of everything and the two days' stay will be made an event in the lives of all who come.

### First Car of Fruit.

The first car lot of fruit sent out this season was shipped from Roswell to Chicago Saturday by Col. Parker Earle. The shipment consisted exclusively of pears of the Margaret and Clapp's Favorite varieties. These early pears were among the heavy losers in the wind storm of July 2. The same trees bore two full cars last year, and is an index to Col. Earle's whole crop, the wind having taken about half of it.

The first arrest under the anti-saloon ordinance was made by Marshal Cooper, Thursday, when he took into custody "Chub" Hastie on a charge of having given away whiskey within the corporate limits of the town of Artesia.

He was fined twenty-five dollars and costs by Judge Swepston, after a trial by jury. City Attorney McCrary prosecuted and the defense was conducted by James C. Davis, Esq.

An alarm of fire turned in early Thursday morning brought the fire boys and the balance of the inhabitants out on the double quick, notwithstanding the great amount of mud. A small house in the eastern part of town was on fire, but the flames were extinguished before the hose connections were made.

Thomas F. Blackmore, the abstract man, made a business trip to Carlsbad this week.

## The Bird Got Away.

That very elusive property known as the Artesia Water, Power and Light Company stock has again performed a lightning change and disappeared from view. It is as slippery as an eel and twice as hard to hook. That master of high finance Jim Nelson, managed to corral a big bunch of the stock last summer at the magnificent price of one dollar for fifty thousand shares and has lived in clover off the income. At the same time another stockholder wanted one dollar per share, which goes to prove that Nelson got an inside tip worth while. He had reckoned without the authority of the town trustees, however, and when that august body got busy the other night and passed an ordinance compelling well owners to stop all leaks in and around their respective gushers, Artesia Water, Power and Light Company stock took an astonishing tumble in Mr. Nelson's eyes and he proceeded to unloose a few thousand shares one rainy night this week when the purchaser could not see well enough to tell what he was getting. Two days before the ordinance referred to became of effect, Mr. Nelson informs the council that he is no longer owner of said stock—that he had sold out lock, stock and barrel to a Mr. McNeill. Who Mr. McNeill is or where he chances to reside at this particular juncture is a matter of speculation. And it is not drawing on ones imagination very much to intimate that this very useful information will continue to remain in seclusion. There are some unkind persons who would have it appear that Mr. McNeill is wholly a creature of imagination and does not really live and move and have his being at all at all, but this is the wickedest slander, doubtless. Mr. Nelson informs the Advocate that Mr. McNeill was a recent visitor to Artesia, and of course that he means he will come back some sweet day. When he does, it is up to Marshal Cooper to put the hooks on him and make him patch up the spring from which its victims derive their supply of water. Until Mr. McNeill feels disposed to play the part of the public benefactor and acknowledge guilt under the municipal statutes, the old well on the corner of Richardson and Rose Lawn avenues will probably continue to sob away and sub-irrigate every adjacent yard until the city is confronted with a few suits for damages.

In the absence of a responsible company behind the old plant, there remains nothing for the holders of water rights to do but apply for a receiver and have the affairs of the defunct company adjudicated by the courts. Each man who bought an interest in the plant at first, is an owner to the extent of his investment. Therefore they are all partners in the business. Where any one partner in a business has reason to believe that the affairs of the concern are being ruined by mismanagement or lack of management he has a perfect right under the law to ask for

protection of the courts. It is our opinion that this is the only way the waterworks tangle can be straightened out. If a better remedy can be suggested, let's hear it.

We have for cold lunch, Swift's Premium Boiled Ham, Jelly Lunch tongue, prepared Chili and Bolona.

Artesia Market, Phone 8.

## DEAD MAN IS FOUND.

### Thought to Have Been Partner of Albert Ross, Killed a Month Ago.

A Mexican sheep-herder whose name was not learned come to Roswell last night and reported to the officers that he had found the decomposed body of a man at a point about a mile and a half southwest of where the body of Albert Ross was found last month. The officers believe the body to be that of Theodore Kulay and Deputy Sheriff O. Z. Finley and Fred Carstensen left in a buggy this morning to bring the body to Roswell.

It will be remembered that on June 24 the body of Albert Ross was found near the sheep camp of Fritz Brinck, about forty-five miles northwest of Roswell. He and Kulay, aged 47, had left Roswell four or five days before to walk to Albuquerque, on their way to San Francisco. When the body of Ross was found and that of Kulay was missing it was supposed that they got in a fight and Ross, the consumptive and the weaker of the two, had lost his life at the hands of Kulay. The officers had been writing and telegraphing everywhere for Kulty. It is now believed that the pair were murdered by robbers. Some retain the idea that the two men had a fight and that both fatally injured. The body of Kulty may give some clew to the mystery when it is brought in. If possible it will be brought to Roswell. If too badly decomposed, it will be examined thoroughly and buried.

Kulay had worked as a shoemaker for Fred Carstensen. They were well acquainted and Carstensen went with the deputy to identify the clothing, if the remains are wasted away.—Roswell Record.

V. C. King, of Plainville, Kansas, arrived in Artesia Wednesday night to look after his property interests. He was here some months ago and purchased three farms—eight hundred acres in all and expects to move down right away. He has already advertised his sale back in Kansas and thinks he will be an Artesia citizen within the next thirty days.

John W. Poe says that during his residence of twenty-seven years, he has never before seen range conditions so dry in New Mexico as previous to the rains of the past ten days.

Mrs. S. B. Dyer is off on a visit to relatives in Oklahoma.

Good two-burner gasoline stoves for sale or rent.

Geo. Batton.

## REPORT —OF THE CONDITION OF THE— BANK OF ARTESIA

at the Close of Business, June 30, 1908.

### RESOURCES.

Loans and Discounts.....	\$98,287.14
Overdrafts.....	566.79
Real Estate Furniture and Fixtures.....	8,281.74
Cash and Cash Items.....	15,633.08
Due from other banks.....	23,898.61

\$146,667.36

### LIABILITIES.

Capital Stock.....	\$30,000.00
Surplus Fund.....	5,725.00
Undivided profits.....	2,674.44
Deposits.....	101,659.12
Due other banks.....	6,608.80

\$146,667.36

Territory of New Mexico,  
County of Eddy.

I, John B. Enfield, Cashier of the above named bank, do solemnly swear that the above statement is true to the best of my knowledge and belief.

John B. Enfield, Cashier.

Subscribed and sworn to before me this 9th day of July, 1908.

James E. Swepston

Notary Public.

Correct Attest

R. A. Eaton

J. C. Gage

Directors.

Regular Meals.

Three Squares Per.

Short Orders.

## RESTAURER DE ADDINGTON,

(ENGLISH KITCHEN.)

Satisfactory Service.

Fine Cookery.

Reasonable Rates.

## GOOD WORDS FOR COMPANY.

### Well Know Citizen of Artesia Commends Plan of Benevolent-Beneficiary Association.

The following letter addressed to General Solicitor James C. Davis is self-explanatory, and should be pretty good evidence for the man who desires life insurance that is safe and at actual cost:

Artesia, N. M., July 23, 1908.  
Mr. J. C. Davis,  
Artesia, N. M.

Dear Sir:—After reading the constitution and By-laws of the Benevolent-Beneficial Association of the Pecos Valley, I wish to say that I am surprised that every man who is within the age limit required, does not at once take a certificate in the Association. True it is only a small amount of insurance, and yet, according to your manner of paying death claims, the widow and children of the deceased, (or beneficiary,) gets the money at a time that, as a rule, they are in the greatest need, that is in three days, or at the most, four days, after proof of death.

I am a member of a society in Texas which is conducted along the same lines, and which is very popular in that state. I have been a member of this society now for eight years, and have paid fifty assessments of \$1.00 each, which is, I consider, a very small premium on that amount of insurance, (\$1,000.00). I received a notice of an assessment just a few days ago, No. 50, giving notice of two deaths in the association, but the assessment was for only one, there having accumulated enough surplus to pay both claims without making two

assessments. As stated above, I am surprised that every man under the age limit does not at once become a member of the society.

I will further state that if it were not for the fact that I am above your age limit, you would not have to talk to me three minutes in order to get me to insure with you, understanding the workings of your association as I think I do.

Wishing you success in building up your society, as I think it a worthy enterprise, I am,  
Yours very truly,  
C. L. Heath.

### The Remedy That Does.

"Dr. King's New Discovery is the remedy that does the healing others promise but fail to perform," says Mrs. E. R. Pierson, of Auburn Centre, Pa. "It is curing me of throat and lung trouble of long standing, that other treatments relieved only temporarily. New Discovery is doing me so much good that I feel confident its continued use for a reasonable length of time will restore me to perfect health." This renowned cough and cold remedy and throat and lung healer is sold at Pecos Valley Drug Store. 50c and \$1.00. Trial bottle free.

Typewriter paper at the Advocate office.

Horace Cooper had one of his hands badly injured this week by getting it caught in the cogwheel engine at the city power house.

Ten head of nice young cattle for sale. Geo. Batton.

### Just Exactly Right.

"I have used Dr. King's New Life Pills for several years, and find them just exactly right," says Mr. A. A. Felton, of Harrisville, N. Y. New Life Pills relieve without the least discomfort. Best remedy for constipation, biliousness and malaria. 25c. at Pecos Valley Drug Co.

## ROCK ISLAND EXTENSION.

### Material Is Arriving for the Mangum-El Paso Railroad Line.

Hobart, Ok., July 16—Material is already arrived for the extension of the Rock Island from Mangum, Ok., to El Paso, Tex. construction gangs are posted all along the proposed right of way. The preliminary survey has already been made, part of the grade has been finished and the construction train is in the yards ready to lay steel as soon as the rails arrive.

The Rock Island contract with Mangum to have the terminal at that point has expired and now the road is anxious to open up the splendid Texas territory. The road is contemplating the erection of a roundhouse at Hobart in addition to the establishment of division headquarters.

Country life has its drawbacks, but has great advantages which overcomes them. True, those who live in the country are "Rubes," "farmers" and "hayseeds" to the cigarette smokers in town, but the boast of the business men in the world today are that they were born on the farm. And there are a number of men who have spent a term or years in business who were formerly farmers that long to get back to a less strenuous life, but a sure living can be easily made. Take away the surrounding evils that beset the young men and women on the threshold of life's journey in the city, and substitute the helpful influence of nature, and you fortify them in the sterner walks of life. The few things which they know about table etiquette and when it is proper to leave two visiting cards, and when but one, they will catch onto much quicker than city boys and girls will learn to properly stoke the furnace or make good bread. No boy or girl need be ashamed of living on the farm, for if they have taken advantage of what it has offered they are well fortified for life.—Clarendon Chronicle.

L. L. Bolt, proprietor of the Lakewood hotel was in Artesia on business Monday. He says that the "White City" has had several nice rains which has effectually laid the dust. However, Lakewood is not depending on rainfall for its water supply. Within the last week an artesian well flowing twenty-four inches over an eight inch casing was brought in on the Wilder farm and one flowing thirty inches over a six inch casing was brought in on the Arn place.

Lee Turknott and his little son went to Carlsbad Monday. Lee went on business but timed the trip so as to meet his son Peter who has spent the past fifteen months in Cisco and other Texas points.

Misses Nora and Bertha Gage and brother, John, visited relatives in Hope Saturday.

R. C. Noel and wife, of Hope, were visitors to the city Saturday.

## A Nerve-Racking Situation.

The member of the Artesia Reds who recently left for points in Texas seems to be having some experience as he goes along, according to the Midland Examiner. The last issue of that paper says:

A young man who claimed to be from New Mexico and who was the victim of an idea that he could play base ball, was placed in rather embarrassing circumstances Wednesday. The future Joe Comisky was boarding at a hotel but had neglected to put up anything to assist the landlady in purchasing her supplies. Wednesday the young man got a try-out with the El Paso team. He donned his borrowed uniform in his room and hid away to the diamond with visions of halos, and crowns and three hundred a month. When he returned to his temporary abiding place, the landlady had filed a lien on his clothes and advised him that she was going to keep them until the price of a weeks feed was forthcoming. The young man was in a dilemma. He had no money. He had to return the uniform. He left town some time in the night and the public may live in expectation of a wild and woolly story from Shafter Lake about a wild man making his habitat in a prairie dog hole near that village.

Don't forget when you give us a dollar we give you a dime and an arm full of goods.

A. F. & F. C.

Wm. T. Harris, one of the original settlers of the Artesia Country, but who was persuaded to move to the Deming section a couple of years ago, arrived in the city Monday night and is spending the week mixing with old friends. He says it looks powerful good to get back where he can see alfalfa and things actually growing again—that the country about Deming has been very dry for the past year and no rain has yet fallen to relieve the situation. No crops are being grown this year, except in small patches where irrigation water can be obtained and that stock is dying. The attempt to get artesian water proved a failure and the settlers who invaded that country a year or so ago are up against a hard proposition. The Barnes brothers, who moved from Artesia to Deming are this week changing their residence to northwest Texas. Mr. Harris has seen the light, and we would like very much to have him become a citizen of Artesia again.

### Notice to Violators.

I have repeatedly warned well drill men and others against obstructing the public roads with wires and open ditches until patience has ceased to be a virtue. All guy wires must be moved from the lanes and all open ditches covered right away or I shall prosecute the offending parties to the fullest extent of the law.

J. T. Patrick,  
Road Supervisor.

Merchant W. S. Baker, of Hope, came in on the mail hack Monday afternoon.

Don't forget when you give us a dollar we give you a dime and an arm full of goods.

A. F. & F. C.

# DON'T BE A DEAD ONE, Awake To Your Interests.

If your Neighbor was offered \$10.00 for his alfalfa and you only \$5.00; how long would it take You to find it out? Why not nose around a little when you go shopping; maybe your neighbor is doing this very thing and has found a Store from which he makes his purchases at about one half of what you are paying; maybe ours is the store; maybe we have just what you want at just the price suited to your pocket book. Don't be a dead one.

Can you duplicate these prices anywhere at any old kind of a sale.



### Window Cords.

25 cent Window Cords, Mercerized Cotton, all colors, each 11 cents.

### Sofa Pillow Tops.

Beautifully Lithographed, Oil Colors. Regular 50 cent ones, each 23 cents.

### Hats.



Just like cut. 6 1-4 inch Crown, 4 inch Brim, made of the very best fur, guaranteed the equal of any \$3.50 hat in town, each \$2.75.

### Men's Underwear.

Balbriggan or Net, colors Blue, Salmon and White, regular 50c Underwear, our price only 25c.



### Men's Pants.

We have them in many materials and colors, and at prices fully 1-3 lower than you will find them elsewhere.

### Galvanized Tubs.



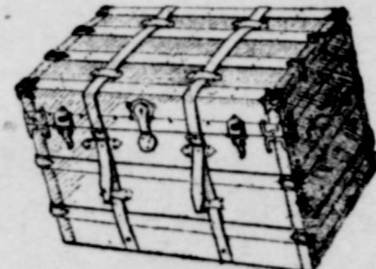
No. 0, each 52 cts.  
No. 1, each 60 cts.  
No. 2, each 75 cts.  
No. 3, each 95 cts.

### Lamp Chimneys.



No. 1, each 4cts.  
No. 2, each 6cts.  
Can you match these prices.

### Duck Covered Trunks, Hardwood Slats.



28 inch, each \$5.85  
30 inch, each \$6.25  
34 inch, each \$6.85  
36 inch, each \$7.30  
38 inch, each \$8.35  
These Trunks could be sold for 1-3 more and still be low priced

### Leather Back Horse Brush.

35c ones for 19 cts.



### Galvanized Buckets.



10 qt. 21 cents.  
12 qt. 23 cents.

You can save 40 per cent on galvanized ware by buying from us.

### Hatchets.

Solid Steel Forged, equal to any \$1.00 hatchet in Artesia.  
No. 1, each 43cts  
No. 2, each 49cts



### Egg Beaters.



Wire like cut, each 3 cents.  
Dover Egg Beaters, each 8c.

### Pruning Shears.



California Pattern. Sold regularly for 65 cents our price 38 cents.

### Curtain Poles.



White Enameled ones, each 11c. Brass Extension Rods 29in to 54in, each 12 cents.

# The Big Racket Store, Artesia, - - - New Mexico,

### Just Exactly Right.

"I have used Dr. King's New Life Pills for several years, and find them just exactly right," says Mr. A. A. Felton, of Harrisville, N. Y. New Life Pills relieve without the least discomfort. Best remedy for constipation, biliousness and malaria. 25c. at Pecos Valley Drug Co.

W. W. Meeks, the Jeweler, is making arrangements to open an office for the practice of optometry. Mr. Meeks is a graduate of optics from two reputable Optical Schools and will have several up to date instruments for scientifically testing eyes, and fitting eye glasses. Notice of office location and date of opening will be announced later.

### Over Thirty-Five Years.

In 1882 there was a great deal of diarrhoea dysentery and cholera infantum. It was at this time that Chamberlain's Colic, Cholera and Diarrhoea Remedy was first brought into use. It proved more successful than any other remedy or treatment, and has for thirty-five years maintained that record. From a small beginning its sale and use has extended to every part of the United States and to many foreign countries. Nine druggists out of ten will recommend it when their opinion is asked, although they have other medicine that pays them a greater profit. It can always be depended upon, even in the most severe and dangerous cases. For sale by Redford & Mann.

Figure with J. E. Dixon as to the cost of installing and operation of a pumping plant.



All kinds of typewriter paper, printed or unprinted, at the Advocate office. Especially fine paper for mainfolding. Come around and get a box.

Pecos Valley Abstract Co— in rear of Post-Office.

E. F. HARDWICK.

S. A. BUTLER.

## HARDWICK & BUTLER, CONTRACTORS AND DRILLERS OF Artesian and Oil Wells.

Estimates cheerfully furnished on all kinds of Drilling and Repair Work. Four Years experience in the artesian field of the Pecos Valley. Satisfaction guaranteed.

ARTESIA, - NEW MEXICO



### The Socialists and Free Speech.

Recently at Los Angeles three women were arrested for talking Socialism on the street. The magistrates who sanctioned the arrest and the policemen who made it ought all to be deprived of their jobs.

This country is not afraid of free speech so long as it stays away from criminal expression or criminal excitation. Emma Goldman ought to be put out of the country. But the Socialist with his theory can not hurt anybody. When he talks destruction of property and assassination, he is no longer a Socialist, but a criminal.

But the Socialist proper and these Los Angeles women have a theory about government. So far as we have been able to read every Socialist has a different theory, but they all run along the line of collectivism, of establishing an absolute equality of profit, and and eventually through an equal sharing of the increment of production and a division of property. No Socialist we have ever heard or read of or talked to ever provided a place in his scheme for a thing like the element of skill in management. It doesn't demand any extraordinary amount of muscle or any considerable sweat. It is made up of brain and an unusual gift for direction. All men do not have it. There will never be a time when all men will have it. It can not be injected into any Socialistic plan without crumbling it as a heavy rain would crumble a dry clod.

The adherents of the good old American plan of individualism in this country, the advocates of the right of private property, will be able to meet the collectivists at any time, at any place, and under any conditions, and ask no favors of the police or the light-headed magistrates who are interfering with the constitutional right of free speech. The chief aim of the average American is to rise, to develop all that there is in him individually, to hit the target, to reach the goal first, to win the battle. It is characteristic of the country. It is part and parcel of the citizens' prized liberty. You can not talk or legislate or adjudicate him out of it. For that very reason Socialism itself has never prospered here. Its history is one long succession of organizations where the minority, having been whipped, seceded, formed a new organization, and was in turn disrupted by the secession of its minority, the majority in every case disappearing. It has no vitality other than a place of temporary sojourn for those who see something in society against which to protest verbally and as a comfortable refuge of a theorist who figures on a general correction.

Its advocacy hurts no one. It has the the right of free speech under the constitution, and it ought to be left in full enjoyment of it.—Wichita Eagle.

The above taken from the leading Republican paper of Kansas indicates a pleasing departure from the undemocratic attitude of the Republican party in regard to censorship of the press, and is about

the most sensible thing that has been published on the question for some time. The Roosevelt administration has gone further in the matter of autocratic rulings in this respect than any of its predecessors. Heretofore the postal department has ruled arbitrarily without statutory regulation, but under a law passed at the last session of congress, the postmaster is permitted to withhold any paper or printed matter tending to incite murder, treason or anarchy. Of course, no good citizen wants the mails used to disseminate any of the pernicious doctrines referred to, but the trouble is that the people ought not to trust to judgment of a postmaster to determine what has a "tendency" in the direction named. It amounts to a press censorship by men who are naturally more or less unconsciously biased against anything that against the administration, and who in some cases are not unusually able outside the mechanical and clerical part of the work connected with their offices, and sometimes not even with that.

The law in question is said to have been passed for the purpose of injuring the Appeal to Reason, a Socialist paper published at Girard, Kansas. Now, if there is any paper on earth that prints more pernicious stuff than the Appeal to Reason it has not been heard from recently. This sheet is edited by one J. A. Wayland who used to run a paper, called the Co-operative Commonwealth, for a Socialist colony at Ruskin, Tennessee. A lot of good Socialists say that he looted the colony, but whether he did or not he was fired out of it by a big majority and from thence drifted to Girard and started to free the proletariat on his own hook at so much per save. Since that time he has been the great exponent of unscientific socialism; for the educated Socialists have taken little account of the illogical productions of the unreasonable agitator. Like most Socialists he has a special grouch against all forms of orthodox Christianity. Last year his principal associate, editor, Frank D. Warren, issued a pamphlet charging that the leaders of all the principal Protestant churches were under the domination of the money power and he specified the Methodist, Baptist, Christian, Presbyterian and Episcopal denominations. This year he announces that the Catholics are to "get theirs" and that five million copies of a pamphlet against the Church of Rome will soon be given to the public. There is no doubt that some ignorant people have been led from the safe moorings of Christian faith by the attacks of the paper and its satellites.

Yet the passage of a law permitting a postmaster to hold out this paper from the mails is all wrong. Its editor has been pretty careful in the use of language, reckless as his statements sometimes seem, and he could not be convicted of encouraging sedition by any jury in the land. When the discretion of determining

what has a tendency in that direction is left to one man, and that man often a partisan, injustice is apt to be done and the precedent established is likely to be made the basis of far reaching aggression. Moreover, the policy must react. Heretofore, no condition has existed that would justify Wayland in his crusade; why give him a just grievance? Thousands who reject his intellectual absurdities will gather under his banner when they imagine him to be the victim of governmental persecution.

Socialism in America draws its strength from abuses that can be remedied without overthrowing our present social system. It is the symptoms of a diseased condition and all efforts to suppress the symptoms by curtailing the right of free speech and free press, must fail. Remove the causes, throw open the rostrum and the mails to a fair discussion of socialism and it will die as a result, while Christianity and the competitive system will both come out of the struggle stronger than before.

### A Square Deal—No Knockers.

L. W. Martin has added a new feature to his business. See him about it. If you want to insure your life, health, or property, or build a home on easy payments, he can serve you. If you want to buy town or farm property see him and get a bargain. If you want any legal business such as deeds, mortgages, contracts and such, he is ready and willing to serve you.

L. W. Martin, Rear First National Bank, Artesia N. M. The man who attends to his own business and lets other people's alone.

We only sell you goods on thirty days time and expect you to meet your bills promptly. A. F. & F. Co.

Commencing July first no account will be carried longer than thirty days at the Artesia Machine Shop.

### Boy's Life Saved.

My little boy, four years old, had a severe attack of dysentery. We had two physicians, both of them gave him up. We then gave him Chamberlain's Cholera, Cholera and Diarrhoea remedy which cured him and believe that saved his life.—William H. Strolling, Carbon Hill, Ala. There is no doubt but this remedy saves the lives of many children each year. Give it with castor oil according to the plain printed directions and a cure is certain. For sale by Redford & Mann.

### Notice for Publication.

Department of the Interior, U. S. Land Office at Roswell, N. M. Notice is hereby given that Charles R. Garner, of Hope, N. M., who, on May 15th, 1907, made Homestead entry, No. 11947, for the North West Quarter, Sec. 20, Township 17 South, Range 23 East, New Mexico meridian, has filed notice of intention to make final commutation proof, to establish claim to the land above described, before Albert Blake, United States Court Commissioner, at his office in Artesia, N. M., on the 27th day of July, 1908.

Claimant names as witnesses: James B. Childers, Stephen P. Blain, William J. Teaver, Dan Davis, all of Hope, N. M.

Howard Leland, Register.

### Baggage & Hauling.

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### Sale Notice of Mortgaged Real Estate.

Whereas, on the 16th day of March, A. D. 1907, Roberta C. Maxwell and Joseph Maxwell, her husband, executed their promissory note, jointly, in the sum of \$300.00, with 11 per cent interest from date, to E. C. Brown; and to secure the payment of the said note, the said Roberta C. Maxwell and her husband, Joseph Maxwell, made their certain mortgage deed to lot No. 5, Block No. 32, in the Artesia Improvement Company addition to the town of Artesia, Eddy County, New Mexico, in favor of the said E. C. Brown, which appears of record at page 243, Book 6 of mortgages, said Eddy County; and whereas, the said E. C. Brown assigned the said note and mortgage to me, John F. Walcott, on the 28th day of March, 1908, for a valuable consideration which appears of record at page 139, Book 8, said Eddy County, and that the said note and the interest thereon, remain unpaid and unsatisfied. Now, therefore, notice is hereby given that on the 31st day of August, 1908, in accordance with the provisions of the said mortgage deed, as therein expressed and by virtue thereof, and the law in such cases, I will offer for sale and sell to the highest bidder for cash all of the said property, named in the said mortgage, to-wit: lot 5, Block 32, Artesia Improvement Company addition to the town of Artesia, the sale to take place at the hour of 10 o'clock a. m. on the 24th day of August 1908, being the date above named, in front of the First National Bank of Artesia, at the corner of Main Street and Rose Lawn Ave., Artesia, Eddy County, New Mexico. John F. Walcott.

Make your dry land a garden by having J. E. Dixon install a pumping plant. He is an expert at the business and can guarantee to please.



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