

MINING, BUSINESS AND STOCKS

LOCATING CLAIMS OVER IN NEVADA.

Former U. S. Senator William M. Stewart Tells How Mineral Ground is Monopolized.

TOO MUCH RELOCATING DONE.

And Honest Prospectors Are Deprived Of Opportunity to Develop New Districts.

Recently, Judge Murphy of the Second judicial district of Nevada, made an order denying a motion for a new trial in the case of Samuel Fox et al vs A. D. Myers et al. The dispute, which led to the filing of the suit, arose over the question of what constituted a legal location of mining claims. The judge used the following language, which ought to be of interest to every claim owner in Nevada:

"The United States law and the law of the state of Nevada deem it essential that before a valid location of a mining claim can be made, the locator must have discovered a vein or lode within the limits of the claim located."

Since the discovery of Tonopah and other well known Nevada camps, there has been a whole lot of promissory locating done with no pretense of strictly complying with the law.

Ex-United States senator William M. Stewart, who was instrumental in formulating United States mining laws as they stand today, in commenting on the loose methods that prevail in Nevada, is quoted as saying:

"The limit of a mining claim may be taken, unless the miners make regulations diminishing the size of claims. The maximum, which is always taken, is 1,500 feet in length by 600 feet in width, and includes 20 acres of ground. The locators, 'grubbers,' or whatever you may call them, do a deal in a small time from 100 to 4,000 acres by staking out claim after claim. They do not even look for a vein upon which to predicate a location. Their contempt for the United States government and the United States law is only equalled by their repudiation of the law of this state."

LAW OF NEVADA.

"The law of Nevada is in harmony with the United States and recognizes no rights in other persons than discoverers, but makes further provisions as to staking out and the right to relocate. It declares that 'before the expiration of 90 days from the posting of such notice upon the claim, the locator must sink a discovery shaft upon the claim located to the depth of at least 10 feet from the lowest part of the rim of such shaft at the surface, or deeper if necessary to show by such work a lode deposit of mineral in place. A cut or crosscut, or tunnel, which cuts the lode to a depth of 10 feet, or an open cut along the ledge, or a lode equivalent in size to a shaft four feet by six feet by 10 feet deep, is equivalent in size to a discovery shaft.'

"The stakes not only disregard the laws of the state and the United States, which require the discovery of a lode within the limits of the claims located, but avoid either sinking a shaft or running a cut or any other work on the ledge, as required by the statute. But they seem to mean to think it necessary to do some work in the claim, not always—because they generally rely on relocation after the 90 days expire. Where an attempt to do any work is made, they generally do it in some soft place where there is no possibility of finding a ledge. And thus thousands of acres of mineral land are monopolized year after year."

DEPRIVED OF RIGHTS.

"The result is most disastrous. American citizens are deprived of the right to occupy and prospect the mineral lands in the United States. But that is not all. When a camp is discovered people rush there with the desire to prospect. If the ground is staked, they cannot prospect and they leave. That camp then becomes an 'old camp' and is never prospected."

"When I first went to Goldfield, more than a year ago, I told my friends there that that district would never be prospected. They inquired, Why? I replied: 'Here are four thousand men anxious to prospect but the country is staked out and they have no place to prospect. They will go away and Goldfield will become an 'old camp' and never will be prospected as it should be. A new camp must be prospected as soon as it is discovered, while the fever is on, or it will never be prospected at all.' Anyone who will pass over the thousands of acres of mineral lands surrounding Goldfield on which no work is being done, can form some idea of what this wholesale defiance of the laws of the United States and the state means."

"The same condition exists at Tonopah, at Bullfrog and in all the other new districts that are being opened up in this section of the state."

"It may be asked, How is a man going to prospect if he can acquire no rights prior to a discovery? The law declares that the public mineral lands of the United States are free and open to everyone to prospect, but certainly the location which designates the land from the public domain is an encumbrance. The prospector can go upon the ground and explore, and while he is exploring, his actual possession as an explorer will be protected by the courts; but he cannot leave the land before he makes a discovery and rely on stakes and notices to hold it. He has no constructive possession until he finds a vein, but he may have actual possession while he is hunting for it."

COL. WALL IN NEW YORK.

Guggenheim People Say They've Had No Conference Over Utah's Copper Affairs.

A New York dispatch says that the report which gained currency in that city and in Boston was not quite the effect that a settlement had been reached between the Guggenheim interests in the Utah Copper company, and Col. E. A. Wall of Salt Lake, is not true, that the story had been off-

Today's Metal Quotations:

Local refining prices as reported by the American Smelting and Refining Company:

SILVER,	62½
COPPER, CASTING	15½
" ELECTRO	16½
LEAD,	\$3.50@\$4.85

New York Quotations:

LEAD, firm,	\$5.00@\$5.50
COPPER, quiet,	16½@\$16½

clally denied at the Guggenheim offices. It was added that no conference had been held with Col. Wall and that no overtures had been made for one; that unless the latter offers to compromise, the case will be contested to the end.

In local mining circles the belief is widespread generally that Col. Wall would not have gone east had he not received assurances from the other side that the existing difficulty could be adjusted. It is believed, too, that before the colonel returns, the interests will be harmonized.

The stockholders' meeting has been adjourned again this time to Oct. 22.

The closing quotations and sales were:

TODAY'S QUOTATIONS.

Stocks.	Bid.	Asked.
Alice	.35	.75
Ajax	.15	.16
Bullion-Beck	1.00	1.50
Carissa	.18	.19
Creole	.22½	.23½
Con. Mercur.	.55	.59
Daily	.78½	.82
Daly-Judge	6.02½	6.50
Daly-Wells	14.75	14.37½
El Dorado Bell	1.12½	1.25
Grand Central	.30	.30
Gaines	.25	.29
Horn Silver	.10	.10
Little Bell	1.92½	1.99
Lower Mammoth	18½	19½
Mammoth	.80	1.02
May Day	.67½	.68½
Ontario	.99	.99
Petro	.97	.97
Silver King	31.25	34.50
Sacramento	.075	.095
Star Con.	.12	.13
Starfish	.25	.27
U. S. Mining Co.	.60½	.61½
Utah	.26	.27
Uncle Sam Con.	.35½	.36
Victoria	.10	.10
Boston Con.	11.00	11.75
Butler Liberal	.055	.065
Boss Tunnel Con.	13½	15½
Century	.14	.14
Ingot	.02	.02½
Joe Bowers	.01	.01½
Little Chief	.01	.01½
Rocky Stock	.30	.30
New York	.14½	.14½
Tetra	.06	.06½
Victor Con.	.69	1.00
Wabash	.32	.32
Yankee	.61	.69
Rhinegold Anaconda	.03	.03
NEVADA STOCKS.		
Goldfield Bonanza	.05	.05
Jim Butler Tonopah	.52	.52
Montana Tonopah	2.15	2.30
MacNamara	.30	.49
Tonopah	.13	.15
Tonopah Belmont	1.25	1.50
Tonopah Extension	5.25	7.00
Tonopah Midway	1.30	1.50
Rocco Homestake	.61	1.00
White Rock	.25	.45

REGULAR CALL SALES.

	Bid.	Asked.
Montana-Tonopah	.24	.24½
Ton. Midway	1.25½	1.40
McNamara	.34	.37
Tonopah Belmont	1.45	1.45
North Star	.46	.48
Rescue	.75	.79
Gold Mountain	.10	.12
Jim Butler	.60	.62
Tonopah Com.	12.00	
Redtop	.61	.63
Goldfield	.55	.57
Fandor	.45	
Sandstorm Extent.	.07	
Adams	.04	.05
Mountain	.12	.14
Dixie	.16	.18
Kendall	.18	.20
Jumbo Extent.	.21	.23
Black Butte	.14	.17
Silver Pile	.07	.09
Golden Anchor	.35	.37
Ohio-Tonopah	.24	.26
Orie. Bullfrog	.21	.22
Diamond Head	.23	.25
John Star	.05	.09
Cash	.05	.09
Monte Tonopah	.05	.09
Cash Boy	.05	.17
Bullion	.08	.10
Bolcher	.23	.25
Con. Virginia	1.60	1.65
Ophir	3.50	3.75
Caledonia	.43	.44
Mexican	1.10	1.15
Savign	.51	.53
Potosi	.13	.14
Union	.52	.53
Jacket	.22	.24
El Dorado	.52	.54
Norcross	1.30	1.35
Andes	.27	.28
Scorpion	.14	.15

OPEN BOARD SALES.

Alex.	509	15½
Butler-Liberal	1,000	55½
Columbus Con.	300	235
Sacramento	400	9½
Star Con.	400	13

RECAPITULATION.

Shares.	Value.
Regular.	6,000
Open board	5,600
Forenoon totals	12,600
	\$2,802.69

A. S. CAMPBELL,

Stock Broker, 216 D. F. Walker Block
Tel. Bell 702. 161 S. Main St.

ALBION SHIPMENTS.

Conditions at Albion Mine are Standby on the Improve.

The Albion mine at Albion is sending out ore shipments and Manager Davis says it is the intention to keep up regular shipments, but considerable difficulty is being experienced in getting teams to haul it out to the camp.

Conditions at the mine are stand by on the improve. Mr. Hatfield states, As to the building of a mill for the Albion, no steps will be taken in that direction until next year, at least.

SALT LAKERS GET OIL.

New Twenty-Barrel Well Has Opened in Uinta Field.

Special Correspondence.

Execution, Wyo., Oct. 16.—The Salt Lake-Pittsburgh Oil company has struck a twenty-barrel well in the Uinta oil fields near here. The find has created intense excitement.

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the mark.

True things: Schilling's Best: tea coffee baking-powder extracts spices and soda: all true: all moneyback.

Your money returns your money if you don't like it.