DESERET EVENING NEWS FRIDAY MARCH 6 1908



TEXT HEREWITH PRODUCED.

The Cartis Measure Was Substituted For Original Bill, But it Contains Same Provisions as Original.

So much interest having been arous ed by the introduction into the United States senate of what is known as the Burkelt bill, designed to permit unlimited leasing of grazing lands in the arid states of the Union, the full text of the measure is herewith reproduced; that is, the text of the Curtis bill, which was substituted for the Burkett measure on account of the strong opposition which sprung up against the latter; but the Curtis bill contains practically the same provisions, and would have the same detrimental effect, latter; upon dry farmers and sheep raisers of the west, should it become law, as the Burkett bill would have had. The measure is known as senate bill 5431, vas introduced into the senate by Mr. Curtis on Feb. 18, and referred to the committee on agriculture and for-estry. The text of the measure fol-

THE CURTIS BILL.

A bill providing for the control of grazing upon the public lands in the arid states and territories of the United

Bates of American in Congress assem-States of American in Congress assem-blerd. That the unreserved, unappro-priated public lands of the United States shall be subject to the provisions of this act, and the president of the United States is hereby authorized to establish from time to time, by proc-lamation, grazing districts upon the unreserved. Unappropriated public lamation, grazing districts upon the unreserved, unappropriated public lands of the United States, conforming to state and territory lines so far as practicable, whereupon the secretary of agriculture, under rules and regula-tions prescribed by him, shall execute or cause to be executed the provisions of this act, appoint all officers neces-sary for the administration and protec-tion of such grazing districts regulate Sary for the administration and protec-tion of such grazing districts, regulate their use for grazing purposes, protect them from depredation and injury, re-store and improve their grazing value, issue permits to graze livestock there-on for periods of not more than 10 years, which shall include the right to fence the same, giving preference when ence the same, giving preference when racticable to homesteaders and to pre-ent occupants of the range, who wn improved ranches or who have pro-

sent occupants of the range, who own improved ranches or who have pro-vided water for livestock grazed on the public lands, and charge and col-lect reasonable fees for such grazing permits, based upon the grazing value of the land in each locality; provided, that the maximum grazing fee shall be four cents per acre and the minimum one-half cent per acre. Sec. 2. That the users of the pub-lic länds under the provisions of this act may select a committee of not more than four members from the users of any such grazing district, which committee shall be proportionate with owhership of different kinds of stock, giving at least one committeeman to each class of livestock users of the land, who, with the officer appointed by the secretary of agriculture in charge of such grazing district, shall constitute an executive board, who shall determine whether the permits for such grazing districts shall be issued upon an acreage or upon a per capita basis, shall make such division of the range between the different kinds of stock as is necessary, and shalt decide whether the distribution of the range shall be



HUSLER'S FLOUR And the making of good bread will be an easy accomplishment.

mit period without the consent of the owner of such buildings, corrals,

of the owner of such buildings, corrals, reservoirs, wells, or other improve-ments; and when such improvements are worth less than \$100, settlement may not be made upon lands con-taining them during the permit until the new occupant has paid such amount for the improvements as may be determined under the rules of the secretary of agriculture. Section 4. That no grazing permits issued under this act shall prohibit syttlers, prospectors, and others from entering upon such grazing districts for all proper and lawful purposes, in-cluding the use and enjoyment of their rights and property and pros-pecting, locating, and developing the mineral resources of such districts; and wagon roads or improvements may be constructed thereon in acand wagon roads or improvements may be constructed thereon in ac-cordance with law, and all persons shall have the right to move livestock from one locality to another under such restrictions only as are necessary to protect the users of the land which will be driven across. Section 5. That the secretary of ag-riculture may set aside such public

such restrictions only as are necessary to protect the users of the land which will be driven across. Section 5. That the secretary of ag-riculture may set aside such public lands in any grazing district as are not occupied by a bonafide settler or claimant under the public land laws, not to exceed, in any case, three per cent of all public lands in any graz-ing district, when such lands are needed for school houses, churches, and state or county buildings, or for public, administrative, experimental, or improvement purposes under this or any other law; and when lands so set aside have been listed in the local land, office they shall not be subject to settlement, entry, or location under the public land laws until such lists are revoked by the secretary. All water on public lands or subject to the jurisdiction of the United States within such grazing districts may be used for domestic, mining, milling, or irrigation purposes under the laws of the state or territory wherein such grazing districts are situated, or un-der the laws of the United States and the rules and regulations thereunder. Section 6. That the secretary of ag-riculture shall fix a date, which shall not be less than one year from the establishment of any grazing district, and after such date the pasturing of any class of livestock on public land in the grazing district without a per-mit obtained as herein provided shall constitute a misdemeanor and shall be punishable by a fine of not less than \$10 nor more than \$1,000, or by-im-prisonment for not less than 10 days nor more than one year, or by both such fine and imprisonment, in the discretion of the court: Provided, that homestead or other settlement, location, entry, patent, and all other disposal of public lands under the public land laws shall be in no wise restricted. Jimited, or abridged here-by; nor shall anything herein be con-strued to prevent bonafide settlers or residents from grazing their stock, used for domestic purposes, on the public lands affected hereby. Sec. 7. That th

expenses necessary to execute the pro-visions of this act. All not moneys re-ceived from each grazing district dur-ing any fiscal year shall be paid at the end thereof by the secretary of the treasury to the state or territory in which said grazing district is situat-ed, to be expended as the state or ter-ritorial legislature may prescribe, for the benefit of the public schools and the public roads of the county or counties in which the grazing district is situated: Provided, That when any grazing district is in more than one state or territory or county the distri-butive share of each from the proceeds of said grazing district shall be pro-portional to its area therein. Sec. 8. That the president is hereby authorized to modify any proclama-tion establishing any grazing district, but not oftener than once in five years,



Lazarus Averbuch, Mourned by No One, Now Lies in Pine Coffin.

Chicago, March 5 .- The body of Lazarus Averbuch, the young Russian Jew who tried to take the life of Chicago's thief of police on Monday, was buried tonight in the potter's field. The assassin's sister, Olga Averbuch, her resources exhausted, gave reluctant consent to interment by the county, and, in the darkness tonight, with a dreary rain pouring down, unaccompanied by friend or relative, the corpse of the unfortunate youth was taken to Dunning, the site of the county poor farm, and there buried by the light of lanterns placed in the grave that had been prepared, to be henceforth desig-nated by a number in the county re-cards

The second secon ords

VENTURESOME TOURIST FALLS TO HIS DEATH.

her composure, was taken to her home

Avalon, Catalina Island, Cal., March 5.--(Via wireless to Los Angeles.)--Mutilated almost beyond recognition bootless, and with clothing torn to shreds, the body of L. L. Watson, a guest at the Hotel Metropole, who has guest at the Hotel Metropole, who has been missing several days, was found at noon today by two guides on a ledge 1,200 feet below the top of a cliff, and 450 feet above the beach. The position of the body indicates that Watson, while climbing the cliff, fell from some-where along its face to the ledge where his body was discovered. The body will not be recovered until tomorrow at days ot be recovered until tomorrow at day

Watson's brother is expected to ar-tive here from Clifton, Ariz., tomorrow, when the inquest will probably be neld.

SAYS NATHAN VIDAVER GOT SOME HUSH MONEY

New York, March 5.—A charge that he agreed to pay \$1,500 to Nathan Vidaver, an attorney, last November to bring about a cessation of news-paper attacks upon the Hamilton bank paper attacks upon the Hamilton bank after Vidaver had said "he had no doubt he could fix it with Jackson to have the attacks stopped," was made by William R. Montgomery, former president of the Hamilton bank, in an atfidavit filed in police court today. The affidavit was a part of the complaint against Vidaver, who was arrested yes-terday on a charge of extortion per

The statements attributed to Dr. Wiley in regard to whisky and alcohol were made in an address before the University club in Washington on Sat-urday night, Feb. 29, and he declares they "are wholly unwarranted by the facts."

facts." Dr. Wiley is credited also with hav-ing said, in effect, that it will be a sorry day for this country if "booze" is ever banished from its domains, and that he would have the young man drink whisky not only for his stom-ach's sake, but to give him nerve, self-reliance, etc. Here is what Dr. Wiley states he actually dld say on the oc-casion referred to:

states he actually did say on the oc-casion referred to: "I said I believed the general effect of alcohol on mankind was wholly bad; that it was bad even in small quantities; that if distilled beverages, such as whisky, brandy and rum, had any good effects, they were due to tho fact that the aromatic and fragmant substances therein stimulated the diact that the aromatic and fragmant substances therein stimulated the di-gestive secretions and thus overcame to a certain extent the bad effect of the alcohol which they contained. I further said that I was in theory a prohibitionist, but that there were practical difficulties in the way of pro-hibition, and that the better plan would be to abolish the saloons, and that if people wanted to drink distilled beverages they should do so quictly at their homes and with their foods, and not in saloons. I did not suggest for any kind, but said that it was always bad."

PEERAGE TAKES INTEREST

St. Petersburg, March 5 .-- M. Tschaikvsky, who is awaiting trial for revoluionary utterances, was visited today by physicians, who are to determine the

tionary utterances, was visited today by physicians, who are to determine the state of his health. Mme. Tschaikovsky will present to Pre-mier Stolpin an English petition in fa-vor of her husband, signed by 300 lead-ing clergymen and members of the no-bility. This is the petition that Count Benkendorff, Russian Embassador in London, declined to forward to St. Petersburg, It will be followed by a gen-eral English petition, the signatures to which are now being assembled in Lon-don.

IN RECEIVER'S HANDS

eivership

The allegation of the Bowling Green Trust company is that the Western Maryland will be unable to meet fixed charges due Aprill, amounting to \$1,250,000.

President Bush gave bond as a re-ceiver in \$100,000. Mr. Bush succeed-ed Winslow S. Pierce as president of the road about a year ago.

es and is sold by all druggists, or at 50 CENTS AND \$1.00 A BOT-Refuse substitutes containing SHOOTS THE MAN HE Trial Bottle Free To convince every suffer-

SAYS PERSECUTED HIM

er from diseases of the kidneys, liver, bladder and blood that WARNER'S SAFE CURE will cure them, a trial bot-tle will be sent ABSOLUTELY FREE, postpaid, to any one who will write WARNER'S SAFE CURE CO., Rochest-et, N. Y., and mention having seen this liberal offer in the Deseret Evening News. The genuineness of this offer is fully guaranteed. Our doctors will send medical booklet containing descriptions of symptoms of each disease, and many can-vincing testimonials, free to every one. Seattle, March 5.—J. H. Jahn of the Seattle real estate firm of Boyd & Jahn, who went to Darrington, near Everett, yesterday, where he shot and deliberat killed Jesse B. Price, has had a storiny career. Jahn shot Price three times, and says that he killed Price for persecutive him. After the assassination, Jahn tele-graphed to his wife here: "I have killed the vulture." John W. Roberts, who was Price's

CASTORIA For Infants and Children. The Kind You Have Always Bought Bears the Charff Fletchin.

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attorney, says that Jahn had threat-ened to kill him, and explains the killing as follows:

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A SURE CURE FOR ALL FORMS OF KIDNEY, LIVER, BLADDER AND BLOOD DISEASES IT HAS CURED THOUSANDS. IT WILL CURE YOU A TRIAL ROTTLE AESOLUTELY FREE TO EVERY READER OF THE DESERT NEWS.

Mrs. T. T. Carter, Campbellsville,

Tenn., praises Warner's Safe Cure, as

she regards it as the medicine that

"I have used your valuable medicine for

nany years and can thankfully say that believe had it not been for your modi-

he and the help of our Heavenly Fathr 1 would not now be alive. I can never

praise it enough, it has benefited me so much. Many others here who have seen

what it has done for me have used it with excellent results. Ih has never fall-

ed to cure in any case around here, and I would be proud if I could influence every sufferer from kidney disease to give it a trial. There has been such a

omplication of kidney troubles in my

case that the physicians wonder how I keep up. I could write a volume on what

it has done for me and for others to whom I have recommended it, both old

and young,"-MRS. T. T. CARTER, Campbellsvile, Tenn.

When the kidneys are diseased the urio acid is not carried off, and this causes Gout. Lumbago, Rheumatism of the

Joints, Rheumatism of the Muscles, Rheumatism of the Heart, Rheumatism

In Bright's disease the bowels are of

en constipated and the liver torpid.

Warner's Safe Pills quickly relieve this

ondition, and no ill after effects is ex-

WARNER'S SAFE CURE is put up in

rugs which injure the system

verywhere.

keeps her alive and well.

Pittsburg, W. M. Price was employ-ed to defend him and obtained his release on a bond that was raised by the conveying of 13 pieces of property belonging to Jahn, to Miss Chissler, Price's stenographer. The property was worth \$15,000. Jahn affirms that he lost all fille to it. The court or-dered the property reconveyed. From this time forward, Jahn laims, he was the object of persecu-tion. He alleged that everybody with whom he had dealings were visited by Price and urged to prosecute him on some criminal charge or other. Jahn moved to Seattle in 1905, and claims that young Price followed him. ing as follows: "My firm was retained by Col. Wil-liam P. Price of Pittsburg, the father of the man Jahn killed, to collect \$\$30 due him, as attorney's fees in a marder case in Pittsburg, in which Jahn was involved as an accessory after the fact." Jahn claims be has been persecuted for five years by the man be killed in cold blood yesterday and by the dead man's father, Col, William M. Price of Pittsburg. According to Jahn he was in jall on an assault and battery charge at



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IN COUNT TSCHAIKOVSKY

ANOTHER GOULD ROAD

Baltimore, March 5.—After the close of court today a bill was filed in the United States circuit court by the Bowling Green Trust company of New York, asking the appointment of re-celvers for the Western Maryland rail-road. Judge Thomas J. Morris appoint-ed President Benjamin F. Bush, the railroad having filed an answer ad-mitting the allegations in the bill of complaint and assenting to the re-ceivership.

necessary, and shall decide whether e distribution of the range shall be / individual or community allotments.

<text>

COFFEE The best name for cofice is one that tells where tae money's to come from, if you don't like it. Tour grocer returns your money if you don't . UkeSchilling's Best: we pay him,



Late Redfield Proctor.

Washington, March 5 .- A marked ribute of respect was accorded the

memory of the late Senator Redfield Proctor of Vermont by the United

lispensed with, referred in tones that indicated deep emotion to the great be-reavement that had come upon the sen-ate, the state of Vermont and the

untry by the passing of a man who

or so many years had been in the pub-

lic eye. Mr. Dillingham moved the adoption of the customary resolution, and the vice president announced a committee consisting of Senators Dillingham, Daniel, Gallinger, Perkins, Taliaferro,

Overman and Hemenway to attend the funeral.

IN THE HOUSE.

In the house the proceedings were brief. While waiting for the official announcement from the senate of the death of Senator Proctor, a couple of bills of minor importance were passed. Mr. Haskins of Vermont presented resolutions of regret, which were adopt-ed. After Speaker Cannon had an-nounced the names of Messrs. Haskins and Foster of Vermont, Littlefield of

nounced the names of Messra. Haskins and Foster of Vernont, Littlefield of Maine, Parker of New Jersey, Lamb of Virginia and Slayden of Texas as the committee to represent the house at the funeral, the house, as a further mark of respect, adjourned. The body will be accompanied by members of the family of the late sen-ator and by the congressional commit-tees to Proctor, Vt. A special train for the funeral party left here at 9 o'clock tonight over the Pennsylvania-railroad, and it will arrive at Proctor at 2:30 tomotrow, the funeral to be held at 3 o'clock.

FOR MILITARY USES.

ADD TO CROW RESERVE

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Attorney Jerome concerning nilton bank appeared in the newspapers. CHIEF WILEY ON ALCOHOL.

Declares He Was Misquoted and That HONOR VERMONT'S DEAD Whisky is Bad in All Forms. Washington, March 5.-In a signed statement, given out tonight, Dr. H. W. Wiley, chief of the bureau of chemistry of the department of agri-Senate and House Hold Brief Sessions And Arrange for Funeral of the

chemistry of the department of agri-culture, made a vigorous denial of statements he is alleged to have made recently, one being to the effect that "the man who never takes a drink is a 'mollycoddle."

Proctor of Vermont by the United States senate today. Republicans and Democrats attended the brief session in such number as is seldom seen ex-cept on unusual occasions. All stood reverently as the chaplain, Dr. Edward Everett Hale, delivered the prayer, which contained an appropriate reference to the life and work of Sen-tion Dester Just Arrived Queen Jur ator Froctor. The reading of the journal was only begun when Senator Dillingham of Vermont arose, and, asking that it be

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