







**IRRIGATION LAWS.**

Power conferred by the City Charter—State Law in regard to Irrigation property, etc.

**ARTICLE 28TH, SECTION 9TH, CITY CHARTER**

To re open the old irrigating ditches within or beyond the present limits of the city, and to regulate all matters connected with the dams, water gates, and distribution of water for irrigation: Provided, That their ordinances shall not conflict with private and former established rights. They may revive any part of the rules and regulations formerly established by the Spanish government, as conditions of the grants of irrigated lands, and for this purpose may appoint overseers, enforce labor upon the same, and shall also have the same powers which are now by law conferred upon the county courts.

The law referred to in the foregoing article, is

An Act concerning Irrigation Property.

Article 3,945, page 667—Paschall's Digest of the laws of Texas.

The county courts may and they are hereby authorized to order, regulate and control the time, mode, and manner of erecting, repairing, cleaning, guarding and protecting the dams, "ditches," roads and bridges belonging to any irrigation farms and property, and the fences and other like protection in and around such farms: Provided, "That such farms," dams, "ditches" and fences, be owned jointly by two or more different persons: And provided, further, That the same be situated outside of a corporation having jurisdiction thereof.

Article 3,946.

Said county courts shall have power to ordain and establish all the needful police government and civil control over such irrigation farms and property, "and said courts may assess and collect fines for breaches of any regulations established by them, or by the joint owners of such farms and property or recognized by said courts as consistent with ancient usages and the law of the State," said courts may order meetings of said joint owners for the election of commissioners and other officers, and for the consideration of any of their other interests, or the said court may proceed and elect said officers, "and may regulate the right of way," the stoppage and passage of water "and the right distribution of the shares of said water, they may forbid the running of stock at large on the common farm, they may fine for taking water out of turn and for carelessness and wantonness in overflowing roads, and neighboring lands, and generally they may do, or cause to be done, what they may consider just and needful, or beneficial to the joint owners.

Article 3,947.

If any owner of a section or subdivision lot in said farm, shall fail or refuse to do or pay his or her proportion of labor and expense, in and on such dam "ditches," fences, "bridges," and other needful appurtenances to such irrigation farms, "the said county court may, and they are hereby empowered to fine such persons, or to lease said assets: Provided, That such leasing shall be at public outcry, after ten or more days of due public notice, and the persons bidding the shortest term, not to exceed four years, who shall give good security to discharge faithfully all such charge and work.

Article 3,948.

Upon the application of the owners of any suitable lands and water, and the assurance and the proper security given to the county, if required by said court "that no injury will result to the public health." The county courts are hereby authorized "by decree to license and permit any such owners to proceed and dam the water, and to ditch, fence," and irrigate their lands: Provided, "That all such joint owners of new, or already established irrigation farms, shall be liable for damages done to the public," or to any person "by reason of the overflow of such irrigation water," suit to be brought against the person occasioning the injury, or in such other way as may be sanctioned by said court.

Article 3,949.

If the establishment of any new project of irrigation, or the extension thereof, "the county court deem it of sufficient importance, to order a dam or ditch to be made on the lands of any person refusing to consent thereto, the said court after giving such person actual notice in writing, and full hearing and consideration of his objection, may decree the making of the same "and shall dispatch two or more discreet and disinterested freeholders of the vicinage, to arbitrate and fix the amount of damage permanently sustained by such person, which shall be levied upon and paid forthwith by the applicants for such irrigation project, in the ratio of the interest and several shares of the said applicants and joint owners, and the said county courts may after like personal notice to the parties interested, order the multiplication or extension of any ditch for irrigation, and of irrigation farms, at and below, or at the sides of other such property, when it shall be the duty of such court to proceed and assess all just fines and equitable damages, and to fix and direct the rate and amount and kind of work, labor and to be paid by any of such applicants and others according to their interests.

Article 3,950.

Where the health of the public may be injured by irrigation or the damming up of water for any purpose, it shall be the duty of the County Courts, after due and mature hearing and consideration, to decree the discontinuance, and they shall proceed and break up and discontinue all such dams, "ditches" and irrigation, whether the same have been heretofore ever so long in existence or may be hereafter started.

Article 3,951.

In counties where the County Court may decree and adjudge that fences around irrigation farms may be dispensed with, they may make all fair, equal and proper regulations for the keeping up or herding of hogs, "cattle" and other stock, "and for the security and protection of the crops and farms": Provided, That if ten or more voters shall make written protest against such decree, then the said court shall proceed by notice and a public election and ascertain if two-thirds of the voters be in favor of dispensing with the use of fences, otherwise it shall not be so decreed.

Article 3,952.

Any person or persons amenable to the laws governing irrigation, who may refuse to work on any ditch or aqueduct, when summoned by the authority may be cited before any Justice of the Peace in the Precinct where he or they may reside, and fined not less than one nor more than five dollars for each and every offence or refusal.

may 13th 11

**TO RENT.**

A COTTAGE HOUSE, four rooms and kitchen, well and out-houses, opposite the Casino Hall, on Market street. Apply to A. OHNEBORG, adjoining Fontenier's, San Antonio, April 4, 1886. (april 29th 11)

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**E. SAWYER & Co.,**  
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MERCHANTS,  
Main Plaza and Solidal street, next to the Plaza House.  
A good yard for stock in connection with the premises.  
Sale days—Monday's, Wednesday's and Saturday's. (april 24th)

**LOVENSTEIN & Co.,**  
Commerce Street,  
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WHOLESALE & RETAIL  
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Also, a large Assortment of  
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All work done neatly and cheaply. All repairs of Machinery promptly executed, whether Brass or Iron.  
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Keeps constantly on hand  
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A fine assortment of  
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CHILDREN'S BOOKS,  
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And other Books  
Suitable for Presents!  
A large assortment of  
PHOTOGRAPHIC ALBUMS  
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The Latest Novels constantly on hand.  
**Cards of all Kinds.**  
In fine a full assortment of everything pertaining to this line of business.  
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SAN ANTONIO, TEXAS.  
All kinds of repairing done in Iron or Wood work.  
New Wagons and Ambulances for sale made especially for Texas climate, out of native or northern timber. (april 14th 11f)

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Established permanently in San Antonio  
WILL practice his profession in all its branches.  
Rooms on Commerce Street, adjoining Fontenier's, San Antonio, April 4, 1886. (april 29th 11f)

**TO RENT.**  
A COTTAGE HOUSE, four rooms and kitchen, well and out-houses, opposite the Casino Hall, on Market street. Apply to A. OHNEBORG, adjoining Fontenier's, San Antonio, April 4, 1886. (april 29th 11f)

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Flannels, Hosiery,  
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Skirt Braids,  
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English Crapes,  
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Yankee Notions etc., etc. etc. 17sept 11f

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WM. SMITH BROWN & CO.,  
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American, English, German, & French  
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Orders promptly executed at lowest prices. No Travelers or Drummers employed. All goods bearing our stamp warranted extra quality. sep 6th 11m

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Particular attention to filling orders, accompanied by cash or produce. 128tf

**C. H. MOORE & COMPANY,**  
Shippers and Dealers in  
Doors, Glazed Sash, and Painted Blinds.  
Having on hand a large assortment of  
**CHOICE STOCK.**  
We are enabled to fill all orders at  
Greatly Reduced Prices. and  
Orders from the country solicited and promptly filled.  
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**J. MILLER & CO.,**  
KUHNS BUILDING,  
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DEALERS, WHOLESALE & RETAIL  
of all kinds of  
**FIRE-ARMS, viz:**  
Rifles, shot guns, (Laminated steel and Damascus twist)  
Gun Wads and  
Gun Material, Shot,  
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Shot Pouches,  
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RIFLES.  
Kentucky Rifles,  
Ball's Patented nine Repeater,  
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(A splendid arm for Frontier Service.)  
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At \$15, \$20, \$25, \$30, \$40, \$50, and up  
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In every variety. Orders from every  
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Sole Agents for Texas for  
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Butter, Cheese, Lard, Lard Oil, Soap,  
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Country orders promptly attended to.  
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PROPOSALS, will be received by  
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P. M. on the first day of June, 1886, for drawing  
up an entire and complete map of the  
city of San Antonio, at a scale of 50' varas  
to one inch. For further information in  
regard to the plan and specifications of this  
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Three American Organs.  
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These instruments are of the best manu-  
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cost. Apply to  
A. SIEMERING & Co.,  
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Marble bed, with Cues and Balls. Enquire  
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the errors, abuses, and diseases which destroy  
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sealed letter envelopes, free of charge. Ad-  
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WHY NOT?  
Serious Reflections for Young Men,  
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**ERRORS OF YOUTH.**  
A gentleman who suffered for years from  
Nervous Debility, Premature Decay, and all  
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The Rev. EDWARD A. WILSON will send  
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**Great Western Stock Yards,**  
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Buy, Ship, and Sell Live Stock on Com-  
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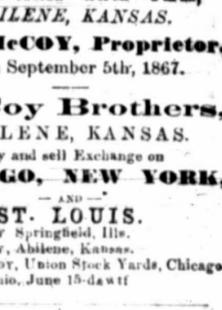
REFERENCES:  
Miller & Howard, Bankers, Junction City, Kan.  
Hale & Rice, Bankers, Junction City, Kan.  
J. D. Perry, President U. P. Ry., E. D.  
A. Johnson, Gen. Supt. " " "  
J. M. Webster, " " " " "  
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C. W. Smith, Treasurer of State, Illinois.  
First National Bank, Springfield, Illinois.  
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Even in the severest cases of Chronic Neu-  
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Persons who will favor her with their patron-  
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