

GOVERNOR SPRY
ASSESSES OFFICE

His Inaugural Address Sounds
The Keynote of Peace and
Progress.

CEREMONY DEVOID OF POMP

Simple Exercises Mark the Pass-
ing of the Old Admin-
istration.

Formal Reception Follows Adminis-
tration of the Oath by Chief
Justice D. N. Straup.

STATE OFFICERS.

Governor—William Spry,
Supreme Justice—W. M. McCarty,
Secretary of State—Charles S. Tingey,
State Auditor—David Matteson,
State Auditor—Jesse D. Jewkes,
Attorney General—A. R. Barnes,
Superintendent of Public Instruction
—A. C. Nelson.

COUNTY OFFICERS.

Commissioner (four-year term)—John
C. Mackey.
Commissioner (two-year term)—Wal-
ter E. Burton, J. E. Clinton,
Clerk—Margaret Zane Wither,
Recorder—Joseph C. Sharp,
Recorder—Fred J. A. Jaques,
Auditor—Frank Heginbotham,
Assessor—Amos Gabbott,
Treasurer—J. A. Greenback,
Surveyor—Joseph B. Swenson.

DISTRICT JUDGES.

Charles W. Morse, George G. Arm-
strong, Morris L. Ritchie and T. D.
Lewis—all re-elected.

CITY JUDGES.

Criminal Division—J. M. Bowman,
Civil Division—J. J. Whitaker.

JUSTICE OF THE PEACE.

Stanley A. Hanks.

CONSTABLE.

Peter Hansen, re-elected.

With a declaration that the time has
come to bury old differences and to
join together, hearts and hands, to
build up here a great commonwealth,
William Spry at noon today took his
oath of office and became governor of
Utah.

Standing near him while he repeated
the oath, was Governor John C. Cutler,
whose term of office expired to-
day, and in the room listening to the
ceremony were many officials who had
long been in the service of the state,
and many of younger countenance
who today took up their first official
duties.

The inauguration ceremonies ac-
companied the change in administra-
tion were extremely brief, and scant
as to ceremony and parade of force.
Four guns of the Utah National guard's
field artillery furnished the only sug-
gestion of military power, while the
officers of this command in bright new
uniforms contrasted decidedly with the
sombre civilians who gathered about
the new executive to shake his hand
after the services had been concluded.

At five minutes after 12 o'clock, Col.
Geo. B. Squires introduced Gov.-elect
Spry, who came into the inaugural
room at 12 o'clock, sharp, followed by
several elective officials of the
state. In 20 minutes more the ser-
vices had been concluded, and the
gathering dispersed.

GOVERNOR SPRY SPEAKS.

Musical features were furnished by
Christensen's orchestra, and by Mrs.
Columbia Ramsey Morris, who sang
"Columbia the Gem of the Ocean"
with "Three Cheers for the Red White
and Blue" for an encore.
Col. Squires, in presenting Gov.-
elect Spry spoke briefly of the na-
ture of the occasion, and declared
that it gave him great pleasure to
introduce the state's next chief ex-
ecutive.

"I certainly feel this morning a
grave responsibility in taking upon
myself the duties of your state's chief
executive," was the opening sentence
of a brief speech by Gov. Elect Spry
proceeding to the administration of
the oath of office. Gov. Spry did not speak
from manuscript but in brief manner
stated some of the problems with
which he intends to deal.

"I need the co-operation and as-
sistance of my friends in carrying
out the wishes of the people," he said,
and I shall depend for support upon
all other state officials so that the
administration may be found doing its
duty by all the people of this state.

"Many things will be necessary to
do, for if we would have this state be-
come all we would like to see it we
have only to go ahead developing its
splendid resources. I am sorry the
people of the state at the last election
did not see their way clear to pass
a constitutional amendment that
would have helped the high schools,
and I hope the state can find a way
to foster these schools and see that
Utah's position in the front ranks of
education is maintained.

CONDITIONS IN UTAH.

Gov. Spry, touched upon reclama-
tion projects as a thing he wanted to
develop in the state, upon the de-
velopment of arid farming, and upon
the mining industry. "It is a great
thing to know," he said, "that Utah
shows in the front rank of metal pro-
ducing states. There is no reason why
further development should not keep
pace with her lead so it is within my pow-
er to see that the state's interests, so
far as they are concerned, are being
looked after."

OPERATING MEN
GET TOGETHER

Officials of the Oregon Railroad
& Navigation Co. and O.
S. L. in Conference.

GETTING READY FOR FAIR

Heavy Traffic Will Accompany Open-
ing of Alaska-Yukon-Pacific Ex-
position Say Passenger Officials.

Sort of a family gathering of two
members of the Harriman railway
system is being held in this city today.
Three officials of the Oregon Railroad
& Navigation company, staying here,
arrived to confer with their brother
officials of the Oregon Short Line. The
meeting is an annual affair, and com-
prises a conference of the operating
and passenger departments of the lines
named, for the purpose of exchanging
views and experiences in the conduct
of the two roads, whose interests are
so closely entwined in the building up
of the west and northwest.

The visiting officials are M. J. Buck-
ley, general superintendent of the
Oregon Railroad & Navigation com-
pany; John M. Scott, assistant gen-
eral passenger agent, and Zera Snow
of the legal department of the road, all
of Portland, Oregon. The meeting is
being held in the office of General
Superintendent J. M. Davis, of the
Oregon Short Line, and will continue
probably over tomorrow.

"Conditions in the northwest are
most favorable for a prosperous year-
said Mr. Buckley, this morning. "We
are looking for a heavy traffic into
our section for the Alaska-Yukon-Pa-
cific exposition, to be held at Seattle
the coming summer, which some say
will eclipse even the big Lewis and
Clark fair held at Portland in 1905.
Portland is growing rapidly, and looks
like the metropolis of the great north-
west."

be—one of the greatest states in the
Union."

Following the inaugural address
Chief Justice Straup administered the
oath of office to Gov. Spry, and after-
wards to all state officials in a group,
the services then concluding with mus-
ical numbers from Mrs. Morris and the
Christensen orchestra.

THE DECORATIONS.

American flags draped from the chan-
delliers, and larger flags backing the
chair in which Chief Justice D. N.
Straup sat previous to administering
the oath, composed the decorative
features of the ceremony. The ser-
vices then concluding with mus-
ical numbers from Mrs. Morris and the
Christensen orchestra.

In the first row outside of the space
reserved for the outgoing and incom-
ing governors with their friends sat
U. S. Dist. Atty. E. Booth, U. S.
Special Prosecutor Maynard, Acting U.
S. Marshal Smyth, State Senator Carl
Badger, former State Chairman Ed.
Callister, State Auditor General Thomas
Hull, Col. Kessler of Gov. Cutler's staff,
Leroy Armstrong, Speaker Harry S. Jo-
seph of the last session of the house,
Postmaster Joseph C. Provo, State
Senator Stookley, Burl Armstrong, sec-
retary of the Republican county com-
mittee, and many others equally well
known.

THE BATTERY.

A distinct hit of the day was the
dramatic military appearance of Capt.
Webb's battery. The four guns of
the First battery, field artillery, were
drawn up along the curbing facing the
city and county building on east Fourth
South street. The horses were de-
tached and held by well uniformed
militiamen at a distance, while the
governor's salute of 17 guns was fired
at high noon, and the battery, sur-
rounded the batteryman at work and
cheered for Capt. Webb when the firing
was over.

Punctuating the music within the in-
augural chamber the artillery salute
made a distinct impression.

BEFORE THE CEREMONY.

Both the retiring and the incoming
governors spent a busy morning pre-
paratory to the ceremonies. Gov.-elect
Spry spent the morning in the Fed-
eral building, where he had a recep-
tion for his friends, and then he went
to his home. Gov. Cutler spent the morn-
ing in his office preparing to turn it
over to his successor. Before leaving,
Governor Cutler met the newspaper
men who have busied themselves in
the county building during the year,
and invited them to take dinner with
him at the Commercial club this af-
ternoon at 5:30 o'clock.

COMMISSIONERS ORGANIZE.

The county commissioners met at
noon for organization, and immedi-
ately adjourned to meet later this af-
ternoon for a consideration of the lists
of appointments from the various new-
ly elected county officers, which cannot
be announced earlier than tomorrow.

TREASURER FILES BOND.

Previous to the inauguration cere-
monies at noon, State Treasurer David
Matteson filed with Secy. of State Tin-
gey his bond for \$350,000. The sureties
on the bond are all well known bankers,
or business men. They are W. S. Mc-
Cormick, Chase & Burton, C. W. Nibley,
J. D. Murdoch and Frank Knox. Mr.
Matteson took an oath of office before
Secy. of State Tingey, in addition to
the general oath taken at the inaugural
ceremonies. State Treasurer Christian-
sen, who retires from the office, pre-
pared his report this morning and turned
over the keys to his office immedi-
ately after the inauguration services.
Mr. Matteson's office will be in the Mc-
Cormick bank.

PIONEER WOMAN CALLED.

Mrs. Elizabeth Barker Bernhisel,
widow of Dr. John M. Bernhisel, Utah's
first delegate to Congress, died this
morning, shortly after 8 o'clock, at the
family residence, 264 Sixth East. She
had been a resident of Utah since 1848,
in which year she crossed the plains in
a company headed by Bishop Newel K.
Whitney. She was a native of Oldham,
Eng., and was born Jan. 9, 1833,
daughter of Thomas and Katherine
Parker. Mrs. Bernhisel is survived by the fol-



WILLIAM SPRY, GOVERNOR OF UTAH.

APPEAL IN BEHALF
OF STRICKEN ITALY

In Special Message President
Asks Congress to Appropri-
ate Half Million Dollars.

PROMPT ACTION IS TAKEN

Resolutions Introduced in Senate
And House in Compliance
With Request.

Confident of Approval, Orders Supply
Ships Celtic and Culgoa to
Scene of Disaster.

Washington, Jan. 4.—The president
in a message to Congress today asked
for a direct appropriation of a half
million dollars for the relief of the
stricken people in the earthquake zone,
Italy. This is the most generous
fund ever contributed by the Ameri-
can people for succor of sufferers in
other lands, and it to supplement the
dispatch of the supply ships Celtic
from New York and the Culgoa from
Port Said for Messina with their big
cargoes of necessities originally in-
tended for the American fleet diverted
to the immediate use of the Italian
victims. It also supplements the pre-
sident's proffer of services of the en-
tire American fleet of 16 battleships,
whose use in whole or in part, hinged
only on the grateful acceptance or
declination of the Italian government.

NEW INCORPORATIONS.

Spencer Brothers' company is the
name of a corporation filing articles
with the secretary of state this morn-
ing. The capitalization is given at
\$50,000, divided into an equal number
of shares at a par value of \$1. The
incorporators are Orson John Spencer,
George Spencer, John F. Spencer, Wil-
liam Spencer and Christobell Spencer.
The Davis County Independent Tele-
phone company filed its articles this
morning. The objects for which this
company is incorporated are the
building, acquiring, operating, etc.,
telephone lines in Davis county. The
capitalization of the company is placed
at 1,000 shares at a par value of \$10.
The incorporators are Sumner Gleason,
Rufus Adams, B. L. Kester, John S.
White and N. B. Stadley.

CANDIDATES ARE NUMEROUS.

Legislative Appointments Are Not
Without Seekers from All Sections.

Contests for appointment to positions
in the senate and house of the eighth
legislative assembly, which convenes
Monday next, continue to be interest-
ing. With Rev. J. E. Carver of Ogden
being elected for speaker, the contest
between Rev. Peter A. Simpkins of Salt
Lake engaged in an effort to break the
speaker's position.
For sergeant-at-arms of the senate
Dan Loftis is a candidate, but he has
opposition in Weber county, where there
are three candidates, hoping for the
place. They are E. L. Allison, R. J.
Hallings and Henry Rieck. For sec-
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who was assistant secretary of the
past campaign, and W. E. Vigus, for-
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For senate and house officers, the
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Orville Thompson for speaker of the
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STANDARD OIL CO.
WANTS MORE

United States Supreme Court Re-
fuses to Review Famous
\$29,000,000 Fine Case.

NO WRIT OF CERTIORARI.

Decision Turned Largely Upon Right
Of Court to Interfere Where Court
Of Appeals Had Passed on Case.

Washington, Jan. 4.—The \$29,000,000
fine case of the Standard Oil company
will not be reviewed by the supreme
court of the United States.
The decision of the court to this effect
was announced by Justice Fuller soon
after the court convened today. The
case came to the court on a petition
filed by the government asking the
court in a petition for a writ of cer-
tiorari to order the record in the case
for a review of the decision of the
United States circuit court of appeals
for the Seventh circuit by which Judge
Landis' original decision imposing a
fine of \$29,000,000 against the Standard
Oil company for accepting rebates from
the railway companies was reversed. In
the supreme court the case turned up-
on the right of the court to interfere
in view of the fact that the case has
been passed upon by the court of ap-
peals, the government contending for
such privilege as a right, while it was
urged in behalf of the oil company that
the precedents were all against such a
proceeding. The action of the court
consisted in the announcement that the
government's petition would not be
granted. The effect of this announce-
ment will be to leave standing the de-
cision of the court of appeals, which
was adverse to the government and
favorable to the company.

GAS CASE DECISION
AFFECTED MARKET

New York, Jan. 4.—An excited advance
of 4 in Missouri Pacific was a feature
of the opening trading. Colorado &
Southern advanced 2 1/2, the Min-
neapolis, St. Paul &ault St. Marie
rose 1 1/2 to 1 3/4. Otherwise the mar-
ket was moderate with gains predominat-
ing. A sprinkling of losses, New
York Central fell back 1/4 after its
violent advance of Saturday, and
a few of the strong specialties ex-
ceeded their gains but the general list
developed weakness. The selling was
particularly large in Union Pacific,
Southern Pacific and Reading. Losses
ranging to a point or more were in-
curred in St. Paul, Kansas & Texas,
St. Paul, Wabash preferred, Rock Island
preferred, Reading, Interborough Man-
hattan preferred and Tennessee Cop-
per. Chicago Great Western preferred
Advanced 2 1/2, Union Pacific 1 3/4, Wis-
consin Central preferred 1 1/2, and South-
ern Pacific, Amalgamated Copper and
Brooklyn Rapid Transit, 1/4. The mar-
ket slackened before 11 o'clock and the
market became steadier.

New York Central took up an aggres-
sive advance of 2 points to 132 1/2 and
other trunk lines moved in sympathy.
Pennsylvania and New York Central
rose 1/2 each. Toledo, St. Louis
Western preferred 2 1/2, Baltimore & Ohio
1 1/2, Canadian Pacific 1 1/4, and Wabash
preferred 1/2. Western Maryland and Cen-
tral Leather 1. The list rallied but did
not fully recover the earlier decline.
Reading preferred sold at a decline
of 4, General Chemical 2 1/2, General
Electric 1 1/2 and Westinghouse Elec-
tric 1 1/2.

Bonds were irregular.
Stocks were purchased more freely and
the demand was broader. The price
of a point in Reading, Delaware &
Hudson, Colorado Fuel and American
Lumber, preferred, and the price of
break of 2 1/2 to 12 1/2 in New York Cen-
tral supplemented by liquidation in con-
solidated gas, which sold at 2 1/2. The
entire market, American Smelt-
ing sold 1 1/2, under Saturday's close and
Wisconsin Central 1, Long Island rail-
road 1 1/2.

ITALIAN RELIEF FUND.

Contributions Continue to be Received
By General Committee.

Contributions continue to pour in for
the relief of the Italian earthquake
sufferers. The following names, with
amounts of donations, were today added
to the "News" list of subscribers to the
fund:
Charles W. Nibley \$2.50
Cash 1.00
J. E. Mallin, Sr. 1.00
J. E. Mallin, Jr. 1.00
Cash 2.00
W. W. Jones 1.00
David Reed 1.00
S. H. Mitchell 1.00
Mrs. L. L. Lewis 1.00
P. Thomas 1.00
W. L. Lewis 1.00
Mrs. J. Adams, Cedar City, Ut. 1.00
John W. Parry, Winter Quarters, Cal. 1.00
Mrs. W. W. Williams 1.00
J. H. Christensen, Gothen, Utah 1.00
H. W. Watson, Minersville 1.00
J. J. Johnson, Minersville 1.00
Ward Marshall, Jr., Minersville 1.00
Ward P. Thompson, Minersville 1.00
W. W. Jones 1.00
S. J. Price 1.00
Erwin Price 1.00
W. W. Jones 1.00
Sydney Carter 1.00
Chas. Crow 1.00
Mrs. L. L. Lewis 1.00
Ray Lightner 1.00
Cash 1.00
Previously acknowledged \$12.00
Total \$32.00
To Capt. Joseph E. Cline, secretary
of the general relief committee, two re-
ports, covering today's substantial
handful by individuals, were made short-
ly before 1 o'clock.
Total \$32.00
To local Italianans appreciate the ef-
fort that is being put forth here for
the relief of their suffering countrymen
was evidenced yesterday when an ab-
stainance meeting was held of the Ital-
ian Society of Christopher Columbus
Speakers were made by a number of
persons in praise of the official and in-
dividual sympathy and help pouring
in from all sides. The following resolu-
tion was unanimously adopted:
"That the thanks of the Italian society
and colony be given to Gov. Cutler
for the relief of the Italian earthquake
and all others who so quickly have re-
sponded to the stricken sufferers of Italy."

SPECIAL MESSAGE
OF SECRET SERVICE

President Complies With Resolu-
tions of House of Representa-
tives Asking Explanation.

CANNOT AGREE WITH THEM

Made No Charges of Corruption
Against Congress or Any Mem-
ber of Present House.

In Name of Good Government and De-
cent Government Asks That House's
Action of Last Year be Reversed.

Washington, Jan. 4.—A special mes-
sage from the president in response to
the house's request for information on
which he based his strictures on Con-
gress relative to the use of the secret
service force, was received by the
house today.

To the House of Representatives:
I have received the resolution of the
house of representatives of Dec. 17, 1908,
running as follows:

"Whereas there was contained in the
sundry civil appropriation bill which
passed Congress at its last session and
became a law, a provision in reference
to the employment of the secret service
in the treasury department; and
"Whereas in the last annual message
of the president of the United States
to the two houses of Congress it was
stated in reference to that provision,
"It is not too much to say that this
amendment has been of benefit only,
and could be of benefit only, to the
criminal classes," and it was further
stated, "The chief argument in favor
of the provision was that the congress-
men did not themselves wish to be in-
vestigated by secret service men," it
was further stated: "But it is not
considered desirable a special exami-
nation could be made in the law, prohib-
iting the use of the secret service force
in investigating members of Congress.
It would be far better to do this than to
do what actually was done, and strive
to prevent or at least to hinder effec-
tive action against criminals by the
executive branch of the government; and
"Whereas the plain meaning of the
above words is that the majority of the
congressmen were in fear of being
investigated by secret service men and
that Congress as a whole was actuated
by that motive in enacting the pro-
vision in question; and
"Whereas your committee appointed
to consider these statements of the
president and to report to the house
could not find in the hearings before
the committee nor in the records of the
house or senate, any justification of this
impeachment of the honor and integrity
of the Congress; and
"Whereas your committee would pre-
fer in order to make an intelligent and
comprehensive report, just to the pre-
sident as well as to the Congress, to
have all the information which the
president may have to communicate:
Now, therefore,

"Be it resolved, That the president
be requested to transmit to the house
any evidence upon which he based his
statements that the chief argument in
favor of the provision was that the con-
gressmen did not themselves wish to
be investigated by secret service men,
and also to transmit to the house
any evidence connecting any member
of the Sixtieth Congress with corrup-
tion in his official capacity, and to
inform the house whether he has in-
stituted proceedings for the punishment
of any such individual by the courts or
has reported any such alleged delin-
quencies to the house of representa-
tives."

PRESIDENT CAN'T UNDERSTAND.

I am wholly at a loss to understand
the conclusion reached by the resolu-
tion. I have made no charges of cor-
ruption against congress nor against
any member of the present house. If
I had proof of such corruption affect-
ing any member of the house in any
position as to which the federal govern-
ment has jurisdiction, action would
at once be brought, as was done in the
cases of Senators Mitchell and Bur-
ton, and Representatives Williamson,
Hinsman, and Driggs at different
times. I have been president. This
would simply be doing my duty in
the execution and enforcement of the
laws without respect to persons. But I
do not regard it as within the pro-
vision of the constitution to report to
the house "alleged delinquencies" of
members, or the supposed "corrupt
action" of a member "in his official
capacity." The membership of the house
is placed within the power of the
house alone. In the prosecution of
criminals and the enforcement of the
laws the president must resort to the
courts of the United States.

QUOTES OFFENDING PASSAGE.

"Last year an amendment was in-