

CITY WILL BUY
ASPHALT CLAIM.

Pope Property at Westwater, Grand County, to be Purchased For \$4,000.

WILL PUT UP A REFINERY.

Owners Will Do This and Deliver Asphalt at \$5 Per Ton—Trading Stamp License.

At the committee meetings of the city council last evening the special asphalt committee considered the report of Frank Anderson, the expert who examined the R. M. Pope asphalt claim near Westwater, Grand county, and decided to purchase 160 acres of the land for the sum of \$4,000. It was also decided to enter into a contract with the owners of the property to deliver to the city not to exceed 5,000 tons of refined asphalt at a cost of \$5 per ton, to be delivered to the city in not less than 200 tons at a time. Messrs. Pope and Lawson will construct a refinery on their land adjoining the property purchased by the city and will mine and refine the city's asphalt at the above figure. The contract for refining will run for three years.

The report of the expert stated that there is 33,000,000 tons of asphalt on the claims to be purchased by the city, but it would cost \$4,500 to build a refinery and \$2,500 to build a wagon road to haul the asphalt to the railroad, and it would then cost \$3 per ton to haul it on the railroad to this city. The contract stated above will save the city the expense of building a refinery and of building the wagon road. The committee also authorized the mayor to expend \$100 in perfecting the title to the land.

TRADING STAMP LICENSE.

Representatives of the Retail Dealers and Grocers association again appeared before the municipal laws committee in support of their petition asking that a prohibitive license be placed on all trading stamp companies doing business in the city, and that an additional license be placed on all merchants who give trading stamps. No action will be taken in the matter until the city attorney has rendered an opinion as to the legality of such a license.

TO CANVASS RETURNS.

City Council Will Go Over the Vote of Special Election.

On Monday the city council will meet regular session and canvass the returns of the special bond election held on Tuesday at which the taxpayers voted for the issuance of bonds in the sum of \$150,000 for securing an increase in the city's water supply and for the issuance of sewer bonds in the sum of \$105,000 for extending the sewer system to those parts of the city which have not the benefits of that improvement at the present time. It is probable that at the session tonight the council will also authorize the city recorder to at once advertise for bids on the bonds in the papers of New York, Chicago and other eastern cities. There is hardly any doubt but that the city can sell its 4 per cent 20-year bonds at a premium at this season of the year. The work of making the preliminary surveys and estimates for the Big Cottonwood conduit, which will convey the Cottonwood water to the present city conduit, and also the specifications for the sewer extensions will be completed by City Engineer Snow on or before March 1, and at that time bids for that work can be called for. In the meantime the options entered into with the Cottonwood farmers will be taken up and contracts entered into for the exchange of water with the city. It is the intention of Mayor Morris to push the improvements along as rapidly as prudence and thorough consideration of each step taken will permit.

WANT TO BE PARDONED.

Large Number of Prisoners File Applications for Freedom.

The following convicts, inmates of the state prison, have filed application for pardon, with the attorney general: Edward P. Johnson, grand larceny,

"LIKE MOTHER
USED TO MAKE"

That's the Kind of Bread You'll Have if You Use

SMITH'S FLOUR

sentence Nov. 22, 1902, from Boxelder county, for two years imprisonment.

Joseph E. Wilkinson, carnal knowledge under age of consent, sentenced Sept. 28, 1904, from Sanpete county, two years.

John Shields, grand larceny, sentenced Aug. 27, 1904, from Juab county, 15 months.

Brigham Lyon, rape, sentenced May 18, 1903, from Sevier county, to 10 years.

Jonathan Hunt, incest, sentenced Nov. 16, 1901, from Wayne county, to 10 years.

E. J. Richardson, grand larceny, sentenced Sept. 26, 1903, from Salt Lake county, to two years.

Joseph Budge, attempted rape, sentenced Oct. 28, 1901, from Salt Lake county, to eight years.

M. P. Needham, burglary, sentenced Sept. 1, 1904, from Morgan county to one year.

The above applications will be considered at this month's meeting of the board of pardons.

Contracted Chronic Diarrhoea While in the Philippines.

"While with the U. S. Army in the Philippines, I contracted chronic diarrhoea. I suffered severely from this terrible disease for over three years and tried the prescriptions of numerous physicians but found nothing that did me any good until I tried Chamberlain's Colic, Cholera and Diarrhoea Remedy, two small bottles of which entirely cured me and I have since had no return of the disease."—Herman Stein, 22 N. Union Ave., Pueblo, Colorado. For sale by all druggists.

SWENSON NOT NEEDED.

Commissioners So Decide in Case of County Treasurer's Clerk.

The board of county commissioners, at a session yesterday afternoon, confirmed all of the appointments submitted by County Recorder Perkins and County Assessor Brown.

The appointments made by County Treasurer Carls were confirmed with the exception of that of Frank A. Swenson, clerk, whose services, the commissioners decided, were not needed at the time. The commissioners also appointed Charles McSwaine as license collector at a salary of \$60 per month.

SOCIAL AND PERSONAL.

I'll brave the storms of Chilkoot Pass, I'll cross the plains of frozen glass, I'll leave my wife and cross the sea, Rather than be without Rocky Mountain Tea—Ask your druggist.

A pretty home wedding took place yesterday when Miss Frances Wilson and Daniel Galloway of Park City were married, the event occurring at the home of the bride's mother, Mrs. S. J. Wilson. The rooms were prettily decorated with cut flowers and vines, and refreshments were served from the daintily arranged table in the dining-room. Miss Rosalie Padden was bridesmaid, and Charles Driscoll best man, while Miss Clara Driscoll played the Lehengren "Wedding March" at the entrance of the bridal party. Father Galloway of Park City officiated, Mr. and Mrs. Galloway will reside here, and will be at home after Jan. 15 at 83 H street.

Senator Kearns left for Washington today.

Mrs. William Jennings and Mrs. Frank Jennings will entertain at an informal tea tomorrow.

Mrs. W. A. Wetzel has returned from Portland.

Mrs. Ida Smoot Dusenbury is visiting Mrs. Phoebe Beattie.

Mrs. W. W. Armstrong entertained the 600 Card club at her home yesterday.

Mrs. C. E. Richards will have for her guest next week Mrs. Lucy of Colorado Springs.

The Third Street Card club will meet next Thursday with Mrs. George Putnam.

NEW RULES FOR
DISTRICT COURT.

Four Judges Apportion Matters And Causes to Different Divisions.

PROBATE CASES SATURDAY.

Five Days Before Each Term a Trial Calendar is to be Made Up by Clerks.

The four judges of the Third district court have made some new rules to apply to the practice in this county and the division of the work in the courts. There are now under the new rules, four divisions of the court known as the chancery division, probate division, common law division and the state division. Matters and causes shall be heard and determined in the several divisions as follows:

In the Chancery Division—Equity causes, divorce and matrimonial causes, matters of partnership and other accounting, and for the dissolution of partnerships, proceedings for the dissolution of corporations.

In the Common Law Division—Common law causes of a civil nature, special proceedings under the code of civil procedure, assignments for benefit of creditors, statutory proceedings not otherwise assigned, appeals from courts of inferior jurisdiction.

In the Probate Division—Probate and guardianship matters, contested causes growing out of such matters, insanity proceedings, incompetency proceedings.

In the State's Division—Criminal causes, habeas corpus proceedings.

The probate calendar will be called on Saturday of each week instead of on Friday as heretofore. The regular law and motion calendars will be called on Saturdays as has been the custom for a number of years past. Following are the rules relative to making up trial calendars and to jury trials:

"Five days before each term the clerk shall make up a trial calendar for each judge, placing upon the calendar all causes at issue which belong thereto, omitting such as have been stricken therefrom in accordance with rule four.

"When a jury is demanded in civil causes, triable by jury, a failure to demand the jury fee required by law, not later than the day of setting the cases for trial, shall be deemed a waiver of the right to a jury trial.

"Causes not placed upon the trial calendar in accordance with this rule will not be heard unless for good cause shown. In the furtherance of justice, the judge may in his discretion order any particular case to be placed upon the calendar for trial at any time.

"Between July 1 and the second Tuesday in September, causes will be heard only by consent, or when it is made to appear to the court that serious injury may result from delay."

SHORT LIME SUE.

Outcome of Accident to Little George Hackwell Last September.

The Oregon Short Line Railway company has been made defendant in a \$15,000 damage suit filed in the district court by George B. Hackwell, by Ella Hackwell, his guardian ad litem, who asks judgment for the above amount as damages for personal injury received by plaintiff who was crushed beneath a gravel train which was standing on the track when it was suddenly started with a jerk and the boy was thrown under the wheels and his left leg was so badly crushed that amputation was necessary. The company is charged with negligence in that its employees failed to warn the boy of the danger he was in and also failed to give any warning of the starting of the train.

FELL THROUGH THE FLOOR.

Durrant Now Suing Smelter Company For \$1,999 Damages.

M. H. Durrant has filed suit in the district court against the American Smelting & Refining company to recover \$1,999 damages for personal injuries received by him on Dec. 31, 1904, while employed at defendant's smelter near Murray. It is alleged that while working on the second floor of the smelter, plaintiff fell through an opening in the floor, which had been carelessly and negligently left unguarded by defendant, and was precipitated a distance of 30 feet to the floor below, receiving permanent injuries for which he asks judgment as stated above.

Cases Dismissed.

The case of the Commercial National bank vs the Union Lime and Stone

IT ALWAYS HELPS

An ailment like consumption that has been months and years getting a foothold cannot be relieved in a week or day. Scott's Emulsion will always afford relief and often cure, but not over night. The consistent use of Scott's Emulsion will positively help the consumptive at any stage of the disease. We guarantee nothing beyond this, but we know that right living and Scott's Emulsion have done more to cure consumption than anything else.

Scott & Bowne, 409 Pearl St., New York.

company has been dismissed by Judge Lewis upon plaintiff's motion. The suit was brought to recover \$4,209.22 alleged to be the balance due on a \$7,000 promissory note.

Judge Lewis also dismissed, at plaintiff's cost, the mandamus suit filed by C. M. Freed against the Greenwald furniture company. The action was brought to compel defendant to transfer to its books 150 shares of its stock valued at \$7,500 to plaintiff who purchased the same from H. A. Lelsinger.

Clays Divorce Case.

Suit for divorce has been filed in the district court by Della Clays against Mason V. Clays on the grounds of failure to support. They were married in this city on Nov. 22, 1902, and it is alleged that ever since the marriage defendant has failed to support plaintiff. She asks alimony in the sum of \$100 per month and also attorney's fees, and that her husband be restrained from disposing of any of his property, valued at several thousand dollars, pending the determination of this action.

JURY CASES SET.

Judge Ritchie Fixes Schedule for the January Term.

Judge M. L. Ritchie has made the following setting of jury cases for trial in his division of the district court during the January term of court, which begins next Monday:

Monday, January 9—John H. Tomlinson, et al vs J. H. Mease.

Tuesday, Jan. 10—Same.

Wednesday, Jan. 11—Jesse Denzley, Jr., vs Union Pacific railroad.

Thursday, Jan. 12—William Cedarhof et al vs Millard Knight et al.

Friday, Jan. 13—Andrew Larsen vs Niels Lind.

Monday, Jan. 16—Bed Rock Irrigation company vs Elmer E. Darling.

Tuesday, Jan. 17—Joshua A. Midgley vs Jacob Bergerman et al.

Wednesday, Jan. 18—Wood Grocery and Produce company vs A. J. Davis et al.

Thursday, Jan. 19—R. G. Wilson vs Idaho C. Mining company.

Friday, Jan. 20—Salt Lake Hardware company vs George S. Hayes et al.

Monday, Jan. 23—John Henry Koelmann vs Copper Belt Railway company.

Tuesday, Jan. 24—John A. Critchlow vs Orson Rummel.

Wednesday, Jan. 25—Marcus J. Grow et al vs Studebaker Bros. Co.

Thursday, Jan. 26—J. H. Weishaus vs Joe Powers Mining company.

Friday, Jan. 27—E. F. Schettler vs Alfred Bell et al; P. F. Ruehler vs John Holley et al.

Monday, Jan. 30—Niels W. Larsen et al vs Hyram Nielson.

Tuesday, Jan. 31—No setting.

Wednesday, Feb. 1—Nells P. Paulson vs Nathan Rosenberg.

Thursday, Feb. 2—Reuben Cheshire vs George Cheshire.

Friday, Feb. 3—Harlan Looftorow vs Utah Light and Railway company.

Saturday, Feb. 4—Benjamin R. Hadcock vs Consolidated Railway and Power company.

Monday, Feb. 6—W. H. Parker vs G. H. Walker.

Tuesday, Feb. 7—Benjamin Winchester vs Rasmus Larsen.

Wednesday, Feb. 8—No setting.

Thursday, Feb. 9—Salt Lake City Soda Water company vs A. S. Zimmerman.

Jarney, Jan. 17; State vs Tom Brown, grand larceny, Jan. 18; State vs John Sears, feeding unwholesome food to dairy cows, Feb. 13; State vs Nels Rasmussen, assault and battery, Feb. 13; State vs Archie Hill, malicious mischief, Feb. 13; State vs Charles A. Moffatt, obtaining goods under false pretenses, Feb. 13; State vs D. M. Mar-kell, embezzlement, Feb. 13; State vs S. N. Sorenson, maintaining a public nuisance, Feb. 13.

COURT NOTES.

Marie M. Henderson has filed suit for divorce in the district court against H. J. Henderson on the ground of failure to support. They were married at Omaha, Neb., on Jan. 29, 1891, and have one child, the custody of which plaintiff asks.

The case of the Utah Savings & Trust company, administrator of the estate of Joel Lahti, deceased, against the Diamond Coal & Coke company has been dismissed by Judge Ritchie, it having been settled upon stipulation between the parties to the action. The suit was filed to recover \$15,000 damages for the death of Lahti, who was killed in defendant's coal mine in Uintah county, Wyo., during the fire in February, 1901. The terms of the settlement were not stated in the stipulation.

Suit has been filed in the district court by Mrs. S. M. Riddle and Miss Emma Riddle against B. B. Quinn to set aside and vacate a judgment for \$500 secured against plaintiffs by defendant in September, 1903. Plaintiffs allege that they received no notice of the trial of the case and did not have an opportunity to appear in court either in person or by attorney. They ask that defendant be restrained from attempting to collect said judgment, and that the same be declared null and void.

A claim has been filed with City Recorder Critchlow by Lella T. Freeze, who asks the city to pay her \$3,500 as damages for injuries received on the night of Nov. 2, 1904, by reason of a defective sidewalk on the west side of Seventh East street, between First and Second South streets. She alleges that she slipped over a water pipe, which was projecting over the walk and fell into a ditch, breaking her right ankle and receiving internal injuries which will incapacitate her for work for some time to come. The claim will be submitted to the council on Thursday night.

ONLY \$18.00

Dance and Return.

Via Oregon Short Line and Union Pacific. Tickets on sale January 5th and 9th. Return limit January 20th. See Agents for particulars.

City Ticket Office, 201 Main St.

A DISADVANTAGE OF DISSENSION.

William Waldorf Astor, before he set out for his English home, said, apropos of the Russo-Japanese war:

"Personally, I am opposed to war. I think it is a bad thing. The nations engaged in war not only harm each other, but they lay themselves open to harm at the hands of all sorts of other nations."

"In fact," Mr. Astor continued, "two nations at war are in the defensive and glib position of a certain English married couple."

"This couple will fall out and cease to speak to one another for a year or more at a time. They have a beautiful country house, and there is a certain elderly matron, a great bore, who visits them continually."

"Someone asked the matron which of the pair was always inviting her. She answered frankly:

"Neither invites me, ever, but since they don't speak, she always thinks I am the other's guest."

TEA

The easiest business under the sun is the moneyback business; and moneyback tea is the nicest tea.

Your grocer returns your money if you don't like Salt Lake's best.

Salt Lake
Turf Exchange
208 MAIN ST.

California and Eastern races. Direct wire for all sporting events.

New Comstock Turf Exchange
No. 23 West Second St.
NEW ORLEANS.

San Francisco and Los Angeles Races.

THE CROOKED WAITER.

Dr. Arabella Kenaley, whose imputation of stupidity to athletes has stirred up a commotion of dissent in London, described humorously the other day the tactics employed upon tourists by dishonest chophouse waiters in Great Britain.

"You enter a chophouse," said Dr. Kenaley, "you eat your luncheon, and then you call the waiter. Then ensues a dialogue like this:

"Waiter, what have I to pay?"
"Pay sir? What have you had, sir?"
"Chops."

"Yes, sir. Fourteen pence, sir—and fourteen pence is one and four, sir. Any bread, sir?"
"Yes."

"Yes; and seventeen pence is one and seven pence, sir. And how many bowls of aerated water?"
"Two."

"One and one is two, four and seven is 11—that's two, and one is three, and

one is four shillings, sir. Thank you, sir."

Imperfect Digestion.

Means less nutrition and in consequence less vitality. When the liver fails to secrete bile, the blood becomes loaded with bilious poisons, the digestion becomes impaired and the bowels constipated. Bile will rectify this; it gives tone to the stomach, liver and kidneys, strengthens the appetite, clears and improves the complexion, infuses new life and vigor to the whole system. Sold by Z. C. M. I. Drug Dept.

SCHOOL BOARDS AND TEACHERS.

Visit us before you return home. A new shipment of school supplies have arrived. Place your orders now for the last half of the school year. Good values at lowest wholesale prices. DESERT NEWS BOOK STORE, 6 Main St.

TWENTY YEARS AGO TODAY.

(DO YOU REMEMBER?)

Editorially the "News" looked forward to the dawn of a day of peace for Utah that would come when the mask of hypocrisy should be torn from the faces of Utah's maligners, who in Utah, had taken any testimony that could be raked in from any quarter and construed, twisted and discolored so as to increase the popular antipathy abroad towards Utah and the "Mormon" Church, and used it to the limit of its possibilities.

TEN YEARS AGO TODAY.

Captain Dreyfus of the French army was sentenced to life imprisonment, taken before the army, stripped of all his military insignia, and turned over to the custody of the prison authorities.

FIVE YEARS AGO TODAY.

H. H. Roberts addressed the committee investigating his right to sit in the House, in his own behalf.

Keith O'Brien Co.
The People Are With Us

OUR ENTIRE STOCK OF
LADIES' SUITS

AT HALF PRICE.

Our Entire Stock of Furs Reduced
One-Fourth to One-Third.

\$1.95 Flannel
Waists for ... 95 cts

SPECIAL SALE IN BLANKETS.
SPECIAL SALE IN COMFORTS.

TWO UNUSUAL BARGAINS IN
WAISTINGS BEFORE INVOICING.

The first is of our fine stock of Cotton Waistings—some are heavy, some medium weight; some are all white, while others have very choice color effects. The values are from 75 cents to \$1.25.

This is one of our strongest inducements.

The second is the balance of our French Flannels and Arrola stock. The colors are grays, tans, greens, reds, pink, blue and white. The designs are neat stripes, dots and Persian effects. French Flannels, you know, are worth 75 cents and Arrola Flannels \$1.00.

39 cts. 39 cts.

Our Great JANUARY CLEARANCE SALE!

There is no equal elsewhere to the opportunities this great clearing event affords to supply the immediate and future needs of the people way below wholesale prices. These are not idle words. WE ARE HERE WITH THE GOODS JUST AS REPRESENTED AND THE PRICES CUT JUST AS INDICATED.

IMMENSE SAVINGS FOR THE THRIFTY THOUSANDS! GREATEST WINTER-WEAR VALUES EVER QUOTED!



Columbia
DRY GOODS STORE
222-224 MAIN ST.

HOSIERY.

15c per pair for LADIES' RIBBED TOP PLEECED HOSE, spliced heel and toe, that sold during the season at 25c.

18c per pair for fine ALL-WOOL HOSE FOR CHILDREN, merino heel and toe, the regular 35c quality.

19c per pair for good WINTER WEIGHT CASHMERE HOSE FOR LADIES, with merino heel and toe that sells regularly at 35c.

12½c for MEN'S HEAVY WEIGHT WINTER SOCKS in black, worth 30c.

Golf Gloves, 19c
An elegant line of fine wool knit Golf Gloves in all the desirable colors for ladies and misses, 35c grade.

UNDERWEAR

CHOICE at 25c

LADIES' PLEECED VESTS AND DRAWERS in gray or ecru, shell stitched down front with crocheted neck, tape finished, regular 40c and 50c grades.

BOYS' HEAVY PLEECED VESTS AND PANTS, well made and finished, regular 40c grade.

CHILDREN'S AND MISSES' PLEECED UNION SUITS, crocheted finish, regular 40c grade.

At 35 cents.
65c fleeced Union suits for ladies, open down front and beautifully finished with wide merized crocheted stitch and mercerized tape.

FLANNELETTE GOWNS and SKIRTS.

Full length and generously cut NIGHT GOWNS FOR LADIES and MISSES, double back yoke, made of good quality outing flannel, regular price 65c, cut in this sale to—

49c

15 grade LADIES' BEST OUTING FLANNELETTE GOWNS, braided trimmed, some with plain solid color tucked yokes, in this sale—

85c

MEN'S FINE OUTING FLANNELETTE NIGHT GOWNS, made of very desirable striped outing cloth, full length, 65c quality, now—

48c

65c LADIES' FLANNELETTE SHORT SKIRTS, made of striped outing, cut to—

48c

50c SHORT SKIRTS FOR LADIES, fancy scalloped and crocheted flounce, now—

39c