DEMONSTRATION IS THE BEST TOO GODD FOR COAL TOO HIGH BY DEMOCRATS HEWLETTS THREE (ROMA It is to be Made Next Week When Their State Convention 99 Is Held. WHO THE OFFICERS WILL BE. NATURAL HEWLETT BROS.CO SALT LARE CITY UTAN Grocer.

Moyle for Temporary Chairman, King For Permanent, and Powers For Congress Sure.

The political camps today are taking breath for the big rush that is to come next week, when the Democrats swing in the center of the stage with their state convention. They are quietly planning for a blg demonstration and figuring out a list of speakers who will define their policies most sharply and go after their Republican foe with the most vigor,

Thursday evening next the executive committee will meet to consider the men who are to control the conven-tion. It looks now as if James H. Moyle would be temporary chairman, Judge William H. King permanent chairman, and that Judge O. W. Powers would get the congressional nomi-nation by acclamation. In accepting it he will have a similar chance to that of the last campaign to make a speech, and with Martineau's speech in calling the convention to order, this will make a quartet of orators in the Democratic cause. The prospects are that its case will not lack for full enunciation.

MARTINEAU MOVES,

Chairman Martineau today moved his headquarters from the Hetald building over to the Atlas block where he has rooms adjoining those of Chairman Cunningham.

IN LABOR CIRCLES.

In American party circles the principal topic of conversation is the ap-parent failure of the party to bring the labor vote in under its banner on the strength of the nominations grant. ed that element. The laboring men have a "hunch" that alleged Embezzler Lavery is now able to return the structural fron worker's union the money is lower than that, but they also have a "hunch" that they don't like a reposeful position in his vest pocket, and are in favor of putting up a labor ticket themselves at next Sunday's mass

meeting. Republican headquarters are still considering the matter of an executive committee for Chairman Salisbury. An adjourned conference was called to order this afternoon, but no results developed by press time.

'FRISCO INSURANCE LOSSES.

L. B. Rogers Returns From Coast and Tells of Conditions.

L. B. Rogers, the well known insurance man, returned this morning from San Francisco, where he has been for the last five months settling up fire losses. He says the losses from sarthquake alone amounted only to three per cent; it was the fire that wiped out the town. Forty of the in-surance companies paid up their losses, while 10, mostly the German, refused to pay, and not a few of the English companies are yet uncertain as to what there are never certain now whether their prescriptions will do the work ex-pected of them. The New Jork health commissioner. Dr. Darlington, recently sent out a circular letter to the whole-sale trade galling attention to the fact that, after an extensive sampling of pack-ages bought at random, he has found that in 56 per cent the result of analysis show-ed the dealers liable to erminal prose-cution. There has, in consequence, been a great awakening, and a committee from the wholesale druggists waited on the health commissioner for consultation. One of the committee lost his temper, and thought to defy Dr. Darlington, where-upon the latter threatened to put the man under arrest on charges. The druggist militant then came down off his high horse. The trouble was hid to sharp com-petition among the manufacturers and wholesale houses. The latter have prom-ized to co-operate with the health com-missioner in bettering the situation. A prominent Salt Lake wholesaler says that purchasers in this market always se-cure the purest goods at the highest prices, because it does not pay to handle adultizated drugs. However, a member of the state board of health says there is a great deal of "substituting" going on among retail druggists; that is substitut-ing for castern, standard made ingredi-ents called for in prescriptions, other in-gredients of their own compounding, thus making 160 per cent profit. to do. Mr. Rogers expects \$175,000,000 will be collected altogether, and says there is more money now in San Fran-cisco than in any other city of the Mr. Rogers expects \$175,000,000 same size in the country. In fact, un-favorable economic conditions have so retarded reconstruction that the banks have large amounts of money for which immediate use can not be found. material could be secured more rapid-y and the trades unions were not so Insistent on conducting construction operations under stipulated conditions, the rebuilding of the city would pro-rress much more rapidly than at pres-ent. But as soon as winter cuts off building in the east, there will be a heavy movement of mechanics toward San Francisco, and then there will be nother story to tell. The railroads are doing all they can to help build up the town, and Mr. Rogers believes that in 10 years San Francisco will be a city whose size and importance will exceed present rosy anticipations.



of her son's body, and then boarded a

train for California. Young Wenner was only 18 years of age and was well thought of by his as-sociates. He had been afflicted with the disease which caused his death for some time. Mr. Noble is well known here, especially in railroad circles. He was former superintendent of the Salt Lake division of the Southern Pacific.

From

Your

SECOND DIVORCE SUIT.

Nora Greenhalgh Again Appeals to Courts for Relief.

For the second time Nora Greenhaigh Union has resorted to the divorce court for a legal separation from her hushand, Henry Greenhalgh. She and defendant were first married 15 years ago, but were divorced three years later in Denver. They remarried in Denver in 1962, and removed to this state. Greenhalgh went to Bing-

to this state. Greenhalgh went to Bing-ham and conducted a boardinghouse and about six months ago his wite left him and took their young danghter to Mon-tana and placed her in the staters' school. Greenhalgh found out where the child was and went to Montana and brought her back here where she was placed in the Infants' home. The question of the custody of the child will be decided upon in the juvenile court this afternoon. In her complaint for divorce Mrs. Greenhalgh charges her husband with truelty and failure to support. She asks for 5160 as attorney's fees, \$6 per month alimony and the eustody of the child. In the first proceedings in the juvenile court a few days ago the child stated that her father treated her cruelly and that she preferred to live with her mother. mother.

CROPS DAMAGED BY STORMS.

Wheat and Oats Reported in Bad Condition in Eastern Utab.

Cashier Romney of Z. C. M. I. has returned from a pleasant two week's vacation in eastern Utah. He left considerable snow on the eastern side of the Wasatch range, where the season was so short that one farmer said he had hardly had time to get his feet warmed from last whate. The wheat and oats are in bad shape, owing to the storms, the grain be-ing badly lodged and tangled up, so that it is hard to cut even with a grass mower. However, the fruit crop is enor-mous, and the trees are all loaded, so that the question is what to do with it? If the growers only were provided with fruit evaportors all or the surplus fruit for which a peady market cannot be found could be taken care of; and the hope and expectation is that the introduction of these useful means of disposing of fruit will become more general in this region. atch range, where the season was so short

ADULTERATED DRUGS.

and wholesalers, which has been prac-

WEATHER REPORT

Temperature at 6 a. m., 60; Maximum, 73; minimum, 48; mean, 60, which is 2 de-grees below normal. Accumulated excess in precipitation since Jan. 1, 625 inches. Relative humidity, 67 per cent.

FORECAST TILL & P. M. WEDNESDAY

Controversy Now



mined averaged, he said, three tone COAL PRICE TOO HIGH.

Coming down to the retail price of Coming down to the retail price of coal in answer to a direct question witness said the price of coal was too high. He raised a laugh by ascert-ing that he would not have said this a few years ago when he was in the business. Witness asserted that a profit of 50 cents a ton was a good

"Take Castle Gate coal. for instance," said Commissioner Prouty, "that coal sells at the mine at \$2. It your estimate of \$1 a ton cost, do your estimate of \$1 a ton cost, do you think it is too high?" Wilness smilled, then said Castle

Gate was an old mine and the cost of production was heavier, but he thought the Utah Fuej company averaged a cost of \$1 a ton for mining

throughout its mines. Taken all in all with the freights witness was of the opinion that the price of coal was altogether too high IC Salt Lake. WHAT DEALERS MAKE

To the cost of coal to the retail consumer witness said the dealers paid \$3.75 for their coal and sold it at \$5.25. After going into details he asserted that the coal could be handled on a

nargin of \$1.25. Witness asset ess asserted that while the Pacific only supplied 25 per cent of the coal in this section it con-trolled the situation. The Union Pa-cific was here first, he said, the Utah Fuel company came in later and was the little brother, so to speak, which followed the lead in the matter of prices. "It is not a business proposi-tion," he said, "for the Utah Fuel com-pany to cut the price when it can get the same price as the Union Pacific. The shortage on coal, witness said, was occasioned not so much for the

was occasioned not so much for the purpose of keeping up the price, but because there was not enough equipment on the railroads to handle the situation at times and then the mines were not always worked to their ca-

pacity. Some pointed questions regarding a 25c material secret rate said to be in operation between the Utah Fuel company and the Rio Grande Western were asked witness, but beyond the answer that he presumed such was the case there was nothing definite fortheoming.

QUEALY'S ADMISSIONS.

P. J. Quealy, vice president and manager of the Kemmerer Coal Co., of Kemmerer. Wyo., was called and sworn. After the preliminary ques-tions he said that the company was made up of the two Kemmerer broth-ers of Pennsylvania and himself. The property was not honded. Witness The testified that he came west in 1878 when he leased the old Rock Springs Coal company proposition and worked it. He eventually in December, 1894, sold out to Omaha and Chicago parties. These properties are now oper ated by the Central Coal and Coke Shortly afterwards he ac company. quired the Kemmerer properties which today produce 1,500 tons of coal a day. The Kemmerer Coal Co. he said owned the machinery and leased the land from Uintah Improvement Co., which consisted of M. S. Kemmerer and P. J. Quealy, who were the sole stockholders

Witness stated he paid tariff on al mine supplies and never had a secret understanding.

Counsel Thomas then asked witness if he had brought his stock certificate Local Health Officers Are Interested in book and copies of his pay rolls with him as requested by letter.



DESERET EVENING NEWS TUESDAY SEPTEMBER 25 1906

Old-Fashioned Stick Candy

Pure as unadulterated cane sugar and Fresh Fruit flavors can make it. Six flavors assorted. Put up in the and 25c package.

Look for the Name, "Sweets," and be sure of the Genuine.

LATE LOCALS.

Bank Clearings-Today's local bank clearings amounted to \$808,222.95 as against \$563,575.47 for the same day last year.

Six New Elks-Six mavericks will branded Wednesday night, in the ks' corral. There are now nearly Elks 100 Elks in the Salt Lake herd,

New Club Members-The following local college men have just been elected to membership in the Univer-sity club: Lawrence Fox, Yale, 1993; George R. Sheldon, Michigan School of Mines, 1905; Dr. W. H. Rothwell, Denver university, 1909.

Realty Transfers-Ella S. Sears has sold to Hyrum West, Jr., 874x1484 feet, on First North street, between Seventh and Eighth West streets, for R. S. Heath has sold to An-\$2,000. nie P. Howard, 5x10 rods, at J and Fourth streets for \$5,000.

Interest On Bonds-City Auditor Alff today drew a warrant on the city treasurer for the payment of the semiannual interest on the special water and sewer bond issue of \$1,009,000. The interest amounts to \$25,000 and is payable in New York on Oct. 1. The warrant will be forwarded to New York today by the treasurer.

Lack Of Coal-Local coal dealers report no coal received from Wyoming for the last 60 days, except one company whose properties are located at Rock Springs, the occasion being the h-creased consumption by the rall-roads and important centers in the northwest. However, the receipt of coal from the Utah Fuel properties is reported as very fair.

"Wedding Day" in Provo-A big excursion train pulls out of the San Pedro depot at 5 this evening; it will be bound for Provo and carries the entire Salt Lake Opera company many of their friends. "The Wedding Day" will be presented in Provo to-night, and the final performance will be given in Logan Friday. The O. S. L. will run an excursion leaving at 3:30 p. m., tickets good till the 30th.

Continued Clear Weather-The en. tire country west of the one hundred and fifth meridian is under a high barometric pressure, so that clear weather is likely for some days to come. This continued clear atmosphere is appreciated by contractors and builders as a good opportunity to hasten excavations and complete cel-lars, as well as to get new buildings under cover. Threshing operations in the field are also helped and accelerated. Exhibit Coming Her-The Boise exhibit will be brought down from Ogden this afternoon, for display at der the direction of the D. A. & M. society. With the exhibit comes a cabinet made at the Deaf and Blind asylum under the direction of Prof. Driggs by the inmates of the institution and showing specimens of their handiwork and skill. There is also a display of fruit preserves made by the inmates of the Weber county tafirmary, also a mineral exhibit from Ruby & Wheeler of Ogden. The experimental station at Logan will be represented by a dairy display.

vor of C. H. Heritage and that he is sued an illegal attachment against him before he was served with summons in the case. In his affidavit Zuckswert sets out that Durand has no jurisdiction either of the subject matter of the action or the parties to it for the reason that he was not nor never had been a resident of Murray precinct and the contract sued upon did not arise that precinct.

He made his usual motion to dismiss the action on the ground that Durand had no jurisdiction, but the justice, as usual, overruled the motion and en-tered judgment against Zuckswert. The latter claims that he was not served with summons until Aug. 18 and that the judgment was entered against him on Aug. 23, notwithstanding that only five of the ten days allowed him by statute to answer had elapsed. The at-tachment was issued in the case on July over a month before he was served ith summons

Petitioner asks that Durand be prohibited from taking any further ac-tion in the case and that he be compelled to dismiss it,

COURT NOTES.

Suit to quiet title to block 18. Fol-som's addition to Salt Lake City has been filed in the district court by Walter G. Folsom against S. B. Milner and Truth A. Milner,

An action has been filed in the district court by W. J. Craig against W. F. Mitchell to recover \$550 alleged to be due for money loaned to defend-ant and \$335,50 for bills paid by plaintiff for defendant.

Suit has been filed in the district court by Joseph Howell against H. J. Sass, J. B. Estmond, Bert Hancock and L. I. Mudge to recover \$700 al-leged to be due for labor performed upon some mining claims owned by defendants from June 1, 1902, to July 80, 1905.

The jury in the condemnation suit of the Oregon Short Line Railroad company against William W. Foster et al, which has been on trial in Judge Lewis' court for several days past, has returned a verdict in favor of defend-ants for the sum of \$5,800, the value of land condemned by the railroad company. The property involved is located on the corner of First South and Third West streets.

John G. Pierce has filed suit in the district court against Nephi P. Pierce to recover \$1,000 which is alleged to by his interest in the proceeds of the sale of a farm owaed by plaintiff and defendant jointly. Plaintiff furnished the money with which to stock and operate the farm while defendant managed the farm. Plaintiff alleges that defendant sold the property with-out his knowledge and has failed to him his portion of the proceeds of the sale.

NEW YORK DEMOCRATIC STATE CONVENTION.

Buffaio, N. Y., Sept. 25.-When State Chairman Cord Meyer rapped for order and nominated Lewis Nixon of New York for temporary chairman, the hall was comfortably filled. Mr. Nixon was elected without opposition and as he was escorted to the platform there was tremendous applause.

Mr. Nixon said a state victory which he predicted would be a forerunner of a national Democratic victory. The platform of the state would, he said, be also a forerunner of the national plat-form. He charged the present administration with reckless extravagance and betrayal of labor. When the nec-essary preliminary work had been completed the convention adjourned to 11 o'clock tomorrow, the session today having lasted 24 minutes. Late conferences following the meet-

ing last night of the Democratic state committee did not deter delegates to today's state convention from appear-ing early in the hotel lobbles and at headquarters of U various can



WAS AN IMMENSE GATHERING.

Vice President Fairbanks the Orator-

Gen. Hall, Secretary of Jefferson

Territory Was There.

Colorado Springs, Colo., Sept. 25 .- Plo-

neer day, the second in the Pike Cen-

tennial celebration week, opened as

auspiciously as did the week itself.

With early dawn the streets took on a

most animated appearance, the trains

of last night and the early morning

adding materially to the vast throng

of outsiders who have come to partici-

The day had been set aside by the

committee on arrangements for the

glorification of the efforts and achieve-

ments of the early pioneer, the man who blazed the trails and belonged to the vanguard of civilization that has made the great American desert the land of milk and honey, whose dawn to-day is witnessing the influx of pioneers

from Colorado and neighboring states made a gathering of those interested persons that never before has been

equalled in this section of the country.

The formal exercises were conducted in the open air, the meeting being held

this morning. The speakers at this meeting were Gen. Frank Hall, one time

secretary of Jefferson territory, and Judge Wilbur F. Stone of Denver.

pate in the celebration.

New York, Sept. 15 -- Money on call firm, 412@515 per cent; ruling rate, 5 per cent; closing bid, 4% per cent; offered at 5 per

Time loans dull and strong; @

Time loans dull and strong: 6 and 90 days, 7 per cent; sir months, 6½ per cent. Close: Prime mercantile paper, 5½ 67 per cent. Sterling exchange, easier, with actual business in bankers' bills at 4.8360214.8365 for demand, and at 4.7363644.7970 for 60 day bills; posted rates, 4.501604.81 and 4.84½; commercial bills, 4.78% 2.75%. Bar silver, 68%.

Mexican dollars, 52%. Government bonds steady: railroad bonds, irregular.

Tuesday, Sept. 25, 199 Atchison hicago & Northwestern hicago & Northwestern pid.... olorado Southern Erie Mexican Central Missouri Pacific New York Central.... Pennsylvania Pennsylvania Reading Southern Pacific Southern Railway Union Pacific Union Pacific Union Pacific pid Wabash Wisconsin Contral MISCELLANEOUS

Owing to the fact that it was seen early that the Grand Opera House would accommodate only a small part of the crowd that desired to hear the address of Vice President Fairbanks, the meeting works of the president fairbanks. address of Vice President Fairbanks, the meeting was made an open air one instead. The vice president spoke from the bandstand in Acacia park, and his address was listened to attentively by fully 16,000 persons. He was introduced by Congressman Frank E. Brooks, to whose efforts was due in large degree the federal participation in the present the federal participation in the present celebration and seldom has a speaker received such an ovation in this city as was accorded Mr. Fairbanks today.

A public reception at the home of Congressman Brooks at 4 o'clock this aftrnoon in honor of Vice President and Mrs. Fairbanks is the chief social

event of the day. The throng that has been present at Camp Pike since the arrival of the army detachments here on Friday and Saturday was undiminished today. The milltary features of today's program con-sisted of a dress parade by the Twen-ty-ninth infantry on the Cascade avenue plaza, followed by a concert by the Twenty-ninth infantry band. The polo and golf tournaments were con-tinued today, and Indian dances at the Broadmoor and concerts by the military band this evening will complete today's program. When Congressman Brooks, Thomas

F. Walsh and President William F. Slocum of Colorado college attempted to escort Vice President Fairbanks in-to the Walsh automobile at the Ant-lers' hotel, the vice president, baring his head and rubbing his forehead with his handkerchief, said: "No, I am going to walk." The Midland band, which had given a concert in front of the hotel, marched up the middle of the street, playing a military air while the vice president and his escort walked along the sidewalk for four blocks to the park, the head of the vice president towering above those of the immediate crowd that followed along behind.

NEW YORK CLOSING STOCKS

at Stratton park, at the entrance to the famous Cheyenne canyon at 11:30 Wisconsin Central MISCELLANEOUS Amaigamated Copper American Car & Foundry American Locomotive American Smeiting & Refining pfd. Colorado Fuel & Iron. International Paper National Biscuit National Lead Pacific Mail People's Gas Pressed Steel Car..... Pullman Palace Car..... Standard Oll

Sugar Tennessee Coal & Iron, ex-div. United States Steel United States Steel pfd. Western Union Northern Pacific Great Northern pfd. Interborough Metropolitan Interborough Metropolitan pfd. Mackey Sugar Mackay mfd

R E Evans Florist 36 8 Main St. Floral Designs a Specialty. 'Phones K.

PROBATE AND GUARDIANSHIP NOTICES.

Consult County Clerk or respective sig-ers for further information. THE DISTRICT COURT. FRO. IN THE DISTRICT COURT Pro-bate Division, in and for Sait Lake cos-ty. State of Utah. In the matter of the estate of Samuel Hallet, Decase, Notice.—The petition of Jos. V. Smith A the estate of Samuel Hallett, Decase, Notice.—The petition of Jos. V. Smith A. B. Irvine and Geo. H. Wallace, streater, of the estate of Samuel Hallett, decased praying for the settlement of final account of said executors, and for the distribu-tion of the residue of said estate to the persons entitled, has been set for hor-ing on Saturday, the 5th day of orders.

GRIEF IS DOUBLED.

As Son Dies, Husband is Seized With Paralysis,

(Special to the "News.") Ogden, Sept. 25 .- While Mrs. J. S. Noble, a well known woman of Ogden is speeding toward Los Angeles to be at the bedside of her husband, who was seized with an attack of paralysis this morning, her son, Lincoln G. Wenner lies dead in this city, a victim of tuberrulosis. The young man passed away this morning and hardly had his eyes plosed in death when a message came to Mrs. Noble from southern California onveying the sad information that her husband has just been selzed with a severe attack of paralysis. Mrs. Noble tusband has just been selzed with a nevere attack of paralysis. Mrs. Noble vicinity: It once made arrangements for the care Fair tonight and Wednesday.

Rena

a. m. today:

There's a mighty big addition to the clothes buyers' comfort been made in Salt Lake. We've long enjoyed the reputation of handling the best clothes in town (Hart Schaffner & Marx), now we want you to come in and see the best fitted clothing department. Our upper floor is all devoted to men's clothes. Every comfort and convenience which will appeal to the clothes buyer will be found. It's a New York clothes shop brought to Salt Lake, and its yours to inspect.



172 SOUTH MAIN STREET.

Mr. Quealy asserted that he had wired to Pennsylvania for the former and it was now on the way here. The pay Local health officers and the drug trade are interested in the controversy in progroll he offered to produce after the noon ress in New York and Boston over the adulteration of drugs by manufacturers

This brought Parley L. Williams to his feet to ask the reason for this tised to such an extent that physicians request. there are never certain now whether In the cross fire that followed between counsel it developed that the commission expected to show that the Kemmerer people had some railroad employes on their pay roll.

"Mr. Quealy has already answered that," interjected Mr. Williams, It developed later in the testimony that witness knew of a case where a man named Meyers of Carbon county had

been told by the Union Pacific people that it was undesirable for them to open up a mine as the railroad com-pany could not furnish the cars. There were enough mines in operation on the system, he was told,

COULD FURNISH MORE.

Mr. Quealy said it cost him \$1.15 a ton to deliver coal on the cars. The miners earned, he said, from 40 to 60 cents a ton.

Witness asserted he could increase his output "if there were a need of it." He then said "We don't accept orders that we don't anticipate to fill." Witness admitted that at this time of the year his company turned down from one-third to one-half of the orders. In defense he asserted if he filled these orders they would have to close down the mines in the spring for some months each year.

The total output for both mines each year he said was 250,000 tons. The rail-roads, in some instances, collected the bills of the Kemmerer Coal company, he said. He denied that it was for the Record at the local office of the weathpurpose of keeping track of the sales. er bureau for the 24 hours ending at 6 SNEDDON ON DEFENSIVE.

Thomas Sneddon, the "big boss of Diamondville," was the next witness called and sworn. The big Scotchman who risked his life repeatedly and worked unceasingly during the rescue work following the Diamondville disaster some years age was apparently ill at ease. He crashed into his chair and scowled around the court room. In broad Scotch he answered all questions like a rapid fire maxim gun. He did not know a thing. He was not aware of the name of the president of awarg of the name of the president of the Diamondville Coal & Coke com-pany. All he knew was that he was the superintendent of the mine in charge of operation. He really did not even know who furnished the money to pay the wages in the mines, all he was

concerned in was the getting out of the coal. Witness testified that 75 per cent of the output of the two mines operated at Diamondville went to the Amalgamated Copper company smelters at Anaconda. About 800 tons additional each week went to the Oregon Short Line. The mines, he said, were not filling one-third of the orders for com-mercial coal. He said he would like to do so but owing to the shortage of cars and the difficulty in securing labor it was impossible.

WYOMING OIL TROUBLES. George T. Odell of this city was then

sworn, but it early became apparent that aside from being a stockholder in the Pittsburg & Salt Lake Oil company. a Wyoming corporation, owning and operating some wells of high grade sil at Spring Valley, near Evanston, he knew very little that was of any immediate service to the commission. Mr. Odell stepped down to make way for Atty. N. V. Taylor of this city, who is general manager of the company. Mr. Taylor testified that last year he ship-ped a consignment of six carloads of oil to Florence, Colo., over the Union Pacific at a special published rate that amounted to about \$2 cents on the barrel. The rate in conjunction with some alleged trickery on the part of the Standard Oil people who refined the oil made the company decide to ship

no more crude oll, but erect its own Several witnesses were called for, including Auditor McNitt of the Oregon Short Line, who was reported to be out of the city in western Idaho, checking up some station agents. None of them appeared so the commission adjourned until 2 p. m.

PERSONALS.

State Supt. Nelson has gone to Park City to inspect the local schools.

State Supt. of Schools Nelson is in Park City today on school business,

Supt. W, P. S. Hawk of the Postal company is on a 10 days' business trip to Chicago.

John F. Bowman has gone to Chica-go to resume his legal studies at Chicago university.

J. Q. Critchlow and J. H. Garrett ave returned from a month's trip have through the east.

L. A. Engberg, the clarinet player, and wife, arrived this morning, from Boston, and will reside here,

Samuel Pixton of Taylorsville has returned from Chicago to resume his studies at the University of Utah.

JUSTICE DURAND AGAIN.

Another Application For Writ of Prohibition Against Murray Man.

Another application for a writ of prohibition against the notorious Mur-ray justice of the peace. Charles F. Du-rand, was filed in the district court yesterday. The petitioner is Al Zuckswert, who alleges that Durand rendered an fllegal judgment against him and in fa-

THE WAY OUT.

Change of Food Brought Success and Happiness.

An ambitious but delicate girl, after failing to go through school on account of nervousness and hysteria, found in Grape-Nuts the only thing that seemed to build her up and furnish her the peace of health. "From infancy," she says, "I have

not been strong. Being ambitious to learn at any cost I finally got to the High School, but soon had to abandon my studies on account of nervous pros-tration and hystoric "My food did not agree with me,

grew thin and despondent. I could not enjoy the simplest social affair for I suffered constantly from nervousness in splie of all sorts of medicines. "This wretched condition continued

until I was twenty-five, when I became interested in the letters of those who had cases like mine and who were be-

ing cured by eating Grape-Nuts. "I had little faith but procured a box and after the first dish I experienced a bex a peculiar satisfied feeling that I had never gained from any ordinary food. I siept and rested better that night and in a few days began to grow stronger.

had a new feeling of peace and restfuiness. In a few weeks, to my great joy, the headaches and nervousness left me and life became bright and hopeful. I resumed my studies and lat-er taught ten months with ease-of

didates. The action of the state com-mittee last night in referring all contests to the convention meets with general approval and will facilitate the work of organization for the work before the convention, which will be-gin at noon in what was formerly the armory of the Seventy-fourth regiment New York national guard and which has a seating capacity of about 4,000 after providing for the 450 delegates and their alternates.

The permanent organization of the convention may not be reached until Wednesday. There is apparently a disposition to put over the serious work of the convention until tomorrow, when it is planned to adopt the plat-

form and name the candidates. Three of the five leading candidates for governor, W. R. Hearst, W. T. Je-rome and William Sulzer, are from New York county; a fourth. Justice W. J. Gaynor. is from Kings county, and the fifth, J. N. Adam, is the mayor of this city. Others are talked of in the event of a deadlock, which is

regarded as not improbable. It has been arranged that when the time comes for a call of the delegates for nomination for governor, Assembly-may W. V. Cook of Albany, the first delegate on the list, will address the convention, placing Mr. Hearst in nomation

The Tammany Hall delegation, which is generally regarded as holding the balance of power, has not as yet held a caucus, though it has been the custom to do so the night previous to the con-vention. The selection of Lewis Nixon as temporary chairman was the first Tammany victory, and also is regarded as a point gained for Hearst. Mr. Nixon is close to leader Charles F. Murphy of Tammany Hall, and was sent to the convention as a delegate from Mr. Murphy's own district.

Mr. Murphy's only comment on the situation in Tammany has been that he found "plenty of Hearst sentiment" in the organization. As to the chances of the other candidates he has remained silent.

PUBLIC LANDS IN IDAHO WITHDRAWN.

(Special to the "News.")

Washington, D. C., Sept. 25.-The sec-retary of the interior has withdrawn from any form of disposition whatever under the public land laws the follow-ing described lands for use in connec-Ing described lands for use in connec-tion with the Dubois irrigation project: Idaho-Township 8 north, range 45 east, sections 1 to 24, inclusive. Town-ship 8 north, range 45 east, all. Town-ships 8 and 9 north, range 46 east, all. A portion of these lands is included in Henry's Lake forest reserve and the wi'ndrawal of such portion is allowed in order that it may serve on the rec-ords of the geberal land office as notice ords of the general land office as notice that these tracts are necessary to the development of the Dubois project and right of way privileges therein should not be granted, unless approved by the reclamation service.

MARTIN GIVES BAIL.

Will Appear in Court Tomorrow to An-

swer Charge of Manslaughter.

Portland, Me., Sept. 25.-Terry Martin of Philadelphia, and the officials con-nected with the sparring exhibition at the Auditorium iast night in the midst of which Jack McKenzie of Philadelphia died, gave ball today for the appearance in court tomorrow on charge of man-slaughter. slaughter.

shoughter. Physicians think that McKenzie died from the effects of a blow over the heart. A post-morten examination and coroner's inquest will be held tomorrow.

CANNON IN KANSAS CITY.

Kansas City, Spi. 25.-Speaker Joseph never returned." Name given by Pos-tum Co., Battle Creek, Mich. "There's a preason." Read the little book, "The Read to Wellville," in pkgs.

DIST. ATTY. JEROME OUT OF GUBERNATORIAL RACE.

Buffalo, N. Y., Sept. 25 .- Dist. Atty. Jerome's candidacy for governor was practically withdrawn today at an ad-journed meeting of the so-called Al-bany conference of anti-Hearst Democrais. At the meeting, which was at-tended by representatives from about counties, it was decided that the delegates opposed to the nomination of William Randolph Hearst should con-centrate on either Judge Gaynor or Mayor Adam as expediency may require,

At the conference Thomas M. Osborne, former mayor of Auburn, said a critical condition confronted the Demo-cratic party and there was danger that "the emblems and traditions which we all love are to be turned over to the In-dependence league." "It is." he continued, "the sense of the majority of those present that we

the majority of those present that we should concentrate on some candidate who can be voted for by all self-re-specting Democrats, and who may pos-sibly defeat this unholy alliance." Mr. Jerôme, John N. Carlisle of Wa-tertown, secretary of the Democratic state convention, and former mayor Os-

borne were appointed a committee to go among the delegates and ascertain the sentiment and report at a meeting to be held tonight.

Mr. Jerome would make no state-ment after the meeting. He has let it be generally understood during the be generally understood during the past few days that his object in enter-ing the race was for the purpose of de-feating the nomination of Hearst. Any combination that could accomplish this would be satisfactory to him. Representative Sulzer claims he has 141 voters outside of Greater New York.

who will stick to him throughout. He says that even if he does not get the New York county votes, but ob-tains those of Kings and Queens he will have a total of 237, or 11 more than necessary.

Sulzer said the only assurance he has from Charles F. Murphy is that some time between the close of today's session of the convention and the ses-sion tomorrow a Tammany conference will be held, "and Mr. Murphy is very friendly to me," he added.

He also asserts that Jerome, McClel-land and Adam are all working for him as the one man who can beat Hearst.

ARMY FIRELESS COOKER.

ARATT FIRELESS COORER. Washington. Sept. 2.-Under the direc-tion of Commissary General Sharp of the army, experiments have been made at the practise camps this summer and fail of a fireless cooker. The cooker has been used by the army for some time in an ex-perimental way but this fail it has been tried under severe service conditions. The results have been particularly satisfac-tory both to the officers of the commis-sary department and to the men in the field.

The cooker now in use has four com-partments and weighs empty about 180 pounds. It will hold 20 gallons of food, enough to supply a meal to a company of infantry or a troop of cavalry.

JAMESON FOR GOVERNOR.

Concord, N. H., Sept. 25.—The Demo-crats of New Hampshire nominated Nathan C. Jameson of Antrim, as their candidate for governor at the state convention held here today.

ROBBERS WRECK BANK.

Brady, Neb., Sept 25.—The Bank of Brady was wrocked by robbers this morning. Four charges of dynamite were used. The amount of money taken is not known. A force of men and dogs is in pursuit.

y, the 6th day of Octob 10 o'clock & m. at a House, in the Court R-

Ing on Saturday, the 6th day of dense: A. D. 1996, at 10 o'clock a m. at the County Court House, in the Over Resau of said Court, in Sait Lake (b) Sait Lake County, Utah. Witness the Clerk of said Court such the seal thereof affixed this 18th day of September, A. D. 1906. (Seal) J. U. ELDREDGE, JR. Oct. By W. H. Farnsworth, Deputy Cirt Cannon & Irvine, Attorneys for East.

NOTICE TO CONTRACTORS.

Salt Lake City, Utah, Sept. Sth. 18t-Scaled proposals will be received at N-is East South Temple Street, Salt Lak City, until 1 o'clock p. m. Tuesday, Oct-ber 9th. for furnishing and installing m-tor, centrifugal pump and gasoline ro-gine at Utah Lake pumping plant. Instductions to bidders, together with specifications and forms for contract m-bond, can be obtained upon application to the Secretary, 57 West South Templ Street, or Louis C. Kelsey, Civil Er-neer.

The right is reserved to reject any suit all bids. By order of the Associated Canal Pro-dents.

ANGUS M. CANNON, Chairman, LOUIS C. KELSEY, Civil Engineer. NOTICE TO CONTRACTORS.

Salt Lake City, Utah, Sept. 35th, 184-Sealed proposals will be received at Ne is East South Temple Street. Salt Lak City, until 11 o'clock a.m. Tuesday, October 15th, for constructing pump house.

October 16th, for constructing pump hous, gates and removing and resolving rates at Utab Lake pumping plant. Instructions to bidders, together with specifications and forms for contract and bond, can be obtained upon application to the Secretary, at 57 West South Tempi-Street, or Louis C. Kelsey, Civil Enp-neer.

The right is reserved to reject any and all bids.

By order of the Associated Canal Pre-

ANGUS M. CANNON, Chairman LOUIS C. KELSEY, Civil Engineer.



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