

PRISON DOORS YAWN FOR MORSE

Only a Technical Legal Shadow
Stands Between Ex-Banker
And the Penitentiary.

PETITION FOR TRIAL DENIED.

His Wife, Who Has Been Very Loyal
To Him, Much Upset by Turn
Of Affairs.

New York, Dec. 29.—Only a technical legal shadow now stands between Charles W. Morse, banker and one-time vice king, and a 15-year sentence in the federal prison at Atlanta.

Judge Hough in the United States circuit court today denied his motion for a new trial, but Martin W. Littleton, his counsel, announced that one more stand would be taken.

Tomorrow he will move in the circuit court for a writ of error. If this is denied Morse will begin the new year serving his sentence for violation of the national banking laws, the supreme court of the United States having previously refused to interfere in the case.

Mr. Littleton's recent application for a new trial for Morse was made on the ground that the jury was improperly guarded and that some of the jurors drank to excess in the trial.

With respect to the charge the court holds that the jury were in the custody of secret service men instead of regular deputy marshals was well known to both counsel and jurors when the trial began. The court also notes that more than a year has elapsed since Morse was convicted and sentenced.

As to the drinking charge, Judge Hough says: "Legislation must advance a good deal before a prisoner may claim to be entitled to a jury of teetotalers in New York at all events."

Judge Hough points out that it was by direction of the court that the jurors be permitted to lead their "usual lives," and that the affidavits submitted by Morse's counsel showed merely that in the entire trial only 20 bottles of liquor and some individual drinks had been consumed by the jury.

"And it is not contended that anyone was at all intoxicated," adds the court. All parties agreed, the memorandum continues, that no liquor was served to the jury after the case had been given to them.

The same juror who has deposed for the defendant as to the drinking habits of the jury, says the court, "is by the defendant alleged to have been himself so sodden with drink as to be incapable of clear, cool and undisturbed judgment."

As to the charges that the jurors were permitted to read newspapers with "hostile" accounts of the trial, Judge Hough said:

"This case was dull; it took a long time to exhibit necessary preliminary facts; newspaper accounts were incomplete and incorrect; but there is no evidence that they were hostile or biased as even probably to affect the minds of men quite able to perceive their incompleteness and incorrectness. Unless all reading of daily journals by jurors is unlawful, this point requires no further consideration."

Mrs. Morse, who has remained constantly loyal to her husband throughout the fight for freedom, is greatly upset by the turn of affairs today. If he must serve his sentence, it is said that she probably will accompany him south. Mr. Littleton's motion, for a writ of error on Judge Hough's decision, however, acts as a temporary stay of execution.

MORE DANVILLE PROOF.

Jacob Schall, 452 South St., Danville, Ill., writes: "Four over eighteen months I was a sufferer from kidney and bladder trouble. During the whole time was treated by several doctors and tried several different kidney pills. Seven weeks ago I commenced taking Foley's Kidney Pills, and I am feeling better every day and will be glad to tell all interested that just what Foley's Kidney Pills did for me." Schramm-Johnson Drug Co., Salt Lake City.

CASTORIA

The Kind You Have Always Bought, and which has been in use for over 30 years, has borne the signature of and has been made under his personal supervision since its infancy. Allow no one to deceive you in this. All Counterfeits, Imitations and "Just-as-good" are but Experiments that trifle with and endanger the health of Infants and Children—Experience against Experiment.

What is CASTORIA

Castoria is a harmless substitute for Castor Oil, Paregoric, Drops and Soothing Syrups. It is Pleasant. It contains neither Opium, Morphine nor other Narcotic substance. Its age is its guarantee. It destroys Worms and allays Feverishness. It cures Diarrhoea and Wind Colic. It relieves Teething Troubles, cures Constipation and Flatulency. It assimilates the Food, regulates the Stomach and Bowels, giving healthy and natural sleep. The Children's Panacea—The Mother's Friend.

GENUINE CASTORIA ALWAYS

Bears the Signature of

Chas. H. Fletcher.

The Kind You Have Always Bought

In Use For Over 30 Years.

THE CASTORIA COMPANY, 711 N. 11TH STREET, NEW YORK CITY.

MOTHERS should teach their little ones the daily use of some good dentifrice and by so doing spare them much pain and annoyance

Dr. Lyon's PERFECT Tooth Powder

cleanses, preserves and beautifies the teeth, prevents tooth decay and imparts purity and fragrance to the breath.

DOUBT AS TO POWERS OF INTERSTATE COMMISSION

Chicago, Dec. 29.—Conflicting decisions of the courts have left the interstate commerce commission in doubt as to its powers to regulate railroads according to Commissioner E. E. Clark who spoke here tonight.

"Sometimes we hear it asserted," said Commissioner Clark, "that regulation of railroads is so stupendous a task as to amount to the impossible. It seems to me that before that view is accepted we must be prepared to admit that the railroads, created and existing by virtue of franchises granted by the government are greater and stronger than the government which gave them license to be and live."

This is Worth Remembering
Whenever you have a cough or cold, remember that Foley's Honey and Tar will cure it. Remember the name, Foley's Honey and Tar, and refuse substitutes. Schramm-Johnson Drug Co., Salt Lake City.

REMOVAL SALE.
Big reductions in wall paper and framed pictures before moving to our elegant new store.

GEO. W. EBERT & CO., 57 MAIN.

MAYOR GAYNOR'S WIFE FAVORS WOMAN SUFFRAGE

New York, Dec. 29.—The wife of the next mayor of New York came out today in favor of women's suffrage. "I believe," declared Mrs. O. H. Belmont, "that every woman who pays taxes, every self-supporting woman and every woman who has no man to represent her, should have the franchise."

Mayor-elect Gaynor, though often questioned in the municipal campaign concerning his view of the subject always waived a positive opinion. Mrs. Gaynor, Mrs. Belmont and Mrs. Anna Bryce, a sister-in-law of the British ambassador to the United States, were guests at a luncheon given today by Mrs. Martin W. Littleton.

Mrs. Bryce said she believed the fight for woman suffrage in England was nearly won.

HARVARD MAY HAVE PLAYWRIGHT PROFESSOR

New York, Dec. 30.—Harvard is to have a \$10,000 a year professor of playwriting if the plays of the alumni here are successful. The interested alumni are endeavoring to raise a fund of \$250,000 for endowing the chair.

A WARM WATER WELL

West Hampton, N. Y., Dec. 30.—A well driven to a depth of 54 feet is yielding water of a temperature of 82 degrees. Continued pumping does not lower the temperature. The well was driven near an ice plant and the water was to have been used in making ice.

Foley's Honey and Tar is the best and safest cough remedy for children. At the first symptoms of a cold, give as directed, and ward off danger of croup, bronchitis, sore throat, cold in the head, and stuffy breathing. It brings comfort and ease to the little ones. Contains no opiates or other harmful drugs. Keep always on hand and refuse substitutes. Schramm-Johnson Drug Co., Salt Lake City.

ONLY \$20.00
To Denver and Return.

January 2nd 3rd, 6th, 7th and 8th. Via Oregon Store Line and Union Pacific for Colorado Apple Show and American National Live Stock Association Convention. Limit January 31st. City Ticket Office 201 Main St.

NICARAGUAN CONGRESS MEETS

In Extra Ordinary Session and
Appoints Commission to Consider Gen. Baca's Message.

PREST. MADRIZ TAKES ACTION

Names Investigating Committee to Make Examination of Accounts of The Zelaya Administration.

Managua, Dec. 29.—The Nicaraguan congress met in extraordinary session today and appointed a commission to consider the message of Minister General Baca, who has asked the government to grant him power to exact war contributions at his own discretion.

President Madriz appointed an investigating committee of five, which is charged with the responsibility of examining accounts of the Zelaya administration. The finance minister is made chairman of the committee, whose duties include working out a new system of finance, revision of various concessions of the government and determination of the legality of the recent act of the president in revoking grants of alcohol, tobacco and other monopolies.

The governments of Honduras and Costa Rica today made formal acknowledgment of the presidency of Madriz, expressing confidence in the stability of his administration and removed the protestations of friendship for the republic of Nicaragua.

Zelaya, who since his arrival in Mexico, has announced himself as the head of the Nicaraguan government, is technically correct. He surrendered his office for the rest of his term, but was permitted to retain the title of president that he might enjoy the immunity that the office provides. When this arrangement was made Zelaya had in mind rumors that the United States government would hold him responsible for the deaths of the Americans, Groce and Cannon.

There was a lively debate in congress before the commission to consider the message of Minister General Baca was appointed. Deputy Luciano Gomez, a notorious Zelayist, was hoisted in a speech in which he opposed authorization of further war taxes. Deputy Matias, replying, declared that on occasions of two previous forced loans certain intimates of Zelaya had not been assessed and he suggested that they should be made to pay their proper share of the expense of the war. This covert reference to an earlier speaker was met with shouts of approval and encouraged a member to cry "Gomez did not pay; we can soak him now for a million."

Congress promoted Gen. Toledo, Castillo and Calles to the ranks of generals of divisions. Minister General Baca has invited Rear Admiral Kimball to land the United States marines on an island in Corinto harbor, where the men will have an opportunity to exercise and where sanitary arrangements will meet requirements.

The father of Joaquin Pasos, Zelaya's brother-in-law, who was arrested and is now in prison on a charge of misappropriation of public funds, has made inquiries as to terms on which his son would be liberated, to which the authorities have replied that it would be necessary to furnish bail in cash to the amount of \$1,000,000 gold.

Hexamethylenetetramine.
The above is the name of a German chemical, which is one of the many valuable ingredients of Foley's Kidney Remedy. Hexamethylenetetramine is recognized by medical text books and authorities as a uric acid solvent and antiseptic for the urine. Take Foley's Kidney Remedy as soon as you notice any irregularities and avoid a serious malady. Schramm-Johnson Drug Co., Salt Lake City.

Pure Drugs and Prescriptions our specialty. Halliday Drug Company.

CANADIANS WARNED AGAINST RECIPROCITY

Ottawa, Dec. 30.—In the presence of Sir Wilfrid Laurier and other leaders of Canada, George H. Drummond, former president of the Canadian Manufacturers' association, issued a warning to Canadians last night to beware of American trade books and reciprocity and better trade relations. Speaking before the Ottawa board of trade at its annual banquet, Mr. Drummond, who is one of the leading figures in the Dominion's commercial and industrial field, declared Canada would have to face grave questions in the near future, involving its loyalty to England and the maintenance of its home ties.

CHIMNEY SWEEP SHOT OUT OF CHIMNEY

New York, December 30.—Isaac Kessing, a chimney sweep had just lowered his partner, Albert Glickman, down a chimney of a tenement house, when there was a loud explosion and Glickman shot up out of the chimney, turned a somersault and dropped on the roof on his back. A lantern, which he carried, was blown up and exploded, forcing Kessing, who had recovered from his surprise, the chimney, weakened by the explosion, toppled over on him. Both men were slightly hurt, but a doctor patched them up and they went home.

NEW INDUSTRY FOR SOUTH CHICAGO

Chicago, Dec. 30.—South Chicago is to have another big industry. The Ironville Iron company, which owns blast furnaces at the mouth of the Calumet river, has increased its capital stock to \$2,000,000, financed a bond issue of like amount, and will immediately begin the construction of two more furnaces with a capacity of seven hundred tons of pig iron daily. The plant will then have an output of 1,200 tons daily.

WIRELESS ELECTRIC LIGHT.

New York, Dec. 30.—A wireless electric light, supplied by currents sent from the producing plant over ether waves, will supply all present methods of lighting within 20 years, according to Nikola Tesla, the inventor.

LEPROSY IN SEATTLE.

Seattle, Wash., Dec. 30.—For the second time within 20 years a case of leprosy was discovered in Seattle and a victim was ordered deported to the government leper colony in the Hawaiian Islands. Erick Gove, a Scandinavian who has spent the last 12 years in Alaska, is the afflicted man. He came to Seattle from Juneau seeking treatment for affliction of the right eye. Suspecting the nature of the dis-

A 50-Cent Bottle of

Scott's Emulsion will last a year-old baby nearly a month, and four bottles over three months. Given in small doses four times a day

will lay the foundation for a healthy, robust child. It never fails to make the cheeks rosy, the flesh solid and the bones strong.

ALL DRUGGISTS
Send 10c. name of paper and this ad. for our beautiful Savings Book and Child's Picture Book. Each book contains a Good Luck Penny.
SCOTT & BOWNE, 409 Pearl St., N. Y.

case, a physician sent for the city health commissioner and government plague expert, and the man was declared to be suffering from leprosy. Gove was sent to the government quarantine hospital at Port Townsend.

Mrs. S. Joyce, Claremont, N. H., writes: "About a year ago I bought two bottles of Foley's Kidney Remedy. It cured me of a severe case of kidney trouble of several years standing. It certainly is a grand, good medicine, and I heartily recommend it." Schramm-Johnson Drug Co., Salt Lake City.

EXCURSIONS TO DENVER VIA

O. S. L. & U. P. Lines.
For Colorado Apple Show and American National Live Stock Association Convention. Tickets on sale January 2nd, and 3rd and January 6th, 7th and 10th. Limit January 31st. Round trip \$20.00. City Ticket Office 201 Main St.

TRANSATLANTIC PASSENGER TRAVEL FOR YEAR 1909

New York, Dec. 30.—Transatlantic passenger travel for the year 1909 shows improvement over that for 1908, but is not so good as that of 1907, a banner year in steamship business.

A statement issued today shows that westbound, or incoming figures have returned to normal, except in regard to steerage passengers. In 1908, the eastbound, or out-going passengers were greatly in excess of the incoming, due to industrial depression in the United States.

In 1909 all steamship companies operating from this port carried approximately 1,730,000 passengers, of whom 1,297,000 were westbound and 432,756 eastbound.

The first cabin business in 1909 in both directions was nearly as good as in 1907.

SMUGGLER'S LIFE WILL BE MADE HAZARDOUS ONE

New York, Dec. 30.—Collector Leob has dug up an unreported section of the Wilson bill, which he believes may be applied for the purpose of imposing additional punishment on smugglers. Under this statute he says from \$100 to \$1,000 and imprisonment of from 3 to 12 months may be imposed in addition to the penalties heretofore enforced.

"We propose to make the life of a smuggler a hazardous one," says Collector Leob.

After exposure, and when you feel a cold coming on, take Foley's Honey and Tar, the great throat and lung remedy. It stops the cough, relieves the congestion, and expels the cold from your system. Is mildly laxative. Schramm-Johnson Drug Co., Salt Lake City.

NEW YORK TONG WAR CLAIMS ANOTHER VICTIM

New York, Dec. 30.—Renewal of the tong warfare in New York's Chinatown claimed another victim early this morning. Ah Hung, a Chinese actor, was shot and killed in the hallway of a tenement house just before daybreak. Ah Hung who was a prominent mem-

ber of one of the Chinese secret organizations was in his room when a voice demanding admission was heard. Ah opened the door an inch or two and peeked out. There was a shot and then a scamp of feet down the stairs. Neighbors, who heard the shot, found Ah's dead body. A bullet had penetrated the brain.

Police, who had been expecting a continuation of the trouble in Chinatown, which resulted in two deaths on Monday night, were on the spot in a few minutes. They arrested several of Ah's neighbors as witnesses but were unable to find tangible clue to the identity of the murderers.

Ah Hung came to New York from San Francisco three years ago.

**FIRE THREATENED STANDARD
OIL'S WILLIAMSBURG PLANT**
New York, Dec. 30.—A fire which threatened to destroy the 20 million dollar plant of the Standard Oil company in Williamsburg, Brooklyn, was got under control after a 10-hour fight this morning. The blaze started with an explosion in one of the 3,000 barrel storage tanks. The watchmen turned in an alarm and routed the emergency night force, which set about emptying the 10 other tanks scattered about the plant, which occupies two large blocks.

The firemen prevented the blaze from spreading beyond the tank where the explosion occurred. They suffered severely from the cold.

LOOKING ONE'S BEST.

It's a woman's delight to look her best but pimples, skin eruptions, sores and boils rob life of joy. Listen! Bucklen's Arnica Salve cures them; makes the skin soft and velvety. It cures the face. Cures Pimples, Sores, Eruptions, Cracked Lips, Chapped Hands. Try it. Infallible for Piles. 25c at Z. C. M. Drug Department, 112-114 Main St., Salt Lake City.

Every woman should fortify herself against those weaknesses and derangements which are usually present at times when Nature makes extra demands upon the system. For women's special ailments there is no known remedy so safe and reliable as

Beecham's Pills

These pills possess corrective and tonic properties which have a marked effect upon the general health and promptly relieve nervousness, sick headache, depression, backache, weakness and other unpleasant symptoms. Beecham's Pills establish healthy conditions and furnish

Help at the Right Time

There are Clocks and Clocks and we have been a long time trying to find out which is which. We have found out. Come and hear what we have learned and see what a Clock is.

THE CLOCK.
There are Clocks and Clocks and we have been a long time trying to find out which is which. We have found out. Come and hear what we have learned and see what a Clock is.

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Tree Tea
is Uncolored and complies with all Pure Food regulations
A tea to be high quality must be first crop—must be mountain grown—must be uniform
Tree Tea is

first crop mountain grown—always uniform.

Beware of imitations.

M. J. BRANDENSTEIN & CO.



My reputation is my capital. I cannot afford not to give you One Hundred Cents on the Dollar in Value.

Inauguration Shoe Sale Now Going

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