CRUSHED UNDER CRUEL WHEELS

3150

Section Man and Conductor Come to Violent, Untimely Ends.

SOME COLD WATER THROWN

On the Proposition to Build Deep Creek Road-N. Y. Central and Lake Shore Dividends.

'A section man named Whiteman, on the Rio Grande Junction railroad, was killed Monday evening about 5:30 o'clock at Morris switch, between Parachute and Rifle by being struck by the Colorado Midland passenger train No. 8. He had just lighted the switch lamp and stepped back on the track when struck and instantly killed.

Conductor Killed.

Conductor Thornton of the Santa Fe system was run over and instantly killed near Thornton, New Mexico, on Monday

Train No. 96 was pulling into Thorn-ton. Thornton and F. F. Kinney, rear brakeman, were on the way car, brakeman being on the side ladder. The conductor came out of the cupola and was facing west. The train stopped suddenly, throwing Conductor Thornton under the way car and killing him instantly. His neck was broken and left leg badly mangled. When picked up he lay under the way car, with the head between the wheels of the truck. The body was laid in the way car.

Brakeman Kinney was the only eye-vitness. The sudden stopping was witness. caused by the train breaking in two, three cars distant from the engine. There were thirty-eight cars in the train.

Throws Cold Water.

Speaking of the proposition to build a line to Deep Creek, the Ogden Standard says: "Mr. Twomey it will be remembered,

is the party who proposed last summer to build an electric railroad be-tween Ogden and Salt Lake if local le would take some \$600,000 worth of stock in the company. He claimed then to be representing eastern capitalists and the statement is now made that he has Eastern capitalists back of

"If Mr. Twomey is basing his present calculations upon the kind of figures he used in his electric rallway proposition, there is no difficulty in seeing what his scheme is; but there is some material doubt about whether he will be more able to carry his plans through to fruition; although the Deep Creek country badly needs the developing touch of a railroad. It looks, too, like the Salt Lake hope of Bowen.

the Burlington using the Emigration

DESERET EVENING NEWS: WEDNESDAY, DECEMBER 20, 1899 But now comes the Rev. David Ut ter of the Unity church in that city who claims that railroads do business on business principles, which, he says, 'in general amounts to about this, lows: Do justice where it is necessary, but otherwise charge all the traffic will bear. Chicago business men sim-ply take all the favors they can get of the transportation companies, however hard such rates may be upon Denmany

ver factories. Would not Denver mer do the same? Would they not crush do the same in Grand Junction or infant industries in Grand Junction or Salt Lake City if such industries were rivals and in their power? * Do Denver people want justice or simply to have things come their way? Do not large shippers here take re-

bates just the same as others do in Omaha or Chicago?". The Rev. Utter hits the nail on the head; it is not justice but advantage that the average shipper wants, and that is all that the noise now being made by the Denver papers amounts to."

Warehouse Site.

Samuel McIntyre has transferred to Z. C. M. I., for the sum of \$6,000, a piece of land 10x10 rods located across from the Utah & Nevada depot. The land adjoins a piece \$x10 rods previ-ously owned by this institution, and the whole is to be utilized as the site of a large storehouse, which will built during the coming year. The warehouse will be modern in all re-spects and work will probably be started early in the spring. Owing to its location, even under the present trackage arrangements, the warehouse can be reached by the Oregon Short Line and the Rio Grande Western from Fourth West street or from the tracks near the Oregon Short

Line freight sheds. C. M. Freed has been talking of putting up a warehouse; so have Henry Dinwoodey, the Co-op. Wagon company and the Consolidated Implement com-

pany.

Western Passenger Men.

Chicago, Dec. 19 .- Representatives of the Western lines directly interested in transcontinental passenger traffic, about twenty-five in all, met at the quarters of the Western Passsenger association today and talked over matters pertaining to rates of all kinds and classes. The meeting was called for the purpose of discussing the various disturbing phases in the present fight over the question of differentials. Further than going over the situation and suggesting possible means of bringing about beace without resorting to more pronounced hostilities, nothing was done. It is the general belief that all difficulties will be amicably settled. E. O. McCormick of the Southern Pacific and George T. Nicholson of the Santa Fe, both denied that there was any compact between their roads, and

field, as has been the impression for some time. S. F. P. & P. O. Officers.

that they were not arrayed against the

At the annual meeting of the board of directors of the Santa Fe, Prescott & Phoenix Railroad company, held at Phoenix, Ariz, yesterday, the follow-ing named officers were elected:

F. M. Murphy of Prescott, presi-dent and general manuger; D. M. F. rry, Detroit, vice president; C. C. Bowen, Detroit, secretary and treasurer: G. W. Kretzinger, Chicago, general counsel: R. E. Wells, engineer; F. J. Sarmien-Prescott, assistant secretary and treasurer; J. J. Wragovich, Prescott, auditor; executive committee, F. M. Murphy, N. K. Fairbank and C. C.

Relates to Fiedmont Hill.

At Union Pacific headquarters in

abouts is not divulgable, in which some very startling information is giv-The letter in substance is as fol-"Three years ago I saw a man robbed in front of a grain store on Second South east of Commercial street and was ordered to keep mum at the

point of a gun. "The robber told me to keep mum. "I could pick the robber out among

"I am well known in Salt Lake and do not want my name published.' The "mystery" proposes to give in-formation that will lead up to the arrest of the alleged robber, and will also identify him.

KIDD GOES TO INFIRMARY.

William Kidd, the demented cripple from Fort Herriman, was today taken to the county infirmary. He was ex-amined before Drs. Wright and Ander-son and Clerk Blair yesterday afternoon as to his sanity. The conclusion arrived at was that Kidd is a harmless man, who is not in the habit of saying, "Good morning; have you used Pears soap?" He is 44 years old and looks it.

M'GARVIE AS A BILL POSTER.

The Buffalo Courier says that during a strike of bill posters at Buffalo, New York, Mr. Fibrick, the manager was compelled to go out and do some posting himself. The matter had been kept quiet and would not probably been made public had not Mr. Filbrick been observed by numerous acquaint ances pushing his "automobile" loaded with paste pails, brushes and posters about the city circuit, at an early hour laiting the various "stands,", which he decorated after a fashion indicating that he had not wielded a paste brush for years. The unwonted sight attracted considerable comment. "What are you doing, Fil," asked an

acquaintance, "posting bills?" "Naw," said Fil, with fine sarcasm, 'I'll call your attention to the fact

that I am brushing my teeth." Others desired to know if he were showing his employes new tricks with the brush and displaying an interest in the matter that was entirely disproportionate to its importance.

Among the witnesses of Mr. Filbrick's efforts was H. F. McGarvie, who is reported to be slated for the position of director of the department of publicity on Pan-American exposition. After watching Mr. Filbrick's operations some time, Mr. McGarvie offered to bet the other a wine supper that he could paste a stand quicker than Filbrick. "Say," said Filbrick, compassionately, "I'll take that bet, but I've got you skinned.

The contest came off yesterday afternoon at the boarding-or bill board-at. Grant street and Lafayette avenue, the board was four sheets high and fifteen sheets long, constituting two sixty-sheet boards.

McGarvle swiped the boards with his paste brush. Filbrick did likewise. a while the air was filled with patches of paste and snowflakes. At the end of nineteen minutes and

seventeen seconds according to timer, Harry Ferren Filbrick had stuck the sixteenth sheet in place. McGarvie finished in twenty minutes

and five seconds; being beaten by forty eight seconds. Mr. Robert L. Anderson of the Western Bill Posting Co., of our city, says that his foreman bill poster, Chas. Harris, can do this posting in fifteen

ACKER'S DYSPEPSIA TABLETS ARE

PERSONAL.

At the Knutsford are Charels J. Cut-

ler, Butte, Mont.; Eugene Hartman,

Mrs. A. B. Sawyer and the Misses

Sawyer have invitations out for a card

At the Cullen are Mrs. R. B. McKean,

Carl Engrebretzen and Miss Ethel

Abbott, of South Bountiful, were mar-

ried by Justice Nielsen yesterday after-

There are registered at the Kenyon:

W. C. Harris, Sterling, Colo.; S. P. Shope, Chicago; C. O. Zollars, Den-ver; John J. Rupp, Saginaw, Mich.;

Anton Anderson and Miss R. Worth-ington of Grantsville were married in

the White House parlors yesterday noon by Justice Sommer. Mr. and Mrs. Anderson returned home today.

Prof. J. B. McKee, a prominent edu-cator of Champaign, Ill., came in town

yesterday, with a view to locating per-

manently. He will open a business and normal college similar to one he con-ducted at Champaign.

Capt. John T. Guilfoyle, commanding

officer of I troop, Ninth cavalry, ar-

WITH THE JUSTICES.

FILING OF OFFICIAL BONDS.

City justice of the peace-present and elect-J. B. Timmony, filed his offi-cial bond in the sum of \$2,500 with Re-

APPROVED BY THE MAYOR.

Mayor Clark today approved the ap-

council, which includes \$8,900 compro-

mise with J. H. Griffin on account of

the city's sprinkling contract, and the

\$400 voted Saperintendent Calne for

lowering the water mains in the vicin-

LATE LOCAL NEWS.

The person who lost an L. D. S. hymn

book on Sunday last can recover same by calling at "News" office and paying

ity of B and Fifth streets,

for advertisement.

Francisco trip.

the young man paid.

Saturday at 2 p. m.

W. H. Paul, Minersville, Utah.

Miss I. Smithison, Milford; A. H. Roger, Thistle; H. B. Bantan, Tip Top,

party Thursday afternoon, the 28th.

Miss Enstrom, Portland, Oregon.

minutes.

Millard county.

Idaho.

registered at the Walker.

ARRAIGNMENT OF CAPT. F. J. MILLS

Slayer of John C. O'Melveney to Plead in the Morning.

REACH AGREEMENT TODAY.

nformation Fifed Against John W. Peterson - Hunter Habeas Corpus Matter.

Capt. Fred J. Mills, slayer of John e. O'Melveney, will be arraigned before Judge Norrell at 10 o'clock tomorrow morning on the charge of murder in the first degree.

The information charging Mills with the crime was filed Oct. 26, and his case. contrary to custom before arraignment was set for trial beginning Jan. 8. An Agreement was reached betweet County Attorney Putnam and Judge Powers, the prisoner's counsel, today

and as a result Sheriff Howells was notified to have Mills in court tomorrow at the hour named.

INFORMATION AGAINST PETERSON. State Prison Convict to be Tried for

Housebreaking.

An information was filed with the district court clerk today by Assistant County Attorney Ray Van Cott charg-ing John W. Peterson, now undergoing a three-years' sentence in the State prison, with the crime of housebreaking

It will be recalled that last month William Reeves was convicted of break-ing into the house of Joseph Soith at 417 west Fourth South street, and ting away with a watch and cuff but-tons. Before Reeves was sentenced Peterson filed an affidavit in which he averred that the former was innocent and asserted that it was he who had committed the act for which Reeves vas about to be made to suffer.

The affidavit was made the basis of a notion for a new trial, which Judge Norrell granted.

Later both the men were convicted of breaking into the Salt Lake and Los Angeles shops and sentenced to three years each.

Peterson will be brought down from the "pen" in the morning for arraignment on the charge he has practically

pleaded guilty to. Reeves will be tried again no matter how the case goes against Peterson for the reason that the prosecution believe him to be equally guilty with the latter.

HUNTER MATTER ARGUED.

Question as to Whether a County Jai Prisoner is Entitlad to Release.

Arguments on the petition of Abraham Hunter, now undergoing a ninety days' sentence in the county jail, for writ of habeas corpus were made be-fore Judge Norrell this morning. The

is to exist for "999 years from date." A board of five trustees are provided for to hold office for one year. The trustees elected for the ensuing year are I. E. Diehl, Thomas Weir, Festus Foster, D. A. Depue and C. H. Cody, Each of the trustees are required to give a bond of \$100 subject to the approval of the clerk, I. E. Diehl. The affidavit is dated Robinson. November 4, 1899, and is sworn to before Ferg Ferguson, a former well known Salt Laker.

Probate Orders.

Estate of Mary Alexander, deceased; H. W. Lawrence appointed administrator without bonds. Estate of L. N. Merrill, deceased; settlement of final account and distribu-

Labor

ington

gresses. The officers are:

President-Samuel Gompers, of Wash-

Vice Presidents-P. J. Maguire,

ion of estate opproved. Estate and guardianship of Minnie C Little, a minor, guardian's account approved

Estate of Samuel H. Parker, deceased; commissioners report on par-

Estate and guardianship of Ernest C. Woodmansee, a minor: Emily H. Wood-mansee appointed guardian, under a \$1.000 bond

Estate and guardianship of Emil S. and Mervin S. Parker, minors; William E. Parker, Andrew Swenson and James H. Parker appointed appraisers.

ington. BURGLARY CASE GOES OVER.

Efforts to Try Art. Jones During Present Term Fuils.

Owing to the fact that nearly all of the petit jurors serving yesterday in Judge Norrell's court had previously sat on the cases of Art Jones, James Clark and William Hughes, the trial of the former, set for yesterday, was, yesterday afternoon, continued withtout date Jones is accused of burglarizing the store of Joseph William on K and Third streets. He was tried on the 28th of last month, but the jury was unable to agree upon a verdict. County Attorney Putnam thought he would try their legitimate functions by assumthe defendant again during the term but failed to bring it about for the reason already stated. national trades unions.

UNITED STATES COURT.

Grand and Petit Jurors Drawn for the Present Term.

lace of next convention. There was a large amount of business lespatched today by Judge Marshall in the United States district court. This being the opening day. Up to the time the "News" went to press the following

cases had been set: United States vs H. Mason Abbott, for mailing unmailable matter; set for

hearing January 3rd, 1900. United States vs W. J. Burgess, for stealing property from Indian agency; set for January 8th.

United States vs Peter Blixt, unlawful fencing; set for January 9th. United States vs A. E. Welby, for cutbe much longer possible for him to do

his best to "excite hostile feeling in Germany and alienate and throw back ting timber from government land; set for January 4th. United States vs W. W. Suthworth, and do all possible injury to the clos-

for cutting timber on reservation; set est understanding between us and the for January 5th. United States. United States vs R. S. Deal, for cut-

ting timber on reservation; set for January 4th. Reference to Cuba Today by Senator United States vs Price Trading com-

pany: set for January 6th. United States vs Rio Grande Western

Railway company; dismissed. United States vs J. M. Winn, et al, suit on bond; dismissed.

hotly argued for his point.

district court:

Wells, Fargo & Co. vs Emanuel Kahn,

on guarantee; set for January 10th. In the case of Wm. Levy vs A. W. McCune, Mr. W. A. Lee introduced the case by moving to make McCune testi-

GRAND JURORS.

PETIT JURORS.

Havercamp, Provo; George A. Wilson, Salt Lake City; Harrison Jenkins, Salt

Lake City: A. G. Dyer, Salt Lake City; Thomas W. Sloan, Salt Lake City; T. S.

C. Poulson.

[SPECIAL TO THE "NEWS."]

RETURNED FROM MEXICO.

SALT LAKE DOESN'T CET IT JUDGE TIMMONY'S COURT American Federation of Labor Convention Goes The sporting element forfeited in fines. to Louisville. Henry Maltland was charged with carrying a concealed weapon. "I'm guilty your honor, but I assure Old Officers Re-elected-Seven Cities you that the gun is absolutely no good. Tried for the Place of Next and if you will give me a chance, I'll Meeting. get out of town." "You will have to remain here twen." ty-five days or pay \$25," said the court. Detroit, Mich., Dec. 20 .- Samuel Gompers has been unanimously re-elected C. Winston, who is subject to resident of the American Federation of The Federation also unanimously re-

epiletie fits was accused of violatting the licer, se ordinance by peddling cheap elected all its old officers. The only contests occurred in selection of fraternal delegates to the foreign trades conrings.

"I came here from a town thirty-six miles," drawled Winston. "I have fits and would like to go to Portland and have this gentleman go with me." pointing to Maitland. Winston discharged, and told to get out of town. "I'd like this gent to go with me." Philadelphia, James Duncan, of Boston, James O'Connell, of Washington, John Mitchell, of Indianapolis, Max Morris, he pleaded.

"Well, he can't go, he will stay with of Denver, and Thomas I. Kidd, of Chius for a while. Secretary-Frank Morrison, of Wash-

James Guin, a member of the hobo 11, who has twice been ordered to leave town, again faced the court today. Treasurer-John B. Lennon, of Bloomington, Ill. Fraternal delegates to the British The charge was stealing a pair of trow. sers from a man named Anderson. James said he didn't do it. Anderson congress-John B. Lennon, Blooming-

ton, Ill., secretary of the journeymen Taylor's Union, and W. I. Pearce, of testified that the defendant entered his Indianapolis, secretary of the United Mine Workers, Fraternal Delegates to the Canadlan Trades Congress—W. D. Mahon, of De-troit, president of the Amalgamated place of business and stole a pair of pants.

Wm. Myers testified that he pur. chased the trowsers from Guin.

The accused then took the noor and Association of Street Railway employes. in a rich Irish brogue stated that he The convention made formal requests that all trade unfons hereafter more was in the Oregon Short Line offices at the time he was alleged to have sold the trowsers. Fifty days was his clearly define the work of their respective crafts. Action was taken warning portion. building trades councils not to overstep

\$10.

About one-third of the population of ing general jurisdiction of trades unions Plum Alley were present to watch the proceedings in the case of Ed Arper, issuing charters for organization of charged with assaulting Ah Sing, a Chinaman. The facts brought out in A resolution was adopted commending President Gompers' service, and granting him leave of absence from the case, after both sides had an inning, were that the Chinaman tried to sell Aspen some celery and because he would not buy it, he called Arper some duty with pay until he shall have fully Louisville, Ky., was selected as the names and got knocked down for his Ah Sing was in court, his face balckened in various places with stove polish. Attorney Snow addressed the court in behalf of the Chinaman and

The other candidates were Cleveland, Columbus, Scranton, Pa., Salt Lake City, Galveston and Bay City, Mich. asked that the defendant be given the full extent of the law. Arper was fined

BOT AFTER CHAMBERLAIN.

M. P. Says He is Exciting Hostile Feelings to Germany and America.

COMMENDS GEN. BROOKE.

Hall,

officer laid before the Senate a com-

munication from the regents of the

Smithsonian Institute suggesting in the

form of a joint resolution the appoint-

ment of Former Secretary of State Richard Olney to fill the vacancy on the board of regents caused by the

death of Dr. William Preston Johnson

Washington, Dec. 20 .- The presiding

recovered from his recent injury.

In billiousness, HERBINE, by ex. pelling from the body the excess of bile Aberdeen, Dec. 20 .- James Bryce, M. and acids, improves the assimilative processes, purifies the blood, and tones P., in a speech here today severely at-tacked Mr. Chamberlain, the secretary up and strengthens the entire system, Price 50 cts. Z. C. M. I. Drug Dept, of state for the colonies, and denounced his "methods, manner and whole conduct," and said he hoped it would not

Toys, candies, nuts and novelties at Kolltz Bazar.

ON TO MANILA, 20 CENTS,

The last 1,000 of the beautiful book, 'On to Manila," detailing the achievements of the Utah batteries in the Philippines, are now offered at 20 cents Postage prepaid.

SPECIAL STOCKHOLDERS' MEETING.

Ridge & Valley Mining Co.

NOTICE is hereby given that a special stockholders' meeting of the Ridge & Valley Mining Company is hereby called to meet Thesday, the 23rd day of January, 1900 at 2 o'clock a meet

o'clock p.m., at the company's office Boo 302 Progress Building, Sait Lake City, Uab. Said meeting is called for the special pu pose of considering the advisability

ing, towit: \$7,000 shares are held unsubscribed and un-

issued, and same shall be subject to sale or to exchange for other property or to such other disposition as the Board of Directors may de-

The meeting is also called for the purpose

termine.

canyon route of the Utah and Wyoming, is based upon equally substantial grounds with the option given on the west end of the survey.

Another Monster.

passed through Ogden There lt was a thirteen inch gun, coast defense at San Francisco. the largest used by the United States. It was carried on a specially constructed steel truss flat car and extended the full length of one car, besides projecting five or six feet over the end of another car upon which was loaded the carriages belonging to the cannon.

Dividend Declared.

The New York Central Railway company has declared a quarterly dividend of one and one quarter per cent, an increase of one quarter per cent from the last quarter.

The directors of the Lake Shore and Michigan Southern Railroad company have declined the regular semi-annual dividend of 314 per cent.

TO ENTER MEXICO.

Santa Fe Will Compete With the Southern Pacific.

The San Francisco, Cal., Examiner says that the Santa Fe people have a traffic arrangement with the Kosmos Steamship company, a German organization, with San Diego as the point of transfer between car and ship.

The steamship company is to deliver to the Santa Fe at San Diego, prod-ducts of Mexico, Central America and South America, destined to places in this country, especially to points west of Chicago and St. Louis. In turn the Santa Fe will deliver to it under an agreed rate, American products des-tined to the Pacific ports of the various countries mentioned.

This arrangement strengthens the Kosmos company as a competitor of the Pacific Mail. It also means the entrance of the Santa Fe into Mexico Central America and South American fields of trade as a competitor of the Southern Pacific and Pacific Mail companies.

El Paso County Loses.

El Paso county, Colorado, lost a great many thousand of dollars in the Unit-ed States circuit court Monday morning, and the Denver & Rio Grande, Co lorado & Southern, Santa Fe and the other railroads with property in the county will not have to pay the disputed tax levy of 1896, says the Denver Post.

A few words of Judge Hallett put an end to a case that the railroads and the county of El Paso have fought for two years with a stubbornness that augured a precedent when the decision was handed down.

The railroads, banding together, flatrefused to pay the taxes for the year 1896, claiming they were exorbitant and out of proportion to the rest of the levy. They were willing and did pay a taxation based on the levy on other preperty.

es remaining due to the county for 1898 taxes from the railroads was filed in the United States circuit court. The The rallroads thereupon set forth that after strong blood; hence perfect health. the State board of equalization had as certained railroad values the board of county commissioners of El Paso county ordered a levy, as outlined by the state board's figures. After certifying this the commissioners met and made a horiozntal reduction of 15 per cent of all the taxable property other than railroads in the county. The railroads tendered this amount of taxes based on a similar reduction and alleged that the transaction in respect to themselve was illegal. They were required to PDY 25 per cent more than any other

class of property in the county. Judge Hallott dismissed the petition on account of default on the part of counsel for the county.

Anent the Denver Kick.

"There are fortunately some people left in the world." says the Railway and Engineering Review, "who are not so wrapped up in their own affairs be

Omaha it was stated that the report from Cheyenne relating to contracts for \$3,000,000 made by that company had no relation to the tunneling of Sherman Hill. The principal item in the contract is the building of a cut-off around Piedmont Hill, near Evanston. The cut-off is to be forty miles in length and will, in addition to eliminating the Piedmont Hill, shorten the line about ten miles. In building it, three tunnels are necessary, the com-bined length of which are about a mile and a half. The hill is in the western part of the State, and next to the one at Sherman, is the worst on the main line of the Union Pacific.

RAILROAD NOTES.

Vice President Dodge left for the east today

General Passenger Agent Burley, of the Oregon Short Line, has gone to Omaha.

There seems to be no question that the Burlington will secure the eastern grade and right of way of the Utah & Wyoming, and that the necessary papers will be exchanged in a few days. Negotiations will at once be opened

to commence the building of the Deep Creek line, Mr. Twomey having been notified of the passage by the board of directors of the Utah & Wyoming of a resolution granting the use of the western part of the right of way and grade of that line.

It is announced from San Francisco that the Southern Pacific Company will restore the old lumber rate from Portland to San Francisco bay points, Sacramento, Stockton and San Jose at the first of the year. The new rates will be \$3.10 to San Francisco bay points and \$3.50 to other points.

A MYSTERIOUS "CHUMP."

Chief Hilton received a mysterious letter this moring, from some mysterious individual whose present where-

"He That Stays Does the Business."

All the world admires "staying power." On this quality success depends. The blood is the best friend the heart has, and "faint heart" never won anything. Hood's Sarsaparilla is the best friend the blood ever had; it cleanses the blood of everything. If you would be strong in the race of life A petition of intervention for the tax. and "do the business," you must "stay." Hood's Sarsaparilla makes the struggle easy. It gives clear,

> Dizzy Spells-"Sudden dizzy spells would make my hands and side numb and I could not work. Took Hood's Sarsaparilla and am a well man." Fred 9. Halloch, Box 94, South Kent, Ct.

Heartburn-"After eating I had a full feeling and heartburn. This, with headaches, poor appetite and bad taste in my mouth perfectly cured by Hood's Sarsavarilla." C. N. Devoe, Chico, Mont. Impure Blood - "I am pleased to recommend Hood's Sarsaparilla as a tonic and blood medicine. It has cured our family of impure blood." Miss Nellie Hilenbrant, Rochester, N. Y.

Hood's Sarsaparilla

SOLD ON A

Positive guarantee. Cures heart-burn, court reserved its decision. The quesraising of the food, distress after eattion for decision is whether Hunter is ing or any form of dypepsia. One little tablet gives immediate relief. 25 cts. and 50 cts. Z. C. M. I. Drug Dept. entitled to be credited with any time since the perfecting of his appeal. The defendant perfected his appeal on Sep.

tember 9, and was out on bail until October 6. From the latter date Hun-ter's appeal was pending, but he spent the time in jail, his bond having been withdrawn. If entitled to the time he spent in jail, until a dismissal of Walter James is up from Black Rock, the appeal, which was on November 21st, the writ will prevail, otherwise it Bert Jeffries of Livingston, Mont., is will not.

SMITH VS. RAYBOULD.

and Jury.

Judge Cherry and a jury have been occupied today in the hearing of testi-mony in the case of Abraham Smith vs G. B. Raybould, and the Hughes Produce company. Booth & Ritchie ap-peared for plaintiff, and George Suther. land and W. T. Gunter for the defend-

From the files in the case it appears that the defendant Raybould was formerly president of the Hughes Produce company, and it is contended by plain-tiff that he is individually responsible for a balance of \$719.38 due plaintiff on account of goods sold and delivered. It is alleged that the money which should have been applied on the debt was used by Raybould for private purposes. The defendant denies any responsibility and

says that the transaction was between plaintiff and the Hughes Produce company, and had nothing to do with him

defendant's motion for non-suit was in course of argument this afternoon. City: Richard Mackintosh, Salt Lake City: George Calder, Salt Lake City; John B. Iingham, Salt Lake City: Geo.

Nora Burnham will be Tried Again for

The jury in the case of Nora Burnham, charged with stealing a \$200 dia-mond ring from Mrs. Kate Farrell, was unable to agree and so reported to

favored conviction and four acquittal.

annun munnun munnun About 5:30 last evening Deputy junction suit was upon the adjourn Sheriff Ben Harries made the arrest of J. W. Munroe on the charge of stealing flowers from Florist Christopher Crament of court last evening continued until Tuesday, January 2, 1900. Architect Richard Kletting was on the stand nearly the whole of yesterday. Attor-ney J. H. Moyle, of counsel for plain-tiffs, wanted the witness to state whether he had given certain informa-tion to W. H. Roney and withheld the same from the other bidders. Judge 1485 The accused was taken before Justice Sommer and pleaded guilty. The court imposed a fine of \$10 and costs, which

Judge McMaster has set the case of Isaac Hunter, charged with burglary, for hearing next Friday at 11 a.m. that it had not been shown that Mr. Kletting was authorized by the board of regents to speak for it. Judge Hiles sustained the objection. The witness was also asked if he had told Grundfor The case of H. R. Watrous, charged with embezzling \$36 from Miss Maytie Sanders, will come up in the same court

if they failed to get the contract, as they would only be sub-contractors. This question was objected to and susand everything is in the march of protained by the court.

corder Backman today. His sureties are W. S. McCornick and Simon Bam-Judgment by default for \$4.118 has berger. Councilman-elect C. R. Howe, of the Third precinct, also filed his bond in the sum of \$500, with A. B. Mar-getts and A. F. Barnes sureties. been entered in the district court in the case of Theodore Bruback vs the Nebo Brown Stone company. The suit was to recover the sum, for which judg-ment is entered on account of services as general manager and moneys ad-

Verdict for Plaintiffs.

The jury in the suit of Thomas W. Jennings et al vs O. P. Pratt et al, re-turned a verdict last evening in favor of plaintiff for \$1,461.73, amount of note and interest, as against the defendant Hudson Smith. The action was the outcome of real estate transaction sev-

Church Incorporation.

Mrs. Winslow's Soothing Syrup has been used for children teething. It soothes the child, softens the gums, al-The affidavit of Testus Foster, setting forth that at a meeting of the mem-bers of the Congregational church at Robinson, August 16, 1899, it had been pain, cures wind col

Louisiana cause of his non-appearance in court. Mr. Hoar (Mass.) thought this a most

Said meeting is called for the special purpose of considering the advisability of amending and if thought proper, for the purpose of voting to amend and amending the Articles of Incorporation of said Company and Article XIII thereof, in the following results with the following portion thereof, towl: "%7.000 shares are held unsubscribed and unissued in the expectation that the same can hereafter be used to purchase and acquire an undivided seven twelfthis of the Ridge Mining claim, the Union Mining claim and the Eclipse Mining claim, hereinafter described, and an undivided three-twelfthis of the Ridge Consolidated Mining claim, hereinafter described, and an undivided three-twelfthis of the Sorbed, and an undivided three-twelfthis of the Sorbed, and an undivided one-fourth of the Norway Mining claim, hereinafter described, and if said \$7,000 shares are not so issued, then to be held unissued or sold for the benefit and uses of the Company as the board of directors may determine." And by inserting in and adding to said Article XIII is ostricken out, the follow-ing, towlt: The motion was denied although Lee unusual proceeding. He said it would be as proper for justices of the Supreme court to suggest to the President who should fill a vacancy on the bench. The The following grand jurors have been resolution was left on the table. drawn for service in the United States

Mr. Hale (Me.) had read from the clerk's desk the proclamation issued by J. P. Mahan, Salt Lake City; H. D. Gen. Brooke in Havana on turning over the civil government of Cuba to his successor Gen. Leonard Wood.

"This proclamation," he said, "must arrest the attention of the Senate committee on Cuban affairs and of the country. It is a most remarkable statement of the progress that has been made in Cuba. If Gen. Brooke be right, peace and good order have practically been established on the island and the people will be ready at an early date to enter upon a government of their own. General Brooke is to be congratulated upon having accomplished a vast work. It is much greater than I had supposed. I see the dawn of the time when the Cuban people will be able to set up a government of their

"Gen. Brooke having been displaced will soon come north, and when he arrives, will receive our congratulations Caustin Browne, Jr., Salt Lake City; upon his great work.'

own.

The matter was referred to the committee on relations with Cuba.

Gen. Anderson's Retirement.

Chicago, Dec. 20 .-- The Times Herald SAVE!

termine." The meeting is also called for the purpose of securing the consent of all the sharehold-ers and their vote in favor of the purchase by the corporation, from William R. Wallace, Jackson C. McChrystal, Samuel H. Auerbach, Daniel Fleids and Theodore Meyer, of the following named lode mining claims adjoin-ing the Company's mine in Tintie Maning District, Junb County, Utah, towit: The Aurora Mining claim, the Aurora Na.1 Mining Claim, the Charch Streve Mining claim. Mineral Entry No. 2591; the Rio Tinto Mining Claim, the Counch Streve Mining claim, the Congran Mining claim; the Consideration of a new Mining claim; the Toltee Mining claim, the Caracoa Mining claim; the Corporal Mining claim; the Bab tery "B" Mining claim, the Company, and for 25,000.00 in cash, payable on or betwee three years from date of delivery of the coarey-ance, and to be represented by the promis-sory notes of this Company, syable on or before three years after date, without inter-enter. "B" content the Content of the promis-sory notes of the Sompany, and for 26,000.00 in cash, payable on or betwee three years from date of delivery of the coarey-ance, and to be represented by the promis-sory notes of this Company, syable on or before three years after date, without inter-enter three years after date, without inter-enter of the Bard of Directors. Brig.-Gen. Thomas M. Anderson, commander of the department of the Lakes, with headquarters in Chicago, will be relieved from active duty, January 21, 1900, by the obligatory operation of the law retiring army officers at the age of 64 years.

His retirement will remove from the regular army lists one of the most est to maturity. By order of the Board of Directors. HENRY J. WALLACE. Vice-Fre. THEODORE MEYER, Secretary. Salt Lake City, Utah, Dec. 20, 1830. prominent officers of the old school whose military training was gained on the field of battle in the war of the Rebellion.



J. P. Mahan, Salt Lake City; H. D. Fulsom, Salt Lake City; Thomas V. Williams, Salt Lake City; George Mul-lett, Salt Lake City; George Mul-lett, Salt Lake City; Walter Scott, Provo: W. F. Colton, Salt Lake City; John T. Williams, Salt Lake City; M. W. Huck, Salt Lake City; Joseph Geoghegan, Salt Lake City; Joseph Geoghegan, Salt Lake City; Joseph Geoghegan, Salt Lake City; Grant Hampton, Salt Lake City; George Swan, Kaysville; W. H. Spafford, Mili Creek; Henry Gardner, Spanish Fork; F. H. Offloer, Salt Lake City; W. H. Huish, Payson; Albert Marsh, Alpine; Joseph E. Caine, Salt Lake City; Wil-liam Jex, Spanish Fork. Trial of the Issues Refore Judge Cherry liam Jex, Spanish Fork. Following is the list of Federal petit

jurors drawn for the term: J. K. Shaw, Salt Lake City; H. J. Rivers, Salt Lake City; John G. Midgey, Salt Lake City; Henry Welsh, Park lity; H. S. Ensign, Ogden; R. E. Davis, Willard; A. C. Brixen, Salt Lake City; M. E. Johnson, Huntington; Alma Hardy, Bountiful; T. M. Deal, Spring-Hardy, Bountiful, T. M. Deal, spining ville; Theodore Farley, Provo; L. G. Hardy, Salt Lake City; David Kay, Ogden; George E. Lee, Bingham; W. S. Barnes, Salt Lake City; Edwin Lam-born, Laketown; Alfred Solomon, Salt Lake City; John A. Silver, Salt Lake Cime Dickard, Machingh, Salt Lake

personally. The plaintiff rested at noon and the

JURY DISAGREED.

Stealing a \$200 Diamond Ring.

rived in the city last night from Fort Duchesne, accompanied by his family. The captain is on leave of absence and is en route with his family on a San Judge Norrell fate yesterday afternoon. It is learned that four of the talismen annonnonnon

University Case Goes Over.

Further hearing of the University in-

Henderson, counsel for the University objected to the question on the groun

report great activity down there. New country is being settled and improved, & Atkinson that it would not matter

City.

moved.

Jadgment by Default.

vanced.

eral years ago.

gress. During his trip, Apostle Woodruff traveled 500 miles by team. TO CURE A COLD IN ONE DAY.

Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. E. W. Grove's signature is on each box. 25c.

HOLIDAY REDUCED RATES.

On December 23rd, 24th, 25th, 31st and January 1st, the Rio Grande Western Railway announces a rate of one single fare for the round trip between any two stations on its lines. Tickets limited to January 3rd. Train service for Ogden, Provo, Eureka, Manti and arious other points in the State is the very best.

> Poppiar Price Jewelry Store, W. W. Hall, 259 Main Street.

FOR OVER FIFTY YEARS

