THE DESERET EVENING NEWS.

TRUTH AND LIBERTY

TUESDAY, FEBRUARY 12, 1901. SALT LAKE CITY, UTAH.

NUMBER 71.

FIFTY-FIRST YEAR FRIARS' PROPERTY tenced to the gallows. An attempt will be made to secure a new trial. In case of failure an appeal will be taken. St. Cyr killed Davis in a cabin on the Hootalinga river last December, during a quarrell. vehicles. Mr. Morris says the city or-dinance governing this matter has fai-len into disuse and the carriage drivers THE MOTHER CETS SULZER AFTER IS IT RICHT TO not been heeding its requirements for the past five or six years. But the treasurer is going to enforce this ordinance in order that he may keep check on the cabmen, as some of PERRY S. HEATH. HER DAUCHTER. TRAVEL ON PASSES IN THE PHILIPPINES WALDERSEE-BAILLOUD AFFAIR. them, it is claimed, have been charg-French Foreign Office Admits There ing strangers too much for their ser-May Have Been Some Friction. All drivers found next week without Spanish High Court Decides for Was the Topic Agitated in the an anvers found next week without numbers will be arrested and prose-cuted. If the ordinance be not compiled with at once, Treasurer Morris says he will call the police to his aid in en-Paris, Feb, 12 .- The French foreign Declares He is Responsible for All office has not yet received an official report of the Von Waldersee-Bailloud They Sell and Leave the Islands, the Pro-Senora Uabo. Senate This Afternoon. incident at Pekin, but it admits there may have been slight friction between He Says About Him. forcing it. the two commanders. As to the re-ported intention of the French to oc-cupy Shan Si, the foreign office officials ceeds Will Go Into the Treasury BANKRUPTCY NOTES. say there is no foundation for the re-John W. Irvine of this city, has filed JESUITS HELD HER CHILD. TO RAISE JUDGES' MILEAGE THE LETTER IN THE RECORD The French troops have orport. a petition in bankruptcy with the clerk ders not to penetrate into Shan Si as the government thinks such a step would be quite impolitic and tanta-mount to invading an entirely new of St. Peter. of the Federal court. His liabilities are \$422.32 with no assets. The first creditors' meeting in the case of A. Richardson was held before Referee Baldwin this morning. J. Wal-cott Thompson was appointed trustee under \$200 bonds. Gen. Voyron, the commander of the Kept Her Against the Parents' Will-London, Feb. 12 .- A dispatch from sions are abandoned the church will de-Accomplished His Object in Getting Senator Alder Introduced a Bill French forces in China, telegraphs that Demonstration in Saragossa-Govit There-The House Orders it which Precipitated a Lively Debate the railroad from Pekin to Pao Ting Fu was inaugurated February 10. A ernment Suspends El Pais. Madrid says that the pope has deteron Question of "Deadheads." Stricken Out. **OUARANTINE VIOLATIONS.** special train which left Pekin that day returned February 11. The French and mined that the proceeds from the propsions elsewhere. The Spanish ambassador to the vatiety of the friars in the Philippines, if can, Senor Pidal, who was recently ap-Belgian officials were present at the Madrid, Feb, 12 .- The high court has Several Cases Reported to Health Early in this afternoon's session the Washington, Feb. 12 .- The chaplain of the friars sell the property and leave inauguration. pointed to this post, had intimate relareversed the judgment of the two lower Officials Today. Senate became involved in the considthe House in his invocation today rethose islands, will go into the treasury tions with the pope and will soon begin courts and has ordered the restitution eration of Senate bill No. 46, by Alder, Six People Killed. of St. Peter's. His holiness permitferred to the fact that this was the The attention of the authorities has to discuss the questions affecting the of Senorita Uabo. a provision to increase the mileage of London, Feb. 12 .- Six men were killed anniversary of the birthday of Lincoln. ted the friars to hold estates for the upport of the missions and if the mis- interests of Spanish church orders. been called to alleged violation of the This case has been the occasion of district judges from 8 cents to 10 cents. today by an explosion in the Chilworth the emancipator, and prayed that his quarantine regulations in several parts gun powder works near Guildford. much of the disorder that has taken The judiciary committee recommended life might be an example and inspiraof the city, Among a number which FRANCHISES DECLARED TAXABLE. place at Madrid recently. It is an acthat the bill be not passed. Senator BOERS ON THEIR LAST LEGS. tion to those now living. have been reported is that of one. Austion brought by a mother to compel the Lawrence, as a member of the commit. tin Niel, living at 167 south Fourth As soon as the journal was read and English Feel Sure War in South Aftee, explained that the bill was opposed West, who last week took down with Jesuits to give up the custody of her approved, the struggle over the quesrica is About Over. smallpox, and on Friday was removed daughter, who, it is alleged, was inbecause it was thought that some of tion of expunging from the Record the duced by a zealous priest to take the vell without the consent of her parents. to the isolation nospital for treatment. the judges were now traveling on New York, Feb. 12 .- A dispatch to anonymous letter reflecting upon Mr. On saturday the house in which Niel the Herald from London says that a sentiment of supreme hopefulness is prevalent in London relative to the passes and receiving their mileage in Perry S. Heath, which was read at the instigation of Mr. Sulzer (New York), during the exciting session of yestertook sick was quarantined. One George Shephard, Jr., also lives in this house SARAGOSSA DEMONSTRATION. Nichigan Supreme Court So Decides - Refuses to Grant Manaddition. The committee was prepared Saragossa, Feb. 12.-A man injured in yesterday's demonstration died this to favorably consider a measure on the same subject, providing for the district and was included. Yesterday afternoon, ndition of affairs in South Africa, and day, was resumed. The letter appeared in the Record this morning. Mr. Knox (Mass.) called up the alleged infringement of the privihowever, it is said, Mr. Shephard, with-out regard for the quarantine reguladamus to Compel City to Strike Valuation from adds: morning. The theaters and , all the cafes are judges to receive just such expenses as "There is absolutely no doubt that news has reached here from German sources showing the Boers are pretty they incur and no more, Senator How. ell said the State should furnish the tions, left the infected house and came closed and over thirty arrests have been the Assessment Rolls. up to the city and county building, for leges of the House. He claimed that the matter was before the House in two made the purpose, as he says, of reporting judges their necessary traveling exwell at their last stand." The prefect has taken the most severe that the family living in the house had penses only. First, as unfinished business measures to maintain order. nothing to eat. The quarantine officer On motion of Senator Smoot the bill DEWET CROSSES THE ORANGE. ways: second, as a matter appearing in the Record over which the House had conhowever, had already done this. When ASSAULT ON JESUIT COLLEGE. Lansing, Mich., Feb. 12 .- The Michi- the sums alleged to represent the value was recommitted to the committee on London, Feb. 12 .- A dispatch from as supreme court today handed down | placed on the company's franchise. The the facts became known in the joint Valencia, Feb. 12 .- Three men who salaries trol. Mr. Knox said he admitted that a member might upon his own respon-sibility, charge any sort of mense against a man not a member of the House and not be liable to be called to Pretoria says: building it caused a general scattering During the discussion, Senator Kiesel asked if it was right for the legisla-tors to travel on passes. Senator Lawtried to force open the doors of the Je-Gen. Dewet crossed the Orange river north of Norvalspont Sunday night, go-ing in the direction of Philipstown. The among the employes about the builda opinion affirming the judgment of suit college have been arrested, declares that the propriety tion ing. EL PAIS SUPPRESSED. the Wayne county circuit bench, that treating aggregations of property as a The matter was called to the atten rence said that he did not think that it was, and in accordnee with that sentiunit is as natural and proper for the purposes of assessment as for the pur-British are following. tion of the city health officers, and it is understood that Shephard will be Madrid, Feb. 12 .- The government has franchises received from the city are account, yet he contended that when a member introduced a paper the House obtained jurisdiction. He asked the House to adopt a resolution which he suppressed the republican organ El tatable. The decision was in the case ment he said he had returned his pass. Russian Garrisons Threatned. prosecuted for his violation of the law. The judiciary committee recommend-ed the passage of Senate bill No. 25, repose of sale, especially where the var-Pais pose of sale, especially where the var-lous elements are so essential to the purpose for which they are combined, that the withdrawal of one would im-pair the use of or destroy all for the purposes to which, in their new form, they are adapted. The mandamus asked for, to compel the striking of the assessment from the rolls, was denied of the Detroit United Railway com-The quarantine inspector was sent to investigate the case that afternoon, Republican banquets were held yes-London, Feb. 12 .- A special dispatch any, whose assessment was increased from 12,600,000 to \$8,142,100, on the as-sumption that its franchises were taxterday at Saragossa, Pampeluna, Cadiz, Valencia and Malaga, lating to who shall or who shall not be present at the sessions of the grand from Shan Hai Kuan says the lines of communication of the Russian garrisent to the clerk's desk. The resolution recited the occurrence of yesterday and Another quarantine violation was narrowly averted by County Physician Mayo yesterday. The facts, as far as Senor Pi y Margall, leader of the jury. The report was adopted. The same committee also recommended the sons at Kia Chau and elsewhere are directed that the document be stricken federal republicans, speaking yester-day, said he believed the present movethreatened and that they have urgently from the Record, Mr. Bailey (Texas), asked Mr. Knox they could be learned, are as follows: A Mrs, Taylor, who resides on Fifth passage of S. B. No. 38 by Howell, pro-viding for the approval of the bonds of State officers. Senator Howell stat-The railway company applied for a requested reinforcements to repel the ment was the prelude of a grave revoluamus to compel the common counattacks of brigands. assessment from the assessment rolls | assessment from the rolls, was denied. withdraw the preamble of the reso-East and Twelfth South, was success-fully vaccinated last fall, receiving a tion. of State officers. Senator Howen stat-ed that at present there is no provision for the approval of the bonds of the auditor, treasurer or attorney-general, and the bill was for the purpose of remedying that defect in the law. The Die Grande Western has tenlution. Yellow Fever at Rio Janeiro. "I, myself," said he, "intend to vote certificate to that effect, and in the lan-A LIVING EXAMPLE. to strike this anonymous communica-tion from the Record," (Republican ap-Rio Janeiro, Feb. 12 .- Three cases of FISH HATCHERY AND FISH STATION guage of the attending physician, "it vellow fever were discovered here yestook beautifully." H. A. Woodmansee Tells Medical Sociterday. Recently, however, she took down with the smallpox notwithstanding the Mr. Knox consented to strike out the ety of Loss of Limbs. Rio Grande Western has ten-The preamble and was about to demand the previous question, but at the request of Mr. Sulzer, yielded five minutes to the New York member. Mr. Sulzer said he dered to the Legislature a special train to take the members to Provo tomor-**H. A. VALLEZ' RESIGNATION** vaccination; and a little later her hus-H. A. Woodmansee, the man whose band contracted the disease. Their resirow. The train will leave at \$:45 to-morrow morning. The Salt Lake City railroad company will carry the solons dence is somewhat isolated from neighfeet were successfully amputated at St.



ISPECIAL TO THE "NEWS."] Washington, D. C., Feb. 12 .- On motion of Senator Rawlins, the Senate passed the bill to establish a fish hatchery and fish station in Utah.

BANK CHANGES APPROVED. The comptroller of currency has approved changes in National bank offi-

cials as follows: Utah-First National bank, Nephi, G. M. Whitmore, cashier, in place of C. S. Tingey: Eugene Giles, assistant cashier First National bank, Park City: Simon Bamberger, vice president, in place of W. W. Chisholm. Idaho-First National Bank of Idaho.

Boise City, Geo. F. Redway, cashier, school, Idaho.

MISSOURI PURE FOOD LAW. The state Supreme Court Decides

that it is Constitutional. Jefferson City, Mo., Feb. 12 .-- The su-

adgment of a lower court, decided that pure food law, enacted two years is constitutional. This law probits the use of alum in baking powins and kindred combinations,

CONGER WOULD ACCEPT.

Would Take Republican Nomination

for Governor of Iowa. Paul, Minn., Feb. 12 .- A special from Des Moines, Iowa, says: Maj. E. H. Conger, minister to China, he cabled to an Iowa friend that he will accept the Republican nomination governor of Iowa, but will not make s fight for it.

CLAIMS AGAINST SPAIN.

House and Senate Conferees Reach an Agreement.

Washington, Feb. 12 .- The conferees of the Senate and House today reached th agreement upon the bill providing a means for settling the claims of citizens of the United States against Spain as for by the Paris treaty of The House conferees recede hen their amendment requiring the down of claims to pass upon such daims and accept the Senate provision te a commission. The new memberb of the commission, is, however, in-reased from 3 to 5. A provision was ateried, making the decisions of the ission final but giving it authority te grant a rehearing under certain cirances and also to ask the opinion the United States Supreme Court on whe united States Supreme Court on bints of law. The commissioners are b be appointed by the President and animed by the Senate and the bill requires that they shall be learned in Ge law. The headquarters of the com-mission will be in Washington but it is impowered to send a computationer empowered to send a commissioner stroad to take testimony. MARCONT'S SYSTEM SUCCESSFUL Messages Sent from St. Catherines,

I. of W., to the Lizard.

London, Feb. 12 .- Prof. John Fleming. ecturing at Liverpool, yesterday said be had Signor Marconi's permission to make the first mention of the fact that on the first mention of the fact that a the first day of the reign of King Edward VII, Marconi accomplished the nishing feat of sending wireless nessages between St. Catherines, Isle of Wight, and the Lizard, 200 miles. Perfect communication between the two points has since been established.

ROCHESTER TUMBLER WORKS.

largest and Finest in the World Are Destroyed by Fire.

Pittsburg, Feb. 12 -- Nearly the entire Finisburg, Feb. 12.—Nearly the entire fant of the Rochester Tumbler works the National Glass company, the treat and finest in the world, located Rochester, Pa., was destroyed by a

I in place of Charles Himrod; R, A. Mc-Afee, assistant cashier in place of Geo. F. Redway.

PENSIONS Pensions Granted-Idaho, original. Eddy F. Ferris, Arco, \$6. War with Spain, widow, Margaret McClure, Boise, \$12.

PATENTS. Patent granted, Leopold Berger, of

Salt Lake, for motor, and Henry Patzol1, of Salt Lake, for scaffold bracket. Miss Linne Diezel of Sapakonete, Ohio, has been appointed a teacher at the Uintah Indian school and Miss Boulwell assistant seamstress at Lemhi

fire that started about midnight. The loss will amount to about \$500,000, and is believed to be covered by insurance. Eight buildings were burned and the only portions of the plant left standing are the punch department and the blown warehouse. An overheated furnace is believed to have started the fire. The Rochester Tumbler Works had a capacity of \$5,000 dozen tumblers a week. The plant covered an area of fif-

Boxing Tournament Postponed.

teen acres.

San Francisco, Feb. 12 .- The championship boxing tournament which was announced to be held in the gymnasium of the Olympic club next month, between the winners of the Eastern ch pionship boxing tournament of Pitts-burg, Pa., and the winners of the late tournament held here, has been indefinitely postponed.

Earthquake in Spain.

Malaga, Feb. 12 .- There was an earthquake shock today at Grazalema, forty miles from Cadiz. It was accompanied by loud rumblings. The inhabitants became panic stricken and many buildings were damaged.

The Topeka at Barbadoes.

Washington, Feb. 12 .- The navy department has received a cablegram from Commander Delano of the training ship Topeka, announcing his arrival at The Topeka recently sailed from Cape Verde and apprehension was felt in some quarters as to her safety.

Big Fire in Chicago.

Chicago, Feb. 12 .- The Everett apartment building, a four story brick struc-ture at 272 and 274 Forty-second street, was completely destroyed by fire today. The loss is estimated at about \$50,000, partially covered by insurance. So far as known, however, no one was injured. FERDINAND'S MARRIAGE.

Czechs Walk Out When Succession to Throne is Renounced.

Vienna, Feb, 12 .- In the lower house of the reichrath today when Archduke Ferdinand's declaration relative to his marriage to the Countess Chotek, and the renunciation of the right of succession to the throne was read, the young Czechs rose in a body and walked after their spokesman had congratulat-ed the archduke and his wife and had declared that the Czechs did not red og. nize the competence of the reichsrath to deal with matters affecting the succes. sion to the throne, in the dominions of

the Bohemian crown, The premier, Dr. Koerber, subse-quently urged the house to proceed in a amentary manner and deal with

Guilty of Murder.

Sealtle, Wn., Feb. 12.—The steamer Dolphin arrived from Alaska last night with news that George St. Cyr, mem-ber of a well known Canadian family, has been found guilty at Dawson of the murder of H. Davis, and has been sen-

Brief Blography of James H. Gardner Who Takes the Coveted

Superintendent of the Utah Sugar Company

the Recipient of Tokens of Esteem.

Position at Lebi.

[SPECIAL TO THE "NEWS."] Lehi, Utah, Feb. 12 .- Mr. Henry A. Vallez has resigned his position as Superintendent of the Utah Sugar company, and has accepted the same position with the Binghampton Sugar- Co., of Binghampton, N. Y., and will leave f -- that destination in a couple of days. Last evening at the Union hotel a lovely banquet was given in honor of Mr. Vallez, by the employes of the

Utah Sugar company, the menu consisted of the following: Wines, claret, port, beer, fresh oysters, striped bass, tenderloin steak, chicken, lobster salad, celery, desert. Right after indulging in this happy

repast Representative Mosiah Evans, master of ceremonies, in a neat speech called on Manager Thomas R. Cutler for an address. Mr. Cutler cheerfully responded and paid a high tribute to Mr. Vallez as a superintendent and stated what great success had been at-tained by the Utah Sugar Co. under the superintendency of Mr. Vallez. At the close of Mr. Cutler's remarks he provide as a token of re-

spect and esteem, with an opal stud in better of the Utah Sugar company and an umbrella with the inscription "Henry A. Vallez, Feb. 11, 1901," in behalf of the employes. Mr. Vallez Vallez for their remembrance and pany said that the only reason he was severing his connection with Ttah that he had been offered a more paying

position. Speeches were also made oy Director Barlow Ferguson, the heads of each department and also by Dr. R. E. Steele, Ole Ellingson, cashler Lehi Commercial and Savings bank, and Wm. E. Racker, superintendent of the People's Co-op Institution. Through the kind-

ness of Manager Cutler the party then adjourned over to his commodious residence and the evening was spent very pleasantly. Mr. Cutler had secured an orchestra of three pieces, Messrs. Car-rington, Youngberg and symns of Salt

Lake City, and during the greater part of the evening they discoursed beautiful selections, intermingled with songs and recitations by Lehi people. There were 57 persons present all employes of the Utah Sugar Co. with the exception of Mr. and Mrs. Wm. Wing, Mr. and

Mrs Wm. E. Racker, Dr. and Mrs. R. E. Steele, Barlow Ferguson and daughter, Mr. and Mrs. Ole Ellingson, and Mrs. C. A. Granger, wife of the Utah Sugar Co.'s former superintendent. The party broke up about 12 o'clock wishing Mr. Vallez every success in his new field of labor. Mr. James H. Gardner of Lehi City,

Utah, who has been recently appointed superintendent of the Utah Sugar Co., to succeed Mr. Henry A. Vallez, was born in Mill Creek, Salt Lake county, July 27th, 1859. At the age of 17 he menced to work in his father's saw mills in Cottonwood Canyon, working there four years. In the year 1880 Mr. Gardner was called on a mission to the Sandwich Islands and on his arrival

was selected to work in the Church sugar mill there, then under construction, and at its completion was appointed superintendent of its operations. the Church having paid a professional German sugar maker to instruct him in the art of sugar manufacture. After remaining there three and a half years, he was honorably released to return home and for a number of years fol-

lowed the pursuit of farming. In 1887, having in the meantime married Miss Rhoda Huffaker of South Cottonwood, the budget and other serious works,

Rhoda Huffaker of South Cottonwood, he moved with his wife to Idaho, and for about four years engaged in the ranching and stock raising business. While at this place Mr. Gardner super-intended the construction of the Har-rison canal near Idaho Falls. Since 1890 Mr. Gardner has been identified with the Utah Sugar Co., first as sugar boiler and then as mill foreman.

said to have been attending school at his personal character and reputation. "I stand here," he continued, "and say that no man in this House can charge me with any offense whatever can or with any misconduct. My life is an open book, and when the gentleman an open book, and warn the sentential from Pennsylvania yesterday attacked I felt justified in smoking out the culprit who was responsible for the charges. And I did smoke him out." Mr. Sulzer shouted with arm upraised. "I had the courage to stand here yes-terday and say that I was responsible for every word in that letter. If Mr. Heath thinks there is anything libelous or scandalous in that letter, I will not plead my constitutional privilege. will plead the truth of the statem ants This morning a gentleman, a former member of this House, said to me,

was at a loss to understand the anxiety to protect the character of Perry S. Heath, who was not a member of the House, while his party associates were exulting delightedly in the attack upon

"The man who wrote that letter knew Heath like a book; every word in it is I have no objection to striking true.' the letter from the Record. "But I serve notice that I am going

to say everything in that letter and I want Perry S. Heath to answer. If he does he will be fit for the penitentlary, I want him to understand that I am responsible in damages for what I say. The House has no compunctions of conscience when he attacks me, but when I attack him he squeals like a pig under a gate. I got that letter in the Record, That was what I was after. I am now content to have it stricken out." Mr. Knox's motion to expunge the letter from the permanent record was then adopted without division.

Mr. Tawney (Minn.), chairman of the committee on the special St. Louis exposition, then tried to get up the ex-position bill, but Mr. Cannon, chairman of the appropriations committee declined to let it come up until the pending appropriation bills were out of the way, and anyway until the House went into committee of the whole and took up the army appropriation bill. It was arranged that the general debate should run for three hours. Mr. Hull, chair-man of the military affairs committee, made a brief explanation. The bill car-ries \$117,994,649, f12,355,133 less than the estimates.

SENATE PROCCEDINGS.

Washington, Feb. 12 .- At the beginning of today's session of the Senate a bill was passed appointing a commis-sion, consisting of the president of the Society of the Army of the Tennessee, the chairman of the joint committee on library and the secretary of war, to select a site in the city of Washington and here designs prepared for a me-morial or statue of Gen. U. S. Grant, the cost of which shall not exceed \$250 .-

Among other bills passed was one to establish a fish hatchery and fish station in Utah to cost \$20,000.

The agricultural appropriation bill was called up by Mr. Proctor, chairman of the committee on agriculture. It carries \$4,503,920, the increase proposed by the Senate committee being \$158,820. The reading of the bill in full was de-

manded by Mr. Sullivan (Miss.), Mr. Proctor having objected previously to the consideration of a bill Mr. Sullivan had called up.

WANTS HIS WIFE IN ASYLUM.

William Hodge, residing with his son Robert, at 54 north Seventh West street, called at the county clerk's office today and made complaint that his wife, Christina, was a fit subject for custody and treatment at the State in. sane asylum. Mr. James asked if the woman had been treated for the mal-ady from which she is suffering, to which the husband replied that she had not been treated for her affliction with. in the past four years. The case was referred to County Physician Mayo to referred investigate and decide what ought to be done with the unfortunate woman.

AFTER THE HACKMEN.

They Must Carry Their Number Henceforth in Plain Sight.

The city treasurer has issued an edict, requiring all hack and cab drivers to call in at his office and receive a num-ber, which must be painted on the side glasses of the lanterns carried on their

the St. Ann's Orphanage. Yesterday the matter leaked out somehow, and

bors, and the latter did not learn of the development of the disease, and, as the

matter was not reported, they escaped

being quarantined. During all this time thec hildren of these people are

Alislook

County Physician Mayo went out to investigate the case, and placed the house and its occupants under quaran-tine. The husband of the women, however, is said to have declared that he would pay no attention to the quarantine regulation, whereupon the matter was reported to the county commis sioners, who instructed Dr. Mayo to inform the gentleman that if he did not observe the quarantine a deputy sheriff would be sent to guard his house and compel him to obey the law.

GRAHAM CASE IN

SUPREME COURT.

The Supreme court continued its ses-

sion today, and listened to arguments in three criminal cases which were up for consideration.

The case of the State vs Fred J. Mc-Nally, appellant, who was convicted of arson by the district court, and sentenced to fourteen months in the State prison, was first taken up. The points raised in the appeal of this case are the same as those in the Beddo case-that the information signed by the district attorney instead of the county at-torney, is void. The case was argued and submitted on briefs, and taken under advisement by the court,

The next case was the State, appellant, vs Jesse Reynolds. The defend ant was found guilty of fornication in Sanpete county in May, 1900, whereupon his attorney, W. K. Reld, moved the court to set aside the judgment upon various technical grounds. The motion The motion was granted by the lower court, and the State appealed the case to the Supreme court, which dismissed it and affirmed the action of the lower court. The next case called up was the State

vs John C. Graham, appellant. The defendant, it will be remembered, tried in the Third district court and convicted of unlawful cohabitation, on June 11, 1900, and fined \$250, or Im prisonment in the Salt Lake count counts ail one day for each dollar of the fine The points raised in the appeal are that the alleged offense was committed, if committed at all, in two countles, and the defendant raises the question that the trial court had no jurisdiction. Exception is also taken to the instruct given by the trial judge to the jury. The ease was argued and submitted

Hon. Arthur Brown and King, Burton & King appeared on behalf of the de-fendant, while the State was represented by Assistant Attorney-General W. R. White,

TONIGHT!

The Salt Lake Mutual Telephone and Telegraph company will introduce their ordinance this evening. A representative of the "News" called on the gener-al manager of the Sait Lake Mutual Telephone and Telegraph company this morning and found that it was their intention to have their telephone ordinance introduced this evening. It is very favorable to the city in many particulars. Mr. Webster said that his company were not only ready and will. ing to build an up-to-date exchange in Salt Lake, but as evider, ed by the or-dinance they stand ready to give a bond with good and sufficient surety in the sum of \$30,000 conditioned that the said company will fill all openings and excavations made by them: that they will relay and repair all paving, sidewalks, curbing, streets, alleys and high-ways which may be disturbed by them and will pay all damages for personal or other injuries for which said city may become liable resulting from or growing out of any negligence or want of care on the part of such company. They will also agree to deposit with the city treasurer \$10,000 in the United

meeting of the Salt Lake County Medi-cal society last night. Dr. A. C. Behle, who performed the operation, which was of particular moment to the society as being the first where the new anaes. thetic has been used west of the Mis-souri in an operation of this character, made an interesting exposition of the case and much useful information was brought out in the discussion which fol-

Mark's hospital several weeks ago, under the subaractnoid application of anaesthesia, was a living exhibit at the

The case has already been fully, lowed. reported in the "News" columns. An interesting case of cholesteatoma, a disease in which a tumor in the ear had absorbed part of the mastoid bone,

was exploited by Dr. L. W. Snow, Dr Mayo presented two cases of heart dis. ease which had unusual features.

AGAINST HORNBUCKLE. Mrs. Rasmussen is Anxious to Locate

a Former Koomer.

A lady who gave her name as Mrs. Rasmussen, and who is the genius loc! of a rooming house at 67 and 69 west. police Third South street, called at the station last night and said that she was anxious to locate one of her former roomers, a man named Walter Hornbuckle, who, she asserts, has buckle, who, she asserts, has very strangely disappeared and with him three gold rings and \$25 belonging to her. The lady is more anxious to be-hold the rings and cash than she is the man, but she fears that she will never

see either again. Mrs. Rasmussen says that Horunbuc kle came to her place about two weeks ago and represented himself to be a She says that he began to plumber. pay attention to her and finally pro-posed and she accepted, although he is but 32 years of age and she is much his She says that he persuaded her senior. to let him have the cash and rings, and that last Sunday night was the last she saw of her prospective husband.

STRIKERS DISGUSTED.

Men Return from Castle Gate Without Accomplishing Anything. the dismissal of complaints on appeal from justice of the peace courts. The change is that if the motion for new trial is denied on account of more than

[SPECIAL TO THE "NEWS."]

Scofield, Utah, Feb. 12 .- Two of the forty-seven who started for Castle Gate yesterday morning have returned and the balance are at Colton waiting to come up on the train today. The ma jority of the strikers who were at Castle Gate returned yesterday on the train passing the delegation on foot about half way between Scofield and Colton. In speaking to some of the committe who have been at Castle Gate they said "News" representative that to a were disgusted at the way things turned out at Castle Gate, and if some of them had known it before they would have kept going until they got out of the State.

A meeting is expected when the bal-ance return from Colton today,

APOSTLE GRANT HOME.

Returned in Company With Mrs. Riter and Mrs. Burton.

Apostle Heber J. Grant returned home today after an absence of three weeks in California. He took his family with him for the improvement of their health, and left them at Pacific Grove where they are enjoying the baimy breezes from the ocean. Apostle breezes from the ocean. Apostle Grant was accompanied on his return by Mrs. C. S. Burton and Mrs. W. Riter, who have had a most delightful urn on the coast.

Elder Grant and Bishoy Walter Beattle and family of the Seventeenth ward are having a very enjoyable time. He says the Bishop is gradually recovering his health. He visited the Latter-day Saints

Sacramento, San Francisco and Oak-land, and spoke at each of those places. California mission is in the hands of bright, energetic young men who are meeting with success.

Apostle Grant says that the material Apostic Grant says that the material outlook for California is brighter than usual. There has been a large down-pouring of rain, of which the State was in sore need. This has added cheer to the farmers, who are now in high hopes for the present year's crops.

the Agricultural College at Logan, on Friday next, SIX NEW BILLS.

of charge.

popular vote.

sion.

accepted.

attend.

to and from the depot tomorrow, free

The Legislature will probably visit

Also an Invitation from R. G. W. to

Go to Provo Features in House.

The principal matters that came up

for consideration in the House this af-

ternoon was consideration of Hewlett's House bill No. 29, relating to property

exempt from execution, which had been

made a special order of husiness. Six

new bills were introduced and consid-

erable routine business was disposed of.

of House Joint Resolution No. 4, of the

legislature of Oregon relating to the election of United States senators by

Senate bills Nos. 33 and 20 to 25 in-clusive, which had passed the Senate

were signed by the Speaker in open ses-

A letter tendering free transportation

to and from Provo was received from

the Rio Grande road, and ordered ac-cepted with thanks. A special train

was suggested as preferable and will be

An invitation to attend an atbletic exhibition at the Y. M. C. A. rooms to-morrow night, was received and will be accepted by as many of the mem-bers of the House as can conveniently

Then the special order of the day.

House bill No. 29, by Hewlett, was tak-

en up. Only one amendment was pro-posed by the committee on judiciary,

pertaining to exemption of wages by

garnishment and making wages of \$1 a

day or less exempt. An amendment by D. H. Morris exempting a printer's

stock of type, press, etc., to an amount not exceeding \$500, carried. Other

amendments were being proposed when

INTRODUCTION OF BILLS.

first reading: House bill No. 119 by Gardner, by re-

quest, to amend the statutes relating to

one offense charged or that the facts

stated do not constitute a public of-

fense, the complaint may be amended and trial had thereon.

House bill No. 120, by Phillips, to

amend the statutes relating to property

exempt from taxation. The amendment

proposed exempts reservoirs from tax-

House bill No. 121, by Phillips, to

amend the statutes relating to the sale

of estray animals. The amendment

calls for twenty days' notice by the poundkeeper in place of ten, and re-quires the county clerk to publish same

in a newspaper once a feek for two

House bill No. 122, by Billings, to pre-

vent the sale of intoxicating liquor within ten miles of an Indian reserva-

tion, with a maximum penalty of \$300 or

tion, with a maximum penanty of solution six months in the county jall. House bill No. 122, by Smith, to amend the statutes in relation to taxa-tion, and defining the powers and du-ties of the State board of equalization. allowing the board to keep separate allowing the board to keep separate

assessment rolls for personal and real

House bill No. 124, by Smith, to

amend the statutes in relation to col-

amend the statutes in relation to col-lection of taxes from car companies, and fixing the annual salary of the col-lector. The act would make the secre-tary of the board of equalization the

collector instead of the State treasurer.

SPECIMENS STOLEN.

Sneak Thieves Purloin \$100 Worth

from a Miner.

This afternoon Fred Brod, a miner

from Bingham, called at the police

station and reported to the police that

some one had stolen three sacks of ore

He said he was making preparations to go out to Bingham and left his specimens. The police are investigating

specimens, valued at \$100, from him.

eeks.

roperty.

the matter.

The following bills went through their

the "News" report closed.

A communication was received from

secretary of state enclosing a copy

