# IN BITTER FIGHT

Right of Northern Pacific to Close Portland Gateway to be Investigated.

THAT FREE RIDE TO SEATTLE

Interstate Commerce Commission Called On to Do Some Real Work In Connection With Busine

Chicago, Feb. 8.-The Record-Herald today prints the following paws arti-

of the bitterest fights between the Harriman and Hill lines over passenger business to the Pacific northwest is to be settled by the interstate commerce commission. That body has given notice that on Feb. 1 R will begin an investigation of its pun motion at Chleage with a valew to determining the right of the Northern Pacific to close the Portland gateway to through business over the Harriman roads. Incidentally the most will go far toward determining the right of the commission to order through routes and compel railroads to join in through tariffs and therefore the right of a traveler to buy a through ticket over any two or more lines which reach his destination.

THE PORTLAND SITUATION.

In the present case the Northern Pacific has always refused to join the Harriman lines in a through rate to Scattle by the way of Portland, After the passage of the Hepburn set the Harriman lines filed a through tariff under the theory that the general concurrence of the Northern Pacifis in their tariffs covered the Portland situetlan. The commission ordered this tariff taken out upon the ruling that

tariff taken out upon the ruling that each tariff should be accompanied with a concurrence of the commetting line, which was locking in this case.

Then the Harriman lines filed a lariff which made the same rates from Chicago to Scattle and incorporated a provision to the offset that any passenger could, by applying to the conductor on the Oregon Italizand & Navigation company's line, secure a free side trip from Portland to Scattle.

This have was countered by the Burlington, who send a representative to the commission to ask if it would be allowed to file such a tariff from St. Louis to Portland with a free service side trip to Scattle. The commission thought not, but declined to issue a ruling, it being stated that it had decided to take up the question and go take up the question and go law gives the commission the to order through routes where and satisfactory routes do not

### SPIKE AND RAIL.

Eugene Daval, assistant general western agent of the C. M. & St. P. road, with headquarters at Omaha, is in the city, the guest of C. S. Williams, local commercial agent of the same

P. S. Kinnersley, formerly chief clerk in the car record office of the Oregon Short Line, has been transferred to the office of the general superintendent, J. M. Davis, where he will replace A. W. Lee as clerk to Chief Clerk H. T. Plumbof.

Exposition Traffic-An additional rain will be put on between Omaha and Portland, Or., next month, for the accommodation of the traffic toward the northwest the coming summer when the passenger business is expected to be geatly increased by reason of hold-ing the Alaska-Yukon-Pacific exposition at Seattle

Elks Excursion—About 800 people will make the trip to Los Angeles with the Elks excursion, which leaves this city tonight. The train will be run in three accitons, and the overflow will be run on the regular train. Everything has been arranged and all details of the trip attended to, and all that remains now is to step aboard the Sait Lake Route train tonight and enjoy the trip.

Rise for Rose-Information come from Chicago to the effect that Donald Rose, formerly commercial agent for the Illinois Central relirond in this city. and later foreign representative of the same line at London, has been trans-ferred at the office of President Hanrahan at Chleago, to be the president's assistant. Mr. Rose's many friends in this city are pleased to learn of his

Shops in Sacramento—According to information received in this city res-and the Western Pacific shop's site com-Pacific are to be located in Sacramento Pacific are to be located in Sacramento. The matter has been definitely decided and the Western Pacific shops site committee of that oily has placed on record the deeds of the site selected by the railroad company. The committee collected for the purchase of the site \$6.5, 719.44, or about two-thirds of the rost, the balance of which is pledged. The deed accepted by the railroad provides that a railroe at any time on the part of the Western Pacific to operate its main shops at or contiguous to Sacramento City will work a forfeiture of the site to the city, and while the shops may be moved, it can only be to a site equally as large, close to the city and approved by the mayor of Sacramento.



### The "Talked of" Candy

Those who eat Sweet's Society Chocolates, cannot reprain from talking of them-they are so good and whole

They Satisfy. At all Drug Stores



### The Arnold Fountain Safety Razor

In its case, it has the shape and size and exact appearance of a handsome, gold-mounted Fountain Pen.

Only \$5.00

Hot Drinks at a Moment's Notice



112-114 South Main

#### THE DUTY OF LEGISLATURE TO BE REPRESENTATIVE

Editor Desteret News-1 am happy to think that I am able to dot down few reflections, and possibly lend you some aid in the struggle in which you seem to be the advance guard in this state, now going on between the good citizenship of this nation and the curse of all nations. I have no hesttancy in offering you all the assistance in my power in your battle with the iemy of humanity, the greatest curse of this world, the salcon, the blight of the nations, eating away the hearts. I am not going to talk as a church man, I am going to give what I know about the saloon and whisky practically. Our legislators have an actual condition confronting them that is a serious one and that the people of this state are very much interested in, so much so, if I mistake not that no theoretical, compromising, regulating proposition will be accepted with good grace.

I am for absolute prohibition. If you want to cure a disease you must remove the cause. The saloon disease is a black plague upon the earth, absolutely unnessecary, demoralizing beyoud description, with not one redeemyond description, with not an redeciting feature; the creator of poverty, degrader of manhood and the bearty breaker of woman. It is the stepping stone or bad citizenship, one of the greatest calamities that can befall a nation. I will admit that I have known fairly good men in the whisky business, but they become thoroughly disgusted with their profession and witnessing its effect upon poor weak ly disgussed with their profession and witnessing its effect upon poor weak and degraded manhood that they, too, commence to take their own poison to brace up and stave off the thought of the final consequences of their vite and lilegitimate business, finally leaving a heart-braken and powers.

arrice a traveling salesman the other day and the question of prohibition came up. He was one of the strong members of humanity. He kept beer by the case in the house and, as he says, drinks it in place of water. In his own estimation he is one of the men that can govern himself and doesn't want his personal liberty interfered of the He is one of the strongest mindwith. He is one of the strongest mind-ed young men that he knows of, I said

Young man, I wish it were possible for me to keep a tab on you the rest of your life and at the end I would expect to see you leave a destitute, heart broken family and fill the grave of one who has failed in the great

employ a drunkard to earry on your business? Will any concern accept to a place of trust a drinking man, if

they are aware of it?

Mr. Legislator of Utah, you have accepted an important trust from your constituency; they have conferred upon you honor and responsibility and possibly have placed you in a position to advance to greater honor and tion to advance to greater honor and become useful to your state and nation. You are sent to the legislative halls to guard well the interests of the state and to earry out the will of your con-

stituents. The people of this state in a very large majority are opposed to the sations and the traffic in liquor; there seems to be a general up-rising against the business. This is a government ruled by majority, the will of the majority should and will prevail, so it is an to you.

Notwithstanding the argument of the

Notwithstanding the argument of the inquor interests, the states under absolute prohibition are thrifty and progressive, the state of Kansas is one of the financially rich spots of the carth. The city of Greely, Colo., is a thrifty beauty spot of the west and has no saloons. Seven infect rom Greely are saloons, showing the inconsistency of local option and the importance of absolute prohibition.

The man who tells you that prohibition does not prohibit is insincere or uninformed, or the almighty dollar is stronger with him than the preservation of manhood and the home.

If there are cases where prohibition does not absolutely prohibit, it curtails the traffic in liquor, so that what is used is not noticeable in a community. The fact is Mr. Legislator, the saloon is a parasite on humanity, absorbing everything there is in manhood and giving nothing in return. It is a rules are ond it is consequently, your duty to comply with the demands of the whose like naisance, which can intive idone by absolute prohibition and abate the naisance, which can intive idone by absolute prohibition and a strict enforcement of the face.

Hall Loke City, Phull, Pet. 4, 1909.

### AMUSEMENTS.

Theorer-The observance of Mendin's handredth birthday took no ble and notable form at the Theater ceperday. In the afternoon, at the inritation of the Chural moduly, the mater was througed from top to but sh."- It differed very little from a egular presentation, and the interest thewards beworld new it width although that the swung people appreciated it. Too much cannot be said in praise of

In the evening the house was again filled with a brilliant audience, although it was not so large as on the billed, and at Bath, Miss, six met first presentation. The opening was unduly delayed for half an hour, which somewhat cooled the enthusiasm of the addisines, but the general verdict was that the craterio was even better rentice fields were damaged.

# One Week More

The Same Big Bargains and a Host of Better

Monday it Begins

Ones.

## BANKS Millinery

116 Main Street

derel than on its first presentation detel than on its first presentation. Prof. Mcclisian had his chorus in specially fine shape, and they sang with a precision, earnestness and care that did them vast credit. The orchestra also showed improvement, and the group of notable soloists again did my work, unless we except Mr. Dougall, who was suffering from a cold and had to omit some of his most besultful passages. The same hearty applicate as before greeted the efforts of Mr. Engage, who was also surer of his work. Mr. Brines, Mr. Grafiam and Mrs. Plumaer, Mrs. Morris, Miss Evans, Miss Dwyer and Miss Estnes, the latter having a great reception for her beautiful number "Rest in the Lord."

At the conclusion the members of the chorus remained stated to neceive the congratulations of friends. A specially interesting fruiture was an address of congratulations of friends. A specially interesting fruiture was an address of congratulation of friends. A specially interesting fruiture was an address of congratulation of friends. A specially interesting fruiture was an address of congratulation of friends. A specially interesting fruiture was an address of congratulation of friends. It was nearly 50 years ago in London, when there ware 4,000 performers with an orchestra of 1,996, in which he played one of the violins.

A very pieasing and highly educational total feature was the address. Prof. McClellan had his chorus in

A very pleasing and highly educalife and music of Mendelssonn at the opening, delivered by Prof. Land of the B. Y. U. of Provo. He made som excellent points and was heartly ap-

. . .

Orpheum-Last night a one ac sketch, "His Phantom Sweetheart, o ment predominates rather than the merely amusing, but so deleately has the author managed his moral that it is far from being the red diag as a rule so furiously set upon and hooked by literary and dramatic critics. It houts rather as an aroma under the play of memories tender, appealing and exaling, a charming play of contrast showing in the vision of the dead sweetheart coming into the hour of a supreme material and cartily success, and laying its proud structure rearce! preme material and cartily success, and laying its proud structure rearest on sordidness and cruel indifference into dust, with the appeal of the old wholesome high ideals of youth. A pleasant surprise too, is the author's conception of his phantom sweetheart. It is no gray, ethereal ghost of traditional stage lore which walks into the miser's life. It is the natural, sweetfaced, sweet voiced girl with whom faced, sweet voiced girl with whom memory was alone familiar; with the little independent and natural airs and graces of the old time—a vision, which if one thinks, could alone have visited the chamber of memory in the old lover's heart. Miss Van Norman's rendition of the part was natural and effective, and her appearance an ideal one for the role.

The author, Mr. Allen, who consided the leading character, portrayed his own

ending character, potrayed his own conception of the moneyed king, hard-grained and confident from well won matter in the big financial areas, to he life, giving an effective rendition throughout. There could be no doubt success of the sketch and its

r the suscess of the sketch and its in residen on the audience. The pix broughout met with applause, an the repeated curtain calls at the close Next week's bill at the Orphanic i anticulty expected to be one of the survises winters of the season, as confidently expected to be one of the beaviest winners of the season, as it introduces the annual Orpheum show, which comes directly under the management of Martin Beck. The leading feature will be Mile De Dio, one of the greatest of European dancers, who we some wonderful electric effects. Harrison Hunter, the famous English actor, and his company will present a high class literary act entitled. The Yau Dyck." Meriso's came actors, a group of 36 trained dogs, present a literary agreement of Salomer. Hyman Meyer, famous as "the man at the plane," will give a mindeal monologue. Mr. Meyer is a protege of Misrim Beck's, and one of his hits is one of Eudie Fny's song successes, "He Goes to Church on Sunday!" Charles and Famin Van in a one act sketch: Work and Ower, executive gymnastics, the orchestra under Mr. Wethe, and the kinedrome in some new pictures, make up the remainder of the bill.

### GOVERNOR HASY'ELL GIVEN DEMONSTRATION

Muckages, Okla. Pets. 5.-Gee, Charles

### NEARLY SCORE OF PEOPLE KILLED BY STORMS

Louisville, Kr., Feb. 5-Death for dle Known deaths thus tar; Stategari, Ark.—Mrs. Garfield and a child of Will Stary, Mrs. Story is inforted fatally injured. Sulphur Springs, Tex.—Mrs. C. Cald-

## 'NIGGER" APPEARS IN PORTER'S BILL

Member from Morgan Insists or Judiciary Committee Considering Measure.

PERMITS BREWERIES TO RUN

Also Proprietary Medicines Contain ing Not to Exceed 10 Per-Cent of Alcohol.

After a discussion lasting an hour the house yesterday voted to recommit reason that some of the members wanted to have the committee pass on some of the other bills introduced in the house purporting to prohibit the man-

bouse purporting to prohibit the manufacture and sale of intexicating Bours in the State of I tab.

As an instance of the neglect of the committee in the matter of fading to consider other prohibition bills, it was urged that H. B. W. introduced Feb. I by Mr. Porter of Morgan, had not had a hearing before the committee, and that gentleman desired that this measure, as well as some others, should be given a hearing before any final recommendation was adopted with reference to a prohibition law.

On its face, the bill introduced by Mr. Porter, seems to be a genuine prohibition article. It begins in the usual manner by stating that it is "An act to prohibit the manufacture, sale or otherwise disposing of intoxicating liquors, and providing penalties for violations thereof, and constituting fines imposed a lien upon the premises where intoxicating liquors were sold and repeating title 39. Compiled Laws of Urah, 1997, and subdivision 41 of section 206. Compiled Laws of Utah, 1907," all of which is according to the manner and using in such cases, made and provided, and in conformity with proper legislative form. The first section goes on to say "that it shall be unlawful for any person to manufacture, sell, barter, deal out or otherwise dispose of any intoxicating liquier, within the State of Ulah, except as in this act permitted."

The successing sections of the bill go on to amplify the acope of the measure and in high-class legal phraseology to designate what shall be infractions of the measure, and providing penalties therefor.

Not until the 18th and sext to the last section in the bill is reached, does the "nigger in the woodpile" appear. Sec-tion 18 of the proposed act reads as

follows:

"Sec. 8. The term intexleating liquor' as used in this act includes spirituous, vinous, malt, and other intexicating liquors and patent and proprietary medicines or other compounds capable of being used as a beverage and WHICH CONTAIN MORE THAN 10 PER CENT OF ALCOHOL, or other intexicating liquors."

rating liquors."
other words, beer, which contains
4 per cent of alcohol, may be
factured and sold after the parge of the act just the same as at ceent; saloons selling any kind of li-or, including patent and proprietary dictions not containing more than per cent of alcohol, may continue to oper cent of accepts, may continue to fourlsh as wide open as at present, all of which is calculated to bring joy to the heart of the brewer, whose interests are joopardized by the passage of a more stringent prohibitory measure. H. B. 76, by Porter, will be considered by the judiciary committee, along with all other measures proposed on the prohibition question; but as to its of ficacy as a means for abolishing the liquor evil, there will be some considerable divergence of opinion. The bil act shall go into effect Jan. 1, 1919.

ABOUT LATE TRAINS.

and out how late a train is, and

### YUKON EXPOSITION.

To provide a suitable l'tan display at the Alaska-Pacific-Yukon exposition a commission to arrange the exhi and appropriates \$25,000 with which nouse its success. Juformal opinion tint Utah should be well represented at the fair and should have an exhibition would properly set forth the advantages of this state. The six commissioners called for are to serve with out pay, and to be appointed by the

MILLER FOR GOOD ROADS.

he has introduced a senate bill providing that \$1.500 be appropriated to roads in Washington county, and to facilitate its passage through the legislature is has inserted clauses calling to the ruising of more money by the prople before the legislature's money will ple before the legislature's money will become available. For a road between \$1. George and Shem. \$1,000 is asked from the state, provided the paosis raise \$2,000, and for a road from Leeds and Virgin in the north county line, \$300 is asked for provided the people there takes \$600. A state commissioner to serve without pay and to be under heavy bonds is expected to take charge.

### LATE LOCALS.

ng thou to effect and house of the P. R. Broess, who is wanted in the function city for forgery II is alleged that he forged and passed a check-by \$170 at an Ogden business house. The police here did not get the particular of the alleged offense,

Much Smoke-Little Fire-There Much Snoke—Little Fire Local was a small blase, some excitement but no demands at the residence of Walter Roddinson. 753 south Fairth Elect street at \$1.35 this marning when a board noar a chimney became ignited and round considerable smoke. The department was called out and the blaze extinguished without loss.

The blaze extinguished without loss.

# McDONALD'S COCOA

IS MAKING A NATION-WIDE REPUTATION It has a strong hold on the people of Salt Lake, of Utah. Nevada, Colorado, Wyoming, Montana, the western coast states, Dakotas, Minnesota and is becoming the favorite meal drink east of the Mississippi. It is used on the far-away islands and finds place across the ocean.

Not because McDonald manufactures it, not because it

is made in Salt Lake, but because

### It is the Finest Cocoa the World Produces



It's superiority compels attention. A rich, smooth, unforgetable taste found in no other Cocoa. For this reason it is served in the great hotels and fashionable cafes of the country. in the homes where the best table drink is desired. At receptions, at little parties. In the average homes where a delicious table drink is pre-

It is a healthy; nutritious drink It makes red blood, stimulates rundown systems, makes complexion. makes strength. Convalescents find it nourishing. Growing children clamor for it. It is drink and food combined. IT IS AS GOOD AS McDONALD'S CHOCOLATES

# STIFF SENTENCE FOR WIFE BEATER

Judge Bowman Thinks One Hundred Days May Help Winston.

HE DEMANDED A JURY TRIAL

Thought He Could Only Get a Fair Trial That Way, Which Was Proven.

Inhabitants of Salt Lake's darktown arnished the main attraction in the eriminal division of the city court beore Judge J. M. Bowman this morning, when the case of Edward Winston L burly negro, was tried on the charge of brutally beating his wife.

The trouble occurred last Wednesday norning woon the screams of Mrs. Winston attracted several persons to the Winston hopic. The man had the wo man on the floor, his knees in her back, and he was beating her while the wo man was vainly trying to get a revolver from a hand satchel with which to shoot the man.

Winston went to his home the night previous, but before he got a chance to injure his wife, she drew a gun or him and ordered him out of the place and Mrs. Winston opened the door sprang at her, seized her by the thr mocked her down and was beating b when neighbors rushed in and dragger ilm away. During the scuffle Mrs Winston got her husband's left force ager in her mouth and chewed it gen

ously.
The woman testified this morning that her husband repeatedly beat her: that she had to support a sick son and also had to support her husband. She de-clared he beat her often because she did not support him in a manner suit-

do his tastes.

When Winston was arraigned yesterday afternoon he insisted on a jury trial and declared he could not get a fair trial without a jury. He was given a jury trial, the tribunal being composed of C. S. Lee, J. R. McGiffon, Matt Dougherty and W. H. Showell. Nine witnesses, eight colored and one white, gave practically the same testiment, to the effect that Winston eame home looking for trouble, and gave Mrs. Winston a severe beating.

After hearing he evide a the jury retired and was out only about four minutes, when a verdict of guilty as charged was returned and Judge Bowman promptly sentenced Winston a term of 100 days in the city jail at hard labor.

OTHER POLICE CASES.

John Schmit, a fereigner, charged with drunkenness, heard the com-plaint read to him, nodded to Judge Bowman and began to saunter out of the controom. He was brought back in short order, given a sound lecture on the evils of drink and permitted

on the evils of drink and permitted to go.

Digar Fisher, the youth who stole a mit of harness from the rear of the Madeen furniture store yesterday morning pleaded not guilty to the charge of burglary in the third degree, but admitted he stole the harness. The completed will probably be reduced to petil isrcenty and Fisher will receive a sentence to the county jall.

Con Jones was charged with grand lafestry, the alteration being that he stole from his brother Hugh Jones, a mertain serrell horse valued at fig."

The accused pleaded not guilty and claims ownership of said horse. The case was continued until next Wednesday for hearing and Jones released on 1190 bail.

### WOMEN'S CLUB MEETS.

The regular meeting of the women's auxiliary to the Italiway Mail association was held at the home of Mrs. Edward F. Alien, 21 Lincoln avenue, Wednesday afternoon. There was a large attendance and four new members were added. The minutes of the preceding meeting and the reports of the various committees were read and adopted and a short program was rendered. Mrs. Leviand Graham gave a sketch of Edgar Alien Poo's life, Mrs. F. L. Brown reclind one of his posmis. Mrs. L. A. Houghton gave a haper on current ovents. Mrs. E. W. Gosse read a paper on Abraham Lincoln. Dainty refreshments were sorved and the meeting adjourned to meet

### Salt Lake's Newest Gents' Furnishing Concern



### Shannon-Coltharp Co., 26 E. 2nd So., Wilson Hotel Annex

Another new busines concern opens its doors to the public Monday morning, under the firm name of Shannon-Coltharp Company, successors to Shannon Essex Company. The accompanying protographs are the interested parties in this new gents' furnishings concern: No. 1, Mr. Thomas B. Shannon, President; No. 2, Mr. A. R. Webster, treasurer and Manager; No. 2, Mr. J. H. Coltharp, vice president; No. 4, W. A. Dickinson, secretary.

For sometime the noise of hammers and saws has given notice of a complete over-hauling and renovation of the old stand, so when this new business opens its doors, a most inviting array of gents' furnishings will meet the gaze of the passer-by, and the prospective buyer. The many years of experience on the part of the management more than promises satisfaction to their growing ellentele. The fastidious gentleman will find here a general line of men's high class, ready-to-wear clothing, furnishings, hats, and everything that goes to make up the male attire. The new snappy styles will present to the buyers the latest approved styles of swelldom. The increased capitalization will make possible their catering to both the medium and the better trade.

The Shannon Cottharp company invites an inspection of their new home 26 East Second South, immediately 1st of the Wilson Hotel.

#### FAST SPRINTING SIX-DAY BICYCLE RACE

Kansas City, Feb. 6.-Seven teams of the original eight that started in the six-day bicycle race on Monday were in the contest when it was resumued at Convention half today. Devonovitch, after riding the latter half of yesterday without a partner, did not resume riding today.

riding today.

The most sensational sprint of the race occurred toward the end of hast night's riding. Boot, from an easy fourth position, went out in front and set a terrific pace. Hill and Cameron followed him. After 10 minutes of the fastest riding seen during the race the trio were within a few yards of lapping their fellow riders when Moran's wheel burst and the standing of the teams was not changed. It was the second sprint for Root's team, Fogler having the same experience after he had almost lapped his field, and Root entered a vigorous protest. It was of no avail, however.

The standing of the teams at the

The standing of the teams at the start today was: Kramer and Moran, Hill and Demars, Root and Fogler, Mit-ten and Bardgett, and Palmer and Walker, 933 miles 9 laps. Wiley and Cameron, 933 miles 5 laps. Wiley and Senhouse, 933 miles 7 laps,

### O. S. L. AGAIN LOSES.

The supreme court today affirmed the decision of the lower court in the case of Mrs. O. W. Benson, respondent, vs. the Oregon Short Line rall-way company, appellant. In the trial court respondent was awarded a judgement for 1415, for the loss of household goods lost or destroyed while being shipped over defendant company's line.

### CONFERENCE PAMPHLET

Full proceedings of the seventy-ninth semi-annual conference of the Church of Jeaus Christ of Latter-day Saints, held in the talernacle and adjoining halls, Sait Lake City, Oct. 4, 5 and 6, are now ready.

This was one of the most spirited and intercating conferences held in many years. These sermons and addresses will not be printed in any other form. Price Ese post paid.

DESERET NEWS HOOK STORE.

6 Main St. NOW READY.

R. E. Evans, Florist, 36 S. Main St. Floral designs a specialty, Phone 961. LOST.

THURSDAY LAST, LADY'S BLACK handbag, containing money and papers, valuable only to owner. Finder please re-turn papers to '8 North 1st West.

### GRAND THEATHE White Rats Vaudeville 10c, 20c and 30c

Three shows daily. Matinees, 2:30 fight, 7:30 and 9 o'clock.

### Union Dental Co. Are now permanently locat-

ed in their new and handsomely equipped rooms. 212 MAIN STREET.

Remember us. WE TREAT YOU RIGHT. Painless Extraction of

Teeth or no pay.

# Olive Oil

Comes in three grades There is only one that is regarded as pure-the only purely medicinal oil. We sell it. Who fills your prescrip-

The Bridge Drug Co

tions?

18 Main Street

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