

EDITORIAL NOTES.

Following is given as a cure for the equine habit of pawing: "Fasten a short piece of log chain—say five or six links—by means of a light strap to his leg, just above the knee, (in the stable, of course), and see how quick that pawing horse will leave off the habit. In most cases a few days will be sufficient to effect a cure."

The Topeka (Kansas) Capital says: "The news from Los Pinos Agency is contradictory of O'Quay's supposition that the Maudslayi is making mischief with the Utes. This being the case there should be a commission without delay to sit upon the latter-day Salts." We think that something heavier than even a United States commission ought to "sit upon" the numbskulls who circulate such false and senseless rumors.

In some parts of the country a new industry is springing up in the shape of muskrat farming. A man with a good pond or marsh can see it down to rats and make it yield him steadily, after two years' breeding, about \$50 per acre. The trapping is a winter industry when there is plenty of leisure, and is a source of amusement to the young members of the family. The market for rat-skins is steady and reliable.

WHO OWNS OGDEN CITY?

JUDGE HUNTER delivered a decision yesterday in Ogdén in the case of W. E. Hatch against the Union Pacific Railroad Company, ruling in favor of the defendant. The suit was instituted to set aside former proceedings, in which a piece of land owned by Mr. Hatch was condemned as the property of the Company, the latter paying into Court the sum at which the land was appraised by three commissioners, namely \$4,000. But Mr. Hatch would not accept the amount and this suit was the consequence.

Judge Hunter gives a history of the possession of the land in dispute, by which it appears that it was held and improved for nearly thirty years by a succession of claimants down to Mr. Hatch, and that it was not filed upon under the land laws until entered, with other portions of Ogdén City, under the Townsite Act. He shows that under the Act of 1883 and 1884 certain odd sections of land were granted to the U. P. Company, of which Section 29 was one, including the Hatch property and a large portion of Ogdén City. The Judge holds that the Railroad Company having received the grant of these alternate sections by the acts of 1883 and 1884, the entry by Ogdén City Corporation was invalid, for at the time of the passage of the act under which the entry was made, that is March 2, 1887, the title was not in the United States, but the "absolute ownership and control" thereof was in the U. P. Company.

We think this opinion will not hold good, because the Act of Congress, under which this land grant accrues to the Company, provides that:

"Whenever said company shall have completed forty miles of any portion of said railroad... the President of the United States shall appoint three commissioners to examine and report to him in relation thereto, and if it shall appear to him that forty consecutive miles of said railroad and telegraph line have been completed, and patents shall in like manner be made on each such mile of said railroad and telegraph line as completed upon certificate of said commissioners."

From this it appears that the right and title to these lands did not pass to the Company in 1884, but as each forty miles of the road was completed and approved, an certificate of the Commissioner of the land, which was then did the Company finish that portion of the lands which would entitle it to the land in dispute, namely, section 29. Judge Hunter says, "April 1, 1889." Then the Company could not possibly obtain the title until that date, and it is a question whether the title was then given, for it would take some time for the legal examination and certificate thereof to be made and the patent to issue. And here may be stated a fact which it seems the Judge has not taken into consideration, possibly it was not presented to his notice. About the time of the completion of this portion of the railroad, the Commissioner of the Land Office notified the people that time would be given them, until June 15, 1889, to file on their claims within the limits of this "railroad land" as it is called. What does this show? Why that the absolute right and title had been passed to the railroad company.

We will now quote from the Act of '84, under which the Company makes its claim:

Judge Hunter, after making this ruling, goes on to take up the question of the title obtained by Ogdén City Corporation under the Townsite Act, apparently perceiving the weakness of his first position. He states that the declaratory statement made in the Salt Lake Land Office by the Mayor was not filed until May 6th, 1889, and that part of the road was completed April 1st, 1889, from which the inference is left that the Mayor was too late with his filing. But this is another fact which perhaps was not called to his Honor's attention. That is that Mayor Lorin Farr filed a declaratory statement under the Townsite Act at the Land Office in Denver in 1885, several months before it is even pretended that the railroad was completed through Ogdén City. The reason why the filing was done at Denver was because that was the nearest Land Office to Ogdén then established. As soon as a Land Office was opened in Salt Lake City the declaratory statement was re-filed in that office.

From this it appears that the absolute right and title to this land did not pass to the Railroad Company in 1884, and there is nothing to show that it was obtained at any subsequent time, because by the Townsite entry and other filings the title to the land passed to its rightful possessor, the bona fide settlers, some of whom had held it for thirty years, and it is now held by them or their heirs or assigns, and we think it will be a very difficult matter for any person or corporation, however powerful, to dispossess them.

However, we do not suppose the Union Pacific Railroad Company has any disposition to set up any such claim to these lands as the decision of Judge Hunter might seem to warrant. The Company has acted very fairly toward Mr. Hatch. In the condemnation of his land for railroad purposes, three commissioners were appointed to appraise the property and the evident desire of the Company was to do justice to the owner whose claim it virtually acknowledged. The sum decided to be a fair compensation was placed at the command of Mr. Hatch, and in refusing to accept it he has laid himself open to trouble. We have nothing to say in defense of his suit, but as the ruling affects the title of about one-half of Ogdén City, we deem it worthy of this extended notice. Meanwhile the citizens of Ogdén need not be alarmed nor excited. They hold the Government title to their property, and it is not very likely that they will be disturbed therein, and in a short time the statute of limitations will bar any legal proceedings against them, even if anyone has a desire to contest the rights which they certainly have in justice, and we believe also in law and equity.

BY TELEGRAPH.

FROM THE UNION TELEGRAPH LINE.

EASTERN.

Mexico's Executive Tariff.

WASHINGTON, 8.—Brother, United States consul general, at Mexico, in a dispatch to the Department of State, transmits the annual report of the general consular office in Mexico. They are chiefly filled with criticisms on the Mexican tariff, with apparently well founded complaints of the operation of importations from the United States have seriously diminished, and smuggling is largely increased. Mining is checked by the onerous exaction of duties on supplies. There is a universal complaint of the influence of the tariff on trade, notwithstanding that the importation of some goods has increased especially of cotton goods, which were scarcely known in Mexico six years ago. Except for the authorities of the country, the tariff is a killing would revive, and productions of gold and silver and coffee increase beyond precedent. The price of wheat, local and foreign, has risen recently, though one case in two years old. Rum was the principal cause in nearly all the cases of outlaws, and the tariff is a heavy burden.

Sympathy for Ireland.

St. Louis, 8.—The mass meeting to consider the condition of Ireland and devise means to extend aid to the suffering peasantry of that country, was an immense affair and attended by citizens of all nations. The Irish turned out in great numbers, and several of their civic societies were present in regalia and with music and banners. Peter L. Foy presided, assisted by about 300 vice-presidents, selected from among the most prominent influential citizens of the city with respect to creed or nationality. The speakers were President Foy, Col. Don Morrison, ex-Lieut. Governor Chas. F. Johnson, Father O'Reilly, Joseph R. Sullivan, Col. A. S. Day, Wm. J. Dancy, H. Macadam, and Samuel Erskine. The political condition of Ireland was argued by the speakers generally, special attention being paid to the suffering and want of the people and the hardships arising from the land laws and exactions of absentee landlords. Resolutions were submitted and unanimously adopted declaring the feelings of St. Louis extended to the suffering people of Ireland, and that they should be commiserated, deploring the evils which afflict them, but more still the causes which make these evils possible, and petitioned, holding that all legitimate governments should be of the people, for the people, and for the people, and denouncing the violation of every principle of justice, liberty and property, and grieving that many instances of English rule in Ireland tend to be a system of extortion, oppression and robbery; holding as a fundamental principle of popular rights that the land of every nation belongs to the people.

Barrett's View of Civilization.

New York, 8.—In connection with the memorial of business men of New York in favor of withdrawing the legal tender quality from greenbacks, the Herald publishes the following extract from a letter recently received from Senator Barrett:

"It is not hostility to the south that makes the north solid; it is apprehension lest an unwise and reckless administration of the government should secure northern property and investments. No instrument is so dangerous as legal tender paper currency, the redeemability of which can be taken away, and I do not care half so much for party success

in this connection (although I value it most highly), as I do for the great service it would do our whole country, and generations to succeed to us."

Decision Reversed.

FRANKFORD, 8.—The special court of appeal for the trial of the case of Thomas Buford vs. the Commonwealth, this afternoon rendered an opinion reversing the decision of the lower court. As D. Husbands offering a dissenting opinion. John Pieland presented the dissent which was reversed on these grounds:

First.—The lower court erred materially in overruling the motion for continuance by appellant, on account of the absence of a large number of witnesses at the July term of the Owen Criminal Court. Second.—The testimony of Dr. R. H. Gale and J. C. Keller as experts, was improperly excluded.

Learning Ponce Indians.

Joshua M. Pike, gave a private reception last night at his residence on Fifth Avenue, to the Ponce children who are to bring suits in the United States Supreme Court, to recover their lands, of which they claim they have been defrauded by the Government and to the right as far as may be, the wrongs inflicted upon them by Indian agents. Rev. Dr. Prime, E. S. Jaffee, S. D. Babcock, Rev. Dr. Robinson, Prof. Hitchcock, Rev. Joseph Cookman, Rev. Dr. Hart, Wm. H. Lincoln, of Boston, and other distinguished gentlemen were present. The Ponce chief, addressed the company as to the wrongs that his tribe had sustained. A public meeting in their behalf is to be held here.

Re Withdrawal.

The Tribune says: Thiden's intimate friends here deny he is preparing a paper withdrawing from the next year's canvass.

Change of Representatives.

The Herald's Washington special says: It is understood that Cornell has resigned his seat in the National Republican committee. Geo. E. Westworth, of Florida, who is said to be a man of considerable political ability, will succeed him in Pennsylvania. There is some discussion about changing the Alabama representative, Jere Hartsell, who is now a resident of Baltimore and Inspector in the Customs House. Patterson, who represents South Carolina on the committee is also in the running for retirement, he having charged his place of residence.

An Irish Female.

Miss Avonia Fairbanks, protegee of Count Jeanne, who have both been residing at Taylor's Hotel, ordered out a carriage and driver, and returned to her residence, where she was subsequently and she departed. No effort has been made to arrest her.

Died.

Christian P. French, senior member of French, Edwards & Co., died yesterday, 60 years old.

Vanderbilt's Building.

Plans and specifications filed yesterday in the department of buildings, set forth that there are to be constructed by Cornelius Vanderbilt one house which will cost him \$750,000; by William K. Vanderbilt one house of the expense of which will be \$300,000; and by William H. Vanderbilt one house, which will aggregate \$700,000.

Removal of the Utes.

The Times, editorially, praises Hill's bill for the removal of the Utes, saying that reservation is equal to one-third of the area of the State of Colorado, and it is not likely that such a waste can longer be continued. But the removal of the Utes involves the violation of the existing treaty obligations. This should be accomplished without violating any principle of justice. The Utes have been in the hands of the leaders in the White River rebellion, and O'Quay's band is entitled to fair and honorable treatment.

Rum's Work.

Twelve persons were arraigned in the city yesterday, charged with the sale, or attempt to sell, of rum. They include three cases of alleged wife murder. One criminal is charged with killing two men. Most of the cases are of recent date, though one case is two years old. Rum was the principal cause in nearly all the cases of outlaws, and the tariff is a heavy burden.

A Long Speech.

The Tribune's Washington special says: The debate on the bill to adjourn Congress from the 17th inst. to January 8th, to prevent financial legislation. The Times' Washington special says: The debate on the bill to adjourn Congress from the 17th inst. to January 8th, to prevent financial legislation. The Times' Washington special says: The debate on the bill to adjourn Congress from the 17th inst. to January 8th, to prevent financial legislation.

the earliest possible moment the weather will permit. These are all the details that can be obtained for the present.

FOREIGN.

GREAT BRITAIN.

LONDON, 9.—A Berlin dispatch says: Close to the Odessa Railway station three mines filled with gunpowder, and nitro-glycerine have been discovered.

A Madrid special says: Senator Gueza has failed to form a new ministry, and the King has requested Senator Carreza Del Castillo to undertake the task.

A Canton letter says: After the evidence of the short hand written and police witnesses had been concluded Brennan was committed for trial and bail was accepted for his appearance to answer. After he was released, Brennan addressed the crowd from the window of his hotel. He announced that what ever he had said at Balla he was prepared to maintain. His words were loudly cheered.

According to advices sent by Mukhtar Pasha to the Porte, he is confident of being able to fulfil his mission peacefully.

A Paris dispatch reports that a note has been drawn up by a committee of non annexed Communists on the amnesty bill, saying that there are flaws in Leroy's recent report and charging that the government is granting amnesty to the authors of the Bonapartist pamphlet with whom the Communists are in alliance.

A Vienna correspondent states that advices have been received from St. Petersburg that a full meeting of the Imperial Council will be held to-day to examine into the internal situation of Russia and determine upon the policy to be adopted. It is believed that the meeting will be of momentous importance for Russia and the whole of Europe.

Severe weather continues in Great Britain and the Continent. Heavy snow falls are reported throughout Germany and Austria-Switzerland and from Paris, Madrid, Florence, Rome, Bologna, Milan, Genoa, Venice, Verona, and Rome. At Nantes the river Loire is frozen. The masked ball at the Hotel de Ville, which was to have been given for the relief of the poor. At 9 this morning the thermometer indicated five degrees above zero F. It is believed that the aurora borealis will be seen to-day.

HOW TO GATHER AND PEEL BASKET WILLOW.

To Gather.—Do not look for it on the low lands of Jordan and Salt Lake, where it is so common. It is found in the highlands, and is gathered by brush, for there it is generally brittle and worthless. It is found in the highlands, and is gathered by brush, for there it is generally brittle and worthless. It is found in the highlands, and is gathered by brush, for there it is generally brittle and worthless.

To Peel.—The willow is ready in April, or the first of May, when it is in the form of a "large as a mouse's ear," they must be cut, and not allowed to wilt before being peeled. Peel the willow in a dry place, and keep it in a dry place. Some kinds are ready sooner than others, but when ready they must be cut, as in a short time they will become yellow and brittle. A strip is made by splitting half way down a piece of hard wood two feet long and the willow is peeled. The green willow drawn through this strip is peeled from the outside, and is then laid out in the sun to dry, kept out of the rain, and when quite dry, tied together in bundles. (Note: The willow is peeled in a dry place, and kept in a dry place.)

Kindling Wood.

To kindle wood, cut it into small pieces, and dry it in the sun. Do not use green wood, as it will not burn well. The wood should be cut into small pieces, and dry it in the sun. Do not use green wood, as it will not burn well.

ESRAY NOTICE.

I have in my possession: One brindle cow, about six years old, branded O on right side, drop right ear. Also one red and white steer, about three years old, branded B on left side. If anyone has information as to the whereabouts of these animals, please call on me at my office, 101 N. 1st St., Salt Lake City, Utah.

NOTICE.

To Depositors of Zion's Savings Bank and Trust Company. The Board of Directors of Zion's Savings Bank and Trust Company, Salt Lake City, Utah, have decided to pay dividends on the deposits of the bank, at the rate of six per cent per annum, compounded annually. The dividends will be paid on the 15th day of each month, beginning with the 15th day of December, 1914.

A. D. WHEELER.

Land Agent & Attorney.

First Floor, 101 N. 1st St., Salt Lake City, Utah.

For further information, call on me at my office, 101 N. 1st St., Salt Lake City, Utah.

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FOUND.

On Sunday, Dec. 7th, 1914, in the 4th Ward, a small black dog, owned by one of the residents of the 4th Ward, was found. If anyone has information as to the whereabouts of this dog, please call on me at my office, 101 N. 1st St., Salt Lake City, Utah.

FOR RENT.

One house with several rooms, cellar and bath, on State Road, known as the Hoper Place. Two rooms two blocks west of Walker Brothers corner, on the corner of the block known as O'Brien old property. Two acres of roomy connected in the WASHCOT BUILDINGS, either double or single. Also a few furnished or unfurnished rooms in the Washcot still for rent. Apply to N. G. HOSKINS & SONS, or to the Post Office.

MUSICAL CALDER'S.

Magnificent Holiday Stock of Instruments, consisting in part of:

15 PIANOS

60 Organs

250 Accordeons

150 Violins

100 Orguinettes

55 BANJOS

1,000 Harmonicas

Also in great variety, Guitars, Flutes, Piccolos, Piano Stools & Covers, Brass and Plated Pipes, Tin Flagelets, Jew's Harps, Drums, and a large stock of musical toys, all at the lowest possible prices.

Every purchaser of Musical goods during the holidays, to the amount of five dollars, and upwards, will be entitled to a copy of Calder's Musical Journal for one year, the musical contents of which sell in sheet form at \$12.

PIANOS AND ORGANS ON INSTALLMENTS.

Washcocks, Salt Lake City, and Farr's Building, Ogdén.

For further information, call on me at my office, 101 N. 1st St., Salt Lake City, Utah.

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