

Far-Reaching Decision from the Supreme Court of the State of Utah.

"BUSINESS" AND ITS MEANING

Justices Not Agreed Though Majority Permit Bringing Suits in Any County.

The supreme court of the State of Utah has handed down a "three cornered" decision that overturns an important legal practise hitherto obtaining in this state under constitutional construction. The opinion is the result of the consideration of the widely known Konold jurisdiction case involving the question "whether the legal business arising in any county must be tried in the county where it arises. 'The court's finding is that hereafter a transitory civil or criminal action may be brought in the county in which the plaintiff resides, county in which the plaintiff resides, and not necessarily in the county where the alleged cause of action arose, the principles of common law being applied. The effect will be that the courts in the larger counties, more especially Sait Lake. Weber and Utah, will be burdened with increased numbers of actions—with the conse-quent added fees, however—being com-pelled to try suits which here-rofter have been tried in othit added fees, however being built of to try suits which here-re have been tried in oth-or smaller jurisdictions, where cause of action arose. The tofore the cause of action arose. The decision is declared by lawyers to be one of the most important ever handed down by the court.

down by the court. All three of the judges wrote sep-srate opinions. The first one is by Chief Justice Baskin, in which he re-verses the Konold case, and remands the divorce case at issue for a new trial, Justice McCarty concurs with the able justice McCarty concurs relthe chief justice in his conclusions rel-ative to the divorce case, but does so by a different course of reasoning. The third decision, written by Associate Justice Bartch, is the dissenting one relative to the Konoid case, but concurs on the question of reversing the divorce case. Justice Bartch was a member of the supreme bench when the Konold decision was handed down. and he still adheres to his deductions of that time, when the entire court concurred with his view.

FROM DIVORCE CASE.

This decision is the outgrowth of the divorce case of Monetta Gibbs vs J. B. Gibbs, and is a complete reversal of a former decision of the same tribunal though under a different personnel. The though under a different personner. The action was brought on statutory grounds in Millard county, where the husband and wife lived. The alleged crime was committed in Piute county.

After the respective parties had in-troduced their evidence, the case was troduced their evidence, the case was submitted and taken under advise-ment. Afterward the court, in a lengthy opinion, held that "the cause of action under section 6, article 8 of the Constitution, in which it is pro-vided that "all civil and crimnal tusnes arising in any county must be tried in such county, unless a change of venue is taken, in such cases as may be provided by law," arose out of Mill lard county and in Plute county, if any

work

WHAT THEY SAY at common law, is the place where the cause of action arises or the crime is committed to me seems clear. JUSTICE MCCARTY'S VIEWS. OF THE BIG FIGHT. Commenting upon the Konold case. Associate Justice McCarty says in 'It will be observed that this court in "It will be observed that this court in that case not only held that the word "business," as used in the foregoing pro-visions of the Constitution, includes the term 'causes of action,' but also the acts of commission or omission that create and constitute a cause of ac-tion. If the court had held that the word 'business,' as used was equiva-Referee Eddie Graney Gives H Views on the Championship tion. If the court had held that the word 'business,' as used, was equiva-lent and meant 'causes of action' only, and stopped there, then the venue, as fixed by statute, would be the proper place of trial, and, in the absence of Event in San Francisco. SAYS IT WAS A CREAT BATTLE. statutory regulation on the subject, the rule of common law respecting venue would govern. But, as stated above, the court went further and held that an action can be brought only in the county where the busines arises upon

in both civil and criminal actions, as

JUDGE BARTCH'S STAND.

business" in the Constitution. Asso-

ciate Justice Bartch says in part: "Thus my learned brother deliberate

Naughton, the Sporting Writer, Tells What Won the Fight For Jeffrieswhich such action is based; that is, the place of such business fixes the Latter Too Strong For Corbett. venue in the case, and it matters not whether the right of action is a crea-

ture of statute or existed at common law, because the provision of the Con-stitution referred to includes 'all civil and criminal business.'" The views of Referee Eddic Graney and Sporting Writer W. W. Naughton in the Jeffries-Corbett fight are given below, and vill no doubt be interesting to Salt Lake ight fans: The dissenting opinion of Associate Referes Graney says: Justice Bartch on the Konold opinion follows closely the lines of reasoning which formed the basis of his former opinion. Commenting upon the chief justice's interpretation of the word "business" in the Constitution

It was certainly one of the greatest heavyweight battles i have ever witnessed before. From the start he showed genuine anxiety to mix it with Jeffries. ills right-hand body punches were really wonderful. The majority of the spectators were not as fortunate as myself in being able to see just what happened in-

ly strikes out of the organic law the word 'business,' the meaning of which is well understod in common as well as in legal parlance, substitutes in lieu thereof the words 'causes of action,' and characterizes that word of plain and comprehensive signification as being able to see just what happenel in the ring. I must say that I was thor-oughly supprised at the wonderth man-ner in which Corbelt used mis right for the hody. If is long, hard training un-questionably affected his speed. I have witnessed most of his battles, but I never saw him take a beating as willingly as he did last night. Never have I seen him so anxious to mix it. and comprehensive signification, as meaningless in the connection in which it is used. He says the clause in which it occurs can only be made intelligible by substitution, and that, as the word

is not an element of an action, it is apparent that it was erroneously used instead of 'causes of action.' Is it possible that the members of the constitutional convention were guilty of such a reckless use of words as is thus indicated? Is it possible that they per-formed the high and sacred functions, entrusted to them by a confiding per-ple, with such stupidity? Can it be

In the second round he received a ter-rible punch-much the same sort of blow as the one Fitzsmmonia landed on bim at Cargon. I did not think he would ever shored him with a right to the head. In the sixth, seventh and cighth rounds and markable advantage. He was ciever, fast an agressive. At that time, especially at the end of the eighth round, the spec-trance of the main of the head a fair. Tertainly never have witnessed such a display of enthusiasm as the thousands who thronged the pavilion evinced for Jin Corbett at the end of that round. The physical second and hearty that i did not hear the time going for the ninth found. The real damage was done to Cor-bett by Jeffries just at the end of the swing this left under Corbett's right rib. The blow landed simultaneously with the striking of the going. As Corbett walked to his corner 1 noticed the expression on his face and realized that it was all over. But he was availy game, and he came up for the tenth full of fight and ready to tak any medicine in store for him. The tenth round, which brought the router to a close, Jeffries swing his left to his face was some thing ter-rible. At the count of eight he struggled to his teet as game as any man who ever stunder the stomach. Corbett sumberhand. He showed his old-time up to receive the blow that leads to sumberhand. He showed his old-time whill right-hand uppercut under Jin-surd, reaching the vicinity of the for-mer klow in the stomach. Then Corbett we down again. He truggling to get adviser, stepped into the center of the ring and threw up the sponge. That was the end of the championship of the world so it was the final passing or the cleverst man where stepped into the center of the ring end threw up the sponge. That was the end of the championship of the world so it was the final passing or the cleverst man where stepped into the ring. If the easy to the normal struker, but is a fight he could nevel is of even was as cool as i.e. I thought he it was uselees. While struggling to get adviser, stepped into that, in attempting to change a ju-dicial system, as we have seen, because it was unsatisfactory, that, in a vital provision of the Constitution, they used meaningless word and thereby pera meaningless word and thereby per-petuated the very system in practise which they sought to change? That they used the word deliberately is clear from a perusal of the record of their proceeding, to which reference has hereinbefore been made. If it was deliberately employed, were then those men, among them lawyers of much experience, writers of acknowledged abil-ity, skilled in the use of language, nev-ertheless guilty of using a familiar word, in an important provision of the supreme law of the state, in such a way as to render it meaningless and thwart the very object which they were aming to accomplish, which was the changing of the then existing policy respecting the proceedings of courts?" METHODIST LOVE FEAST.

The White Wings of Peace Spread Over The Deliberations of Sunday. The Woman's Foreign Mission society held a meeting on Saturday after-

noon at which Mrs. D. C. Eichnor presided and delivered an address, Mrs. Gillilan read a paper on "Why should the women of Utah be interested in foreign missions," and Miss Cora Patterson made a talk on young woman's

Yesterday was a day that will long be memorable in the history of the First Methodist church. At 9 o'clock the services were ushered in by a love feast which was conducted by the Rev. A. J. Clifton of Logan. There was a large attendance during the morning services, but it was not until the hour of 11 approached that the church really began to fill. At that hour all the chairs in the building were called into service and placed in the aisles to accommodate the auditors. Many were obliged to stand up, and it is doubtful f the old church ever had such a large and attentive audience in it before. The occasion for all this crowd was fact that, Bishop Earl Cranston, D. D. L. L. D. of Portland, Oregon, was booked to preach a sermon, and he did preach one that will long be remem-bered by those who heard it. The bishop is a strong man mentally and physcally and he is sincere in his life work. His theme was "God's purpose in the creation." He said that everything had been prepared for from the beginning and no act or deed of man could cause any surprise. The atonement was provided for even before man was created. He demonstrated that everything was created for its proper place and for its specific work in which it must remain to be of any use. The creation was a perfect one from the beginning. The bishop's sermon, which was a long one, was carefully listened to throughout. His delivery was strong and forceful and his manner indicated his sincerity At the afternoon session Rev. Mr.



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was the early sign of dementia, al though it puzzled the doctors, because during his waking hours, Allen's mind was perfectly clear and his physical condition good.

FEARS FOR BARON TOLL.

Nothing Heard from Russian Explorer Since July 13, 1902.

St. Petersburg, July 31. (Correspondence of the Associated Press.)-The imperial academy of sciences is beginning to entertain most serious fears for the polar explorer Baron Toll, from whom nothing has been heard since he left the yacht Zaria, July 13, 1902, in com-pany with two Yakouts and started for Bennett island. The Zaria left its winterquarters early in June last year to find Baron Toll as well as his associate, the zoologist Birouliu who had gone to New Siberia. The vessel was Vexatious Problem for Uncle Sam to Settle in the Philipine Archipelago.

MEN AND OPIUM.

EFFECT OF AWFUL DRUG HABIT

Responsibility of Reclaiming Victims Who Find Both Solace and Misery from Poppy Plant.

Special Correspondence. Manila, July 21 .- New times, new ways! Up to now, except as a tariff question, the United States government has, not had to deal with the oplum traffic. But now the problem of protecting its native wards in the Philippines from the drug that alternately soothes a man into heavenly dreams and plunges him into deepest sheel has come before it as a serious matter. The Chinese in the Philippines, so l is said, induce the all too willing Malay into opium smoking, to the great detriment of the Malay in all ways. There fore the United States governmen must protect the .ittle Tagola from himself. Well, it is a benevolent and humane idea. But people who have to be protected from themselves are not goood for much. It is right, though, that the government should do all in its power to save the rapidly decaying Malay race from extermination so long as possible

At best this is only a question of At best this is only a question of a longer or shorter time. The Malay picks up vices wherever he can and enjoys them, and he is not particular whether they are the vices of white, black or yellow men. All's one to him. In the island of Cebu, one of the Visayan isl-ands, the middle group of the Phillp-pines, there is a not large colony of Chinese. A considerable proportion of the neityes of Cabu have caught from the natives of Cebu have caught from the Chinese the oplum habit, although the Visayan race is superior to the lit-tle Tagalos of Luzon.

In Manila conditions are peculiar. Owing to the presence of Americans there is more hustle here than else-where in the islands, but the hustle, so far as work is concerned, is confined to the Chinese. How any labor could be performed without the presence of these yellow creatures, who can conthese yellow creatures, who can con-sume optum and work, too, it would be interesting to know. With or without the optum the Tagalo will not work steadily. A writer who knows the race well has said: "With the average Ta-galo there is no yesterday and no to-morrow. His aim in life is to work as little as possible and take life as easy as nexable." His idea of a good time possible ssible." His idea of a good time earth is cockfighting. He and his fellows would rather squat upon the ground and match a pair of infinitesimal Philippine roosters than to be gov ernor and owner of all Luzon.

These are the people whom the Unit-d States government is endeavoring to protect from having their destruc-tion hastened by opium. There was the proposition to exclude opium im-portation altogether. But there was a run and a hard one. The Chinas, its rub and a hard one. The Chinese in the islands do the work. No opium, no Chinese. Gov. Taft was told by the Chinese consult that his people had been using opium wo many centuries that it was as the breath of life to them, and they could not do without it.

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so prepares the system for the the event safely and with but little suffering, as numbers have testified and said, "it is worth its weight in gold." \$1.00 per bottle of druggists. Book containing valuable information mailed free.

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where, and that the venue was improp-erly laid in Millard county, and there-upon dismissed the action. The decision of the trial judge was in

effect that inasmuch as the alleged in-jury received was committed in Piute county, the case must be tried there. That position is the feature of the Konold case. In its decision the supreme court is

unanimous in the decision that the Gibbs divorce case should be tried in Millard county. The commission of the alleged act in Plute county is not loked upon as the injury, the injury to the wife being the effect of the alleged is the effect of the eff the wife being the effect of the alleged unfaithfulness of the wife, who is a resident of Millard county. The court states further that in this state the plaintiff in a divorce suit must be the plainting in a driving in which the action is brought for a year prior to the commencement of the action. That being the case, if the Konold decision being the case, if the Konoid decision holds good, the wife would be forced to move into Plute county and remain there a year before she could bring her action for divorce. It is further stated that when the defendant makes an-swer, he waives the question of venue. The plaintiff, the decision of Chief Justice Baskin continues was preclud-

Justice Baskin continues, was precluded thereby from suing for and obtaining a divorce in the county in which alleged act was committed. If therefore, the construction given to section 5, article 8 of the Constitution by the court below is sustained, the plaintiff has no remedy whatever.

"BUSINESS"-ITS MEANING.

It is after the disposition of the divorce case that the three judges differ relative to the constitutional question involved. Each one of them argues Gibbs case-and they unanimously agree. But when it comes to the ques-tions involved in the Konold case they

disagree. All three decisions hinge to a greater an three decisions hinge to a greater or less degree upon the interpretation of the word "business" as used in the following clause of the Constitution: "All civil and criminal business aris-ing in any county must be tried in

such county, unles a change of venue he taken, in such cases as provided by

In his opinion Chief Justice Baskin interprets the word "business" to mean "causes of action." With that interpretation as his basis to work upon he verrules the Konold case, arguing in

overrules the Konold case, arguing in part as follows: "This court held in the cases of White vs Rio Grande Western Rail-way company, 71 Pac. 593; Konold vs Rio Grande Western company, 16 Utah, 155, etc., that the word 'business' was used in section 5, article 8, Constitution. In the sense of causes of action. "These that there was used only in

That that term was used only in that sense is evident from the fact that contested causes of action and not the business transacted by courts or inbusiness transacted by courts or in-dividuals, are alone issuable, and the subject of trials in the civil courts. "A trial is the examination before a competent tribunal of the facts or law put in issue in a cause for the purpose of determining such issue.

f determining such issue. "It follows that the term 'business, when viewed in connection with the context of the clause of the Constitucontext of the clause of the Constitu-tion. In question, cannot be rationally construed to apply to any case which does not involve a trial and is not sub-lect to a change of venue. A matter pending before a court in which there are no contesting parties does not in-volve a trial in any sense of that word. nd a change of venue in such a mat-r would indeed be a novelty. A trial self, as also matters not involving a fall acted upon by a court in one nse is court business. From necesty the term 'business' can only apply contested causes of action which lone are issuable and subject to trial. That it was used by the framers of the Constitution only in the sense of causes M action, and that the proper venue

Trimble delivered a missionary ad-dress, at the close of which Bishop Cranston consecrated Miss Harriet E. Laney a deaconess and ordained W. B. Burton and H. I. Hanson elders. In the evening after singing and prayer, Dr. Parr of the Church Extension

society delivered an address on church extension work. The ministers will receive their ap-pointments today.

ABOUT COMPLEXIONS.

Food Makes Them Good or Bad.

Saturate the human body with strong offee and it will in time show in the omplexion of the coffee drinker. This is caused by the action of coffee

on the liver, thus throwing part of the bile into the blood. Coffee complexions re sallow and muddy and will stay that way until coffee is given up en-

tirely The sure way to recover rosy cheeks and red lips is to quit coffee and drink Postum Food Coffee which makes red blood. "I had been for more than 20 years an inveterate coffee drinker and t is absolutely true that I had so completely saturated myself with this drug that my complexion toward the last became perfectly yellow and every nerve and fibre in me was affected by

the drugs in coffee "For days at a time I had been compelled to keep to my bed on account of nervous headache and stomach trouble and medicines did not give me any relief. I had never consulted a physician in regard to my headaches and terrible omplexion and I only found out the cause of them after I commenced the use of Postum which became known to me through Grape-Nuts. We all liked the good Grape-Nuts and it helped us se we thought Postum must certainly have merit and we concluded to try it. We found it so delicious that we con-

tinued the use altogether although I never expected it to help my health. "After a few months my headaches were all gone and my complexion had cleared wonderfully, then I knew that my troubles had been caused by coffee and had been cured when I left off coffee and drank Postum in its place." Name given by Postum Co., Battle Creek, Mich,

Postum will change the blood of any coffee drinker and rosy cheeks and health take the place of a yellow skin

come, Jerries can easily which any more in the world that I have seen. There was not a hitch in the proceed-ings, except the breaking of Jeffries glove early in the fight. Fortunately, we had an extra set of gloves, so that acci-dent was remedied without much loss of time or inconventence to the specialors or or inconvenience to the spectators of ers. The audience was the best ni fighters fighters. The audience was the best ha-tured and most enthusiastic that has ever witnessed a fight that I have attended. There was no squabble over he seats, and as a result the best of humor prevailed. The fight began early and was over early. the pavilion being cleared at a quarter past 10 o'clock.

WHAT NAUGHTON SAYS.

WHAT NAUGHTON SAYS. Jim Jeffries retains his tille as cham-pion of the world by knocking out Jim Corbajt in the tenth round. The punches which did Corbett were a left and a right, each of them landing in the stom-ach and each sending Corbett to the floor. While he was sitting on his haunches and in evident distress. Tommy Ryan jumped into the ring and acknowl-edged his defeat. Just as soon as Cor-hert could speak he said to Jeffres: "You are too strong for me. You licked me fairly and squarely, and I want to say that I was never in better condition in my life."

are too strong for me. You nessed me fairly and squarely, and I want to say that I was never in better condition in my Iffe." The fight had a Jeffries flavor through-out, He was as fast as his trainer claimed him to be, and Corbett was unable to keep out of his way for any length of time. When Corbeit found it useless to rim, he began to duck in clinches and hold on. Jeffries held his arms down and fought while Corbett was holding on. Corbett displayed great cleverness in ducking under Jeffries left swing for the head. He also used his elbows effective, ly three times in blocking the champion's body smashes, but when he became tired Jeffries sent in punishing blows. The eighth and minth rounds Jeffries was either tired or else made up his mind to rest. He allowed his gloves to rest almost at his hips, and Corbett pecked away at him with both flats. Cor-bott's left joits and right raps on the chin only made Jeffries grin, but the gal-lery noted the champion's inactivity and thought he was hurt. Every little whack from Corbett was cheered turmultously. under the impression that Jeffries was en the toboggan to defeat. With the close of the minth round--the one in which Corbett had been the busiest and had shown to best advantage-Cor-bett was pale-faced and wild-eved from his own exertions. To add to his distress Jeffres caught him a sittle left arm lab about the mid-riff just as the going clanged, and Corbett strode to his corner in a heavy-footed mainner. He did not freshen up to any extent by the time he went to the scratch again. He sill worked a joity left and snappy right, but they had not the slightest effect. Jeffries yring and bot the slightest effect. Jeffries yring and bot the slightest effect. Jeffries yring and bot who when an the asy hout is how it a right on the law, but he was not dazed. He mode frequent use of a right-hander which brought defeat to Corbett. Corbett fought utheily throughout, and it is yvery evident that he had the greatest re-spect for the champion's blows. He was knocked down

roughout

broughout. When the fight was all over Billy De-inev said to those at the ring: "It does of amount to much. I suppose, but I laim first blood for Jeffries. He got it a the very first round, when he landed a Corbett's mouth."

Long Sleep Precedes Insanity.

New York, Aug. 17 .-- C. Endicott Allen, the young yeal estate man and Harvard student who, after lying in a doze at Long Branch 42 days, was brought to Bellevue hospital in this city for examination, has been pronounced insame and will be placed in a sanitar-ium. The doctors say his long sleep

unable to accomplish its mission and returned late in the season to the river Lena. Birouliu escaped across the ice Three relief parties were sent out by the academy early this last spring Lieut, Kolchask and Erginet Brosnay spring each with a number of experienced Ya. kouts and coast people proceeded to-wards New Siberia and Bennet Island. while Lieut. Mattisen undertook to re cover the Zarla. Mr. Brousney was al so accompanied by a number of Russian and native traders who make annual journeys to this coast for manu-moth tusks and furs, while Lieut. Kolchak took with him a portion of the former crew of the Zaria. There seems to be no doubt that they reached New Siberia quite early in the season as the ice was very strong and the present hope is that Baron Toll may have been able to return to New Siberla.

BULLARD WANTS REDRESS. Demands it of Sultan Dezeen, La-

nao Moros Tribal Leader.

Manila, Aug. 17, 10 a. m.-Maj. Rob-rt L. Bullard has demanded redress from Sultan Dezeen, the tribal leader of the Lanao Moros. Although professing a warm friendship for Americans, the sultan recently surrounded a small detachment of United States troops paying him a friendly visit with offered strong force of warriors and battle, his men insultingly bearing an American flag. So far the only reply from the sultan to Maj. Bullard's demands has been defiance.

SHERIFF SAVED THE DAY.

Opie Read, the novelist, was telling of is experience as a journalist in Kenucky some years ago.

"There was a good deal of news, "such as shootings and knifings, ald. said, "such as shootings and kniftings, but this news was not regarded as im-portant, and little attention was paid to it. I remember once when a local foud broke ou afresh, when members of the opposing sides met at the county seat. "There were hol words, a blow was struck, and weapons were drawn, when the sheriff interfered. He loully an-nouned that he would not talerate any violence, ordered the parties to separate, and when his orders were hot obeyed, he began shooting.

and when his orders were her obeyed, he began shoulds. "I forget whether he killed eight or nine, but I know that in describing the indicate in my paper. I commended the sheriff for his prompt action and bravery, and added the paragraph: "There is no doubt but for the prompt action of the sheriff there would have been blood-shed." "-New York World.



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authorities sell the authorities sell the right to deal in opium to the highest bidder and then dismiss the matter. They cannot break the natives or the Chinese of using it, so get all they can from the directul traffic. After due deliberation a law framed on a like basis was adopted for the Philippines. Those who import the drug into the islands are almost without exception Chinese merchants. Of these certain ones who have given proper bond and make besides the highest bid for the privilege receive the concession to import oplum. It must however, be sold only to full blood Chi It must nese over 21 years old, so runs the law and not at all to natives. Here there will undoubtedly be something of Here ther hitch. Chinese have been coming to the Philippines and intermarrying with natives for probably a thousand years It will require a search light and a mi oscope to determine exactly who i full blood Chinese and who isn't among this extremely mixed up people. Smcking optim in public places is se-verely suppressed, which is an excellent feature of the new law. Even a Chinese may only induige at home. It

is expected that an annual revenue of is expected that an annual revenue of several hundred thousand dollars will be derived from this source. The reve-nue from the license to sell opium is to be devoted to the municipal expenses of the place where the concessionnair dors business. The income from the opium tariff charges is to go to the education of Filipino natives. The government will thus be freed from the necessity of trying to detect

smugglers. This will devolve on the concessionnaire, who knows his own people and knows how to keep a sharp lookout for smugglers. "Set a thief to catch a thief," as the saying it.

"Itching bemorrhol's were the plague of my life. Was almost wild. Doan's Ointment cured me quickly and per-manently, after doctors had failed." C. F. Cornwell, Valley Street, Saugerties, N. Y.

Many persons in this community are suffering from kidney complaint who could avoid fatal results by using Foley's Kidney Cure. Sold by Johnson-Pratt Drug

WHAT THE NEGROES SEEK

t is Not Specirl Favor but a Fair Chance to Advance.

Helena, ont., Aug. 16 .- "The negroes do not seek for special ex-emption nor special favors, but simply for an open door or opportunity to make the best of them-selves and to contribute their quota to the advancement of the nation and the human race." Thus spoke Bishop C. T. Shaffer of the African Methodist Episcopal church, who is in the city

"What do you think of the proposi-tion as advanced by John Temple Graves at Chautauqua?" Bishop Shaf. fer was asked.

"Mr. Graves is like almost any other air, traves is use almost any other man from that section of the country on that subject," replied the bishop. "He is governed rather by his prejudices than by mature and just judgment. There is no necessity for a separation of the coup." of the races. The negro, as is the case with every other race variety. has rights that ofght to be respected by every other variety of the human famlly. They are comprised in the Declar-ction of the Independence-the rights to life, liberty and the pursult of hap piness in this country or any other country where his lot might be cast. "The question that seems to be agi-tating the public mind, the unmen-tionable crime, it has been clearly shown, is not and has not been for years the crime for which lynching is done, but three-fourths of the lynchings and murders have been for the crime of theft, manslaughter and murder. No, separation is not practicable."

tunities the University offers for a broad, liberal, and practical educatio UNIVERSITY OF UTAH, Salt Lake City.

