

# News From The Leading Cities of The Gem State

## JAILBREAKERS GO SCOT FREE

Law Providing Punishment For Attempted Escape Declared Unconstitutional.

BY IDAHO SUPREME COURT.

Prominent Banker Charged With Perpetrating Coal Land Fraud—Governor Makes Appointments.

(Special Correspondence.)  
BOISE, June 17.—The law providing punishment for attempted escape from the state penitentiary is held by the supreme court to be unconstitutional, according to a recent opinion handed down by that tribunal in a case in which Attorney K. I. Perky represented a number of the convicts in testing the validity of the law.

Immediately following the decision, H. F. Mallon, an Ada county convict, serving time for violation of the statute in question, was summarily released, as was also Charles Peterson of Blingham county, and three other prisoners, who were soon to appear upon similar sentences, will be discharged from custody as soon as they have served their original time.

The penalty for attempted escape, as provided by the statute, was imprisonment for a term of years equaling the original sentence. That is, for attempted escape, a convict should be punished by having his term doubled.

CONVICT REARRESTED.

Since the release, however, of H. F. Mallon on Monday, another serious charge has been preferred against him and he has again been taken into custody to answer to the charge of attempting to smuggle drugs to convicts at the penitentiary. When Mallon was arrested at a rooming house in the city yesterday, a considerable quantity of yenshee (a drug used extensively by dope fiends), was found on his person. He had stated to his room mate that he had arranged to have the guards to "give yenshee to the boys," and his companion conveyed the information to the warden at the penitentiary. The name of the guard was not given.

COAL LAND FRAUD.

Misrepresentation and fraud are charged in a sensational suit recently filed in the United States district court by A. H. Lamborn of Montpelier, N. J., and J. R. Richards of Higgins, Texas, against Harry G. King and wife of Salmon, Idaho, banker and business man of said city. The complaint charges the latter with perpetrating a coal mining swindle by selling through misrepresentation to the former worthless bonds for \$40,000, half of which amount was paid in cash payment, and the balance involved covering an area of 200 acres.

MBRIDE PROTESTS.

Former State Senator R. W. McBride, resident of Salmon city, who is visiting in Boise for a few days, protests against the inference contained in the above complaint relative to there being no coal in the lands in question. He stated that the lands had recently been reported upon favorably by a Utah expert, who examined them, and that they had been the source of Salmon city's fuel supply for several years. He pointed out to Mr. McBride the product is "the best lignite coal in the United States and that as a gas producer it has no known equal."

VETERINARIAN IN TROUBLE.

Dr. Joseph Baddley, local veterinarian, was arrested a few days ago upon complaint of Dr. C. E. Noble, state veterinarian, for selling a stallion without being registered and which is reported to be unsound. The arrest was made in Pendleton, Oregon, the doctor having disposed of the animal there. He was charged with the offense of which Baddley is charged a felony, punishable with a fine of \$500, or imprisonment in the county jail not to exceed one year, or both. Governor Brady issued a requisition papers and Baddley has been brought back.

STORE BURGLARIZED.

On last Saturday night while the town folk were congregated at the new dance hall for the purpose of its dedication, in the nearby town of Star, four young men entered the Ladd & Lane store and carried therefrom a small sum of money, several knives and other valuables. The following day the arrests were made and Clarence Weaver, Pleasant Farmer, Miles Carter and Hugh Mahaffey were brought to Boise and locked up. Monday they had their hearing in the justice's court and were bound over to the district court for trial. Bail was furnished by each in the sum of \$200. The first named is a man of mature years and is chief butcher maker in a local creamery, while the other three are young men ranging in age from 16 to 20 years.

SNEAK THIEVES AT WORK.

While en route from Boise on the east bound train, the first of the week, some sneak thieves got in their work and by the time the train had left Shoshone a number of passengers found themselves relieved of all their money, one losing \$250 and another \$450, leaving the men absolutely penniless. Several others were robbed of smaller sums. The thieves have not yet been apprehended.

FOR BATTLESHIP IDAHO.

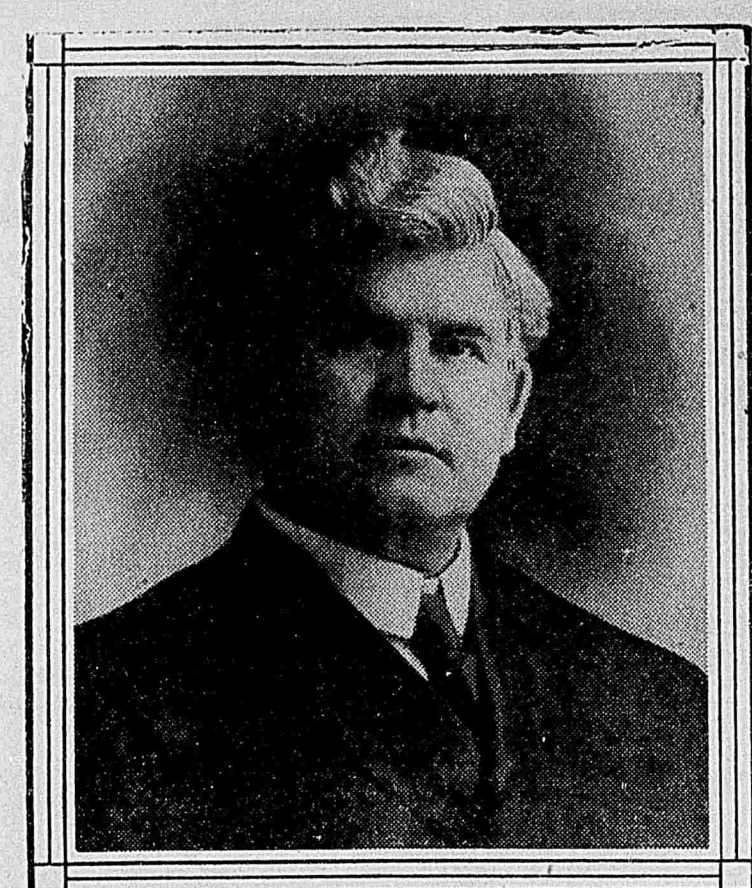
Gov. Brady has announced the appointment of a commission composed of Joseph Perrault, Mrs. W. H. Ridenbaker, John Engstrom, of Boise; D. W. Starnod of Pocatello; and W. F. Whitaker of Sandpoint, upon whom the duty is imposed to select a silver service for the battleship Idaho.

GRAIN COMMISSION NAMED.

Members of the state grain commission, to serve for a term of two years, Gov. Brady has announced the appointment of the following gentlemen: Eli T. Simmons of Fairview, Onedia county; John L. Woody of Kendrick, Latah county; and George Coville of Grangeville, Idaho county. The first meeting of the commission will be held in Boise, July 1, when it will establish standard grades of all hay and grains bought or handled by any public warehouse within the state of Idaho.

CIVIC IMPROVEMENT.

The city attorney has been ordered



HENRY T. RAINEY.  
Congressman from Illinois.

to draft an ordinance aimed at the abolition of the boxes in the Chinese noodle houses and the lunch rooms in saloons. This action is taken for the protection of the young people, especially certain crowds of young girls who are in the habit of frequenting the noodle joints and displaying conduct which, to say the least, is unbecoming. The proposed ordinance will come up at the Friday night meeting.

VISIT OF TABERNACLE CHOIR.

Boise is considerably elated over the announcement of the prospective visit of the Salt Lake Tabernacle choir to this city on its way to the Seattle exposition the middle of August. This visit, if made, will be the first of the kind in the history of Boise. The music lovers of the city were much pleased over the prospect of a visit from the Ogden choir at the time of the Portland fair, which was promised; but their death being heart trouble. The choir is to be hoped the Salt Lake choir will find it possible to make the contemplated visit and give a concert in this city.

BUILDING BOOM AT MONTPELIER

(Special Correspondence.)  
MONTPELIER, June 16.—The state conference which convened at Paris, on the 12th and 13th inst., was well attended on Sunday but on Saturday the attendance was not so good. President Francis M. Lyman and Elder Joseph W. McMurrin of Salt Lake were in attendance and the instruction given was excellent.

Mrs. Emma Wuthrich Hughes died Sunday morning after an illness of several weeks, the immediate cause of her death being heart trouble. The deceased had only been married a little over a year. She is survived by a husband and little babe. The funeral services were held under the auspices of Bishop W. W. Clark at the First ward meetinghouse were well attended, comforting and consolatory remarks being made by the speakers.

Mrs. Rene Barrett, daughter of Mr. and Mrs. Thomas Barrett, who has been critically ill for several days, is reported to be improving. The doctor maintains that the danger point has been successfully passed. There are a few other cases of illness though none of a serious nature.

Building is now on in full swing. Three business blocks are in course of construction while the excavation for the new bank is being made. A number of residence buildings are also under consideration the main drawback being the scarcity of building material.

With work plentiful, wages good, and plenty of sunshine and fresh air the people generally are happy and content.

NANCY FOLLOCK DIES AFTER NOBLE LIFE

(Special Correspondence.)  
DINGLE, June 16.—Funeral services were held here recently in the ward meetinghouse, over the remains of Nancy Follock, who died at Montpelier, Idaho, May 19, 1909, of heart failure.

Bishop Samuel Humphreys presided. Consoling and comforting remarks were made by Elders E. M. Dayton, H. Oakley, and Bishop Humphreys.

At a special meeting of the Booster club, held in the council chambers last Monday night, the resignation of W. C. Howarth, manager of the Preston baseball team in the Cache Valley league, was accepted and R. R. Gayman was elected to fill the vacancy thus occasioned.

Mr. Alma Hansen of this city has resigned as representative of the Cache Valley Condensed Milk Co., and will hereafter confine his operations to the log business. Mr. Jacob Weber of Logan, has been installed as the successor of Alma Hansen.

P. H. Monson of this city was awarded the contract for the erection of the new Fourth ward chapel.

Mr. George D. Casto has resigned as business manager of the Preston News, to enter the law office of A. C. Smith.

Messrs. J. A. Head and A. W. Merrill have recently returned from an extended trip in Old Mexico, but they didn't see anything in that country that looked good to them.

The funeral was well attended. A large cortege followed the remains to the cemetery. Mrs. Follock was born Sept. 8, 1828, at Elizabeth, Leers county, Canada. She was married to George A. Follock, April 15, 1857. She moved with her husband and parents to Iowa, the following year and crossed the plains with ox teams to Denver, Colo., in 1862. Five years later, during the perilous Indian troubles, she rode a stage coach from Denver to Tooele

City, Utah, bringing three children with her, and joining her parents at that place. Her husband remained in Colorado. He followed to Tooele a year later.

They lived in Utah until 1879, where they moved to Dingle, Idaho, where, with the exception of a temporary move, they have since resided. She leaves a husband, 77 years of age, a twin brother, James Parker, of Yerington, Nev., a younger brother, William Parker, of Tooele city, Utah, a half-brother, S. M. Elliott of Port Elgin, Canada, and a half-brother, Abel Parker, living in Nevada, five children, 33 grandchildren and eight great-grandchildren. She was a sincere Latter-day Saint, and at the time of her death, was acting treasurer of the Dingle Relief Society, which position she had held for about eight years. Much of the time of her closing years was spent in deeds of charity and for the betterment of mankind. The five surviving children are: Mrs. F. M. Dayton, Dingle, Idaho; Mrs. David Pollock, Montpelier, Idaho; Mrs. William F. Dayton, Dingle, Idaho; Mrs. Roy George, Montpelier, Idaho; Mrs. John I. George of Raymond, Idaho.

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## GOES AFTER WIFE WITH A PENKNIFE

Polk Smith Tries to Kill Her in Plaza in Pocatello.

SHE WAS ABANDONING HIM.

He Followed Her From Construction Camp to the City and Assaulted Her in a Public Street.

(Special Correspondence.)  
POCATELLO, June 17.—A man named Polk Smith, employed as cook at Glenns Ferry, cooking for the construction gang of Slick brothers, attempted to kill his wife in this city Tuesday night, with his pocketknife. The wife, who assists him in the cooking, claims she could not get along with him on account of his disposition, and decided to abandon both him and the camp, and seek employment elsewhere. Arriving here Tuesday night, she was overtaken by her husband at the depot. He endeavored to effect a reconciliation, but she remained firm in her resolution to cut loose from him. This angered him so much so that by the time they arrived on West Center street near the plaza, he assaulted her with his pocketknife, inflicting two cuts in the shoulder which, though painful, are not serious.

RESCUE BY PASSERSBY.

Passersby saw the affair and came to the woman's rescue, and the man ran, but was later arrested in the lower yard by Special Agent Jones.

At the preliminary trial yesterday before Justice of the Peace W. Smith, the prisoner underwent examination and was bound over to the district court in the sum of \$1,000.

Calvin Peirce, the 10-year-old son of Mr. and Mrs. A. J. Peirce, of 342 North Garfield avenue, was accidentally shot by himself this evening while attempting to remove a cartridge from a small rifle. The bullet struck him in the head.

The Relief society of the First ward was reorganized last Sunday with Miss Martha Scadden as president. Mrs. Sarah E. Clark, resigned. Her first counselor is Mrs. Emmily B. Bailey. The second counselor is to be selected later. Mrs. Mary Ann Edgley is secretary and Mrs. Ida O. Hillbrand, treasurer.

DAVID CLARK IN BISHOPRIC.

Elder David Clark was appointed and sustained as first counselor to Bishop Milo A. Hendricks, Sunday evening, Vice Gaxillan R. Davis, resigned and removed to Robin, Ida.

The home of David Clark was quarantined Sunday noon on account of smallpox. Arthur Clark, the 16-year-old son, being afflicted. Mr. Clark, after being disinfect by the attending physician, is stopping with the family at the home of William Edgley, his brother-in-law.

Tomorrow evening a farewell party will be given by the members of the Second ward in honor of Elder John W. Wickham, who leaves on a mission to the Eastern States, in behalf of the Latter-day Saints Church.

BUNCO GAME AT SHOPS.

A smooth game of bunco was revealed today through tracing a shortage in a pay check at the shops, by which it was found that a man named Whitney had shorted \$9. Reporting his shortage and waiting until today for his answer, he was given by the cashier, John Whitney, a check for \$9. It was then discovered that some one had worked in two meat tickets on the employee. Today the man was caught at the game, and after the cashier had many payroll, a satisfactory settlement was made outside of the courts.

G. A. R. AUXILIARY.

Mrs. Hattie Williams of Kansas, organized a new Grand Army auxiliary lodge last week composed exclusively of blood relatives of Grand Army men. The lodge was named the Grand Army Circle No. 1, Ladies of the Grand Army. The following officers were elected: Verna Weatherman, president; Elva Smith, senior vice; Arlie Schellenberger, junior vice; May V. Elwell, chaplain; Eva Davis, treasurer; Julia Christie, conductor; Amelia Escher, guard; Julia Christie, delegate to the national convention.

Twelve students were graduated from the academy Thursday evening. The exercises were held at the Auditorium theater as follows: Grace G. Kerr, Mora M. McManis, Harold E. Parsons, Mary E. Nielsen, Emma Alvord, Del. Lawrence Sullivan, Elsie B. Hohenstein, Lee O. Kessinger, Ida M. Bistline, Ida May Worthington, Ray D. Bistline, La Mont Cole, Miss J. W. Smith, and Mrs. J. W. Smith. The Federated Woman's prize of \$25 for the best work in the domestic science department.

Nine-year-old Frank Smith, son of Rev. and Mrs. Frank C. Smith of this city, won a prize of \$25 this week by writing a story for boys in the Saturday Evening Post.

A Merchant Tailors association was organized in this city last week, with the following officers: C. J. Cannon, president; J. W. Fowler, secretary; George Dissault, treasurer.

A VITAL POINT.

The most delicate part of a baby is its bowels. Every parent that suffers with attacks of the bowels also endangers in most cases the life of the infant. McGee's Baby Elixir cures diarrhea, colic, and all the troubles of the stomach or bowels. Sold by Z. C. M. I. Drug Dept., 12 and 14 South Main Street, Salt Lake City.

FISHING EXCURSION

\$1.25 Round Trip.

To Provo canyon, Sunday, June 20. Trains leave D. & R. G. depot 7:50 a. m. and 8:10 a. m. returning leave Upper Falls at 2:45 p. m. and 7:30 p. m., arriving Salt Lake 6 p. m. and 10:40 p. m.

Don't Fail to Try for One

Of the big ones at Upper Falls Resort.

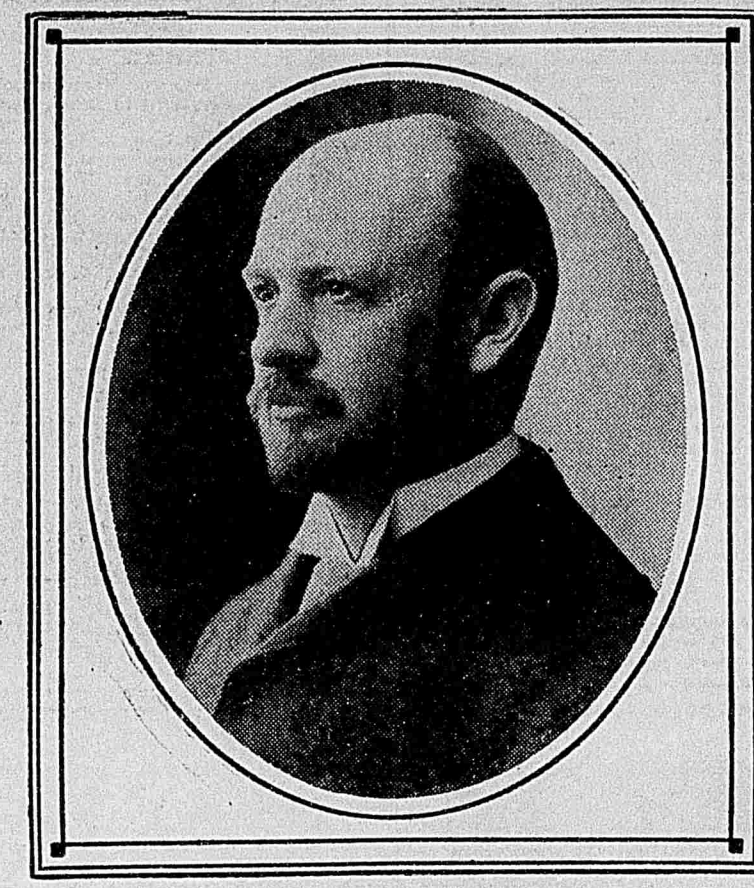
UNDERWOOD TYPEWRITERS.

Fastest and strongest in the world.

Bredon Office Supply Co.

LAMOREAUX TUNES PIANOS.

1360 So. 5th East. Ind., 3231.



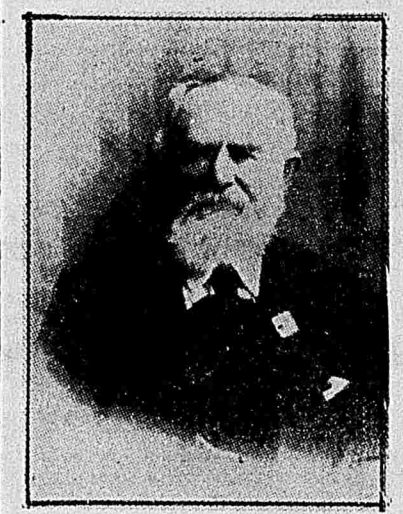
WILLIAM HENRY PICKERING.

Harvard's famous astronomer, who wants \$10,000,000 to signal to Mars.

## THE PASSING OF A NOTABLE PIONEER.

(Special Correspondence.)

FRANKLIN, June 17.—A. P. Shumway, the last of the early pioneers of this section who had been blessed with the privilege of seeing the Prophet Joseph Smith, passed away last Saturday about 9 p. m., after suffering since Monday morning. He was born in Sutton, Worcester Co., Mass., Feb. 20, 1833. When about five years of age his father moved the family into Illinois, near Nauvoo. While still a small boy the family again moved, this time into Nauvoo. His father having shortly before heard the gospel, and he with his wife, accepting it. He was baptized by the Prophet Joseph himself. At the time of the exodus of the saints, his father was one of the first to fit up and leave for



A. P. SHUMWAY.

the mountains, Andrew being but 12 years old. He with his father, his mother having died en route, was one of the original 143 men who entered the valleys of the Great Salt Lake, July 24, 1847. Two years after reaching the valley he and his father were called to go to Sanpete to represent the saints. In 1856, he was called to go upon a mission to Great Britain, being then 23 years old, but had been gone but a short time when he was recalled on account of the invasion of Johnston's army.

After the retirement of the army he moved into Cache valley, where he married Miss Amanda Graham, and located in the town of Mendon, with eight other families, of which ward he was called and ordained as bishop, and which position he held for nine years. In 1869, he was again called to go to Great Britain, where he spent about two and a half years, preaching the gospel.

That he was beloved by all is attested by the fact that in the English conference where he labored, he having been president of the conference, can be found upon the wall of many homes his picture, and that Mendon, whose first bishop he was, still holds his dear one in remembrance in honoring upon the wall of their meetinghouse. He died as he had lived, honored and respected, a faithful, earnest Latter-day Saint.

He leaves a widow and a numerous posterity. Funeral services were held Tuesday at 2 p. m. Many consoling remarks were made by the speakers, among whom were, President William Parkhurst of Hyrum stake, J. H. Durrant and Bishop Parkhurst of Franklin stake, President Geddes of the Onedia stake, Andrew Anderson and Thomas Muir of Mendon, were by vote of the people of that ward sent as delegates to represent them in honoring and paying respect to their first bishop.

The foundation for the new O. M. U. store building is completed. Work is now suspended pending the arrival of a car of brick.

The cement floors in the new creamery building are all laid and the company will be ready to receive milk by the middle of this week. The building presents a splendid appearance.

A few days ago, the little 10-year-old girl of Mr. Joseph Cherry living about a mile east of town, while gathering flowers for her birthday party, to be held the next day, was bitten by a rattlesnake. It was several hours before medical aid could be had. Dr. G. W. Stales