

Mackinac railway at East Tawas stated over long-distance telephone to the Associated Press that he does not know how great was the loss of life in the burning of the relief train. He is making every effort to get into communication with some office near the scene of the fire.

The relief train was made up of several box cars and a way car. The last report the dispatcher received about it last night was that the women and children from Metz were being placed aboard the train to be taken out of danger.

The Journal dispatch says that the train ran into a burned out culvert, which was the cause of its derailment. Among those who perished are Mrs. Cleo and her three children, Engineer John Kinville of Alpena and another member of the train crew escaped with their lives, but were terribly burned, by creeping along the track on their hands and knees to Posen. It is reported that Kinville is blind from his burns and will die. The other man will live.

The dispatcher of the Detroit & Mackinac railroad at East Tawas has just confirmed over the telephone to the Associated Press the finding of 16 dead in the ruins of the Metz relief train. He is absolutely without further information, however.

Alpena reports that another relief train has started for the north and the scene of the wreck with newspaper men and physicians. Reports say that there were 150 to 200 people on the burned train, but it is absolutely impossible to confirm this or to state whether any survivors from the train made their way through the burning forests to safety.

#### DEATH OF MRS. W. B. JONES.

Mrs. W. C. Morris and Mr. W. B. Jones, mother and husband of Mrs. Minerva M. Jones, who departed this life at Sparks, N. C., last night, took place in this city this week, wish to extend a card of thanks to the many friends for their sympathy and floral offerings. Mrs. Jones was born Sept. 16, 1884, in this city. She was the daughter of Mr. and Mrs. W. C. Morris, the decorator, and leaves three sisters and two brothers to mourn her death. Mrs. F. J. Hocking, Mrs. Marie Schmidt, Mrs. Klen Dunlop, of this city, and Roy Morris and W. C. Morris of Spokane, Washington, the heartbroken husband also has a host of friends and acquaintances in this city. Death came from childbirth, although the infant had every chance of being reared by his grandmother, Mrs. W. C. Morris.

#### TO UNITE TWO BODIES.

Commercial Club and M. & M. Association May Merge.

The Commercial club and the Manufacturers and Merchants' association will probably be united within the next few weeks into a single organization, in which will center the interest in Utah's general publicity campaign.

The creation of the new Commercial club building is the item which has led to talk of consolidation and to actual plans which are now in the hands of the club officials. At a meeting of the board of governors held yesterday afternoon the consolidation plans were talked over and referred back for further discussion and development.

The matter, according to President Haloran is now one of details, and arrangement of the terms of consolidation.

#### ANOTHER WOMAN GUILTY.

Corra Martin, one of the many women arrested during sheriff's raids in Commercial street, was found guilty before Justice F. M. Bishop and a jury this morning and sentence will be passed on her tomorrow. She was charged with vagrancy under the ordinances.

#### FIRE DESTROYS HOME.

Fire at noon today destroyed the home of Mrs. Ella Whinston, rear of 231 west First South street. The blaze started from an unknown cause. The department from No. 2 station responded to the alarm and quickly controlled the fire, keeping it from spreading to adjoining buildings. The home was a two-story frame structure and burned rapidly.

#### FIRE ALARM FOOL ABROAD.

The police are hot on the trail of a man who has a key to the fire alarm boxes and is using it for his own amusement. This morning at 1:55 and 2:37 o'clock, boxes 315, North Temple and Sixth West streets, and box 16, Fourth South street and Main, were unlocked and false alarms were turned in to the stations.

#### CHURCH NOTICES.

The priesthood meeting of the Salt Lake stake will be held in the Sixteenth Ward meetinghouse, at 7:30 p. m., Monday, Oct. 19, 1908.

The high priests of the Granite stake will hold their monthly meeting on Sunday the 18th day of October, at 10 o'clock a. m., at the Granite stake tabernacle. Lectures will be delivered by prominent elders on the revelation of the Book of Mormon. All invited.

Stake priesthood meeting of Esau's stake will be held in the Twentieth ward meetinghouse, Monday, Oct. 19, 1908, at 7:30 p. m.

The regular quarterly conference of Liberty stake will convene in the Ninth ward meetinghouse Saturday evening, Oct. 17, at 7:30 o'clock. Sessions will also be held as usual in the Assembly hall at 10 a. m. Sunday, Oct. 18, and in the tabernacle at 2 p. m. A good musical program has been arranged, and it is desired that as many of the saints as possible attend. Some of the general authorities of the Church will be present.

**Sweet's Society Chocolates.**



Every Piece a Perfect Delight.

### We are sole agents for the Chloris Talcum Powder And Toilet Water

Pure as purity itself, carrying a delicate, refreshing odor that you will appreciate.

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Invigorating  
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#### DRUG STORE.

The Pure Drug Dispensary  
112-114 So. Main Street

## CORPORATION TAX BEING CONTESTED

A suit of considerable importance, that of the Black Rock Copper Mining & Milling company vs. C. S. Tingey, is being argued today in the supreme court, involving as it does the question as to whether a corporation tax is legal. If the plaintiff, who is the appellant, is successful in the higher tribunal, it will mean that the state will lose an annual revenue of something like \$20,000.

The plaintiff, backed by about 100 other corporations, attacked the constitutionality of a law passed by the legislature of 1907, requiring all corporations to pay an annual state license. It was contended by the plaintiff company that such a requirement meant double taxation by reason of the fact that each corporation was subject to property taxation.

The contest was carried into the district court, in which Judge Judge Ritchie declared the law to be constitutional. At the hearing today in the supreme court, arguments pro and con were made by Attorney Bismark Snyder, of counsel for plaintiff, and Assistant Attorney General A. R. Barnes for defendant.

#### DOUBLE TAX URGED.

Strongly contending that the measure was nothing short of double taxation, Mr. Snyder vigorously attacked the law. He said it was not analogous to a merchant's license, for if a merchant failed to pay for the privilege of doing business his doors could be lawfully closed. If he persisted in doing business without a license, he might be fined, but there would be no lien placed upon his property, as would be the case of failure in payment of a corporation tax. Again, the mercantile license might be conducted by a corporation and would be subject to license and tax.

A franchise is property, continued Mr. Snyder, and should not be taxed twice. When corporation papers are filed a fee has to be paid, proportionate to the capitalization, and as the property held by the concern was subject to general taxation, it should not be forced to pay a special tax, as required in the law of 1907.

#### THE DEFENSE HEARD.

For the defense, Mr. Barnes said that the whole matter hinged on the question as to whether it was a tax upon property, or in the nature of a license or privilege. He was strongly in favor of the last named proposition. A franchise is not property in the working of the constitution, he said. A franchise cannot be bought or sold, does not succeed from one set of persons to another, no more than does the elective franchise, and if a franchise can be called property and taxed, the same would be true of the elective franchise.

When the arguments are finished the matter will be taken under advisement by the court, a decision not being expected for several weeks.

Although there are upwards of 6,500 corporations of record in this state, all but about 3,000 are considered "dead ones." That is, 3,500 have a legal standing, but that is all they have. The average tax on the 3,000 is about \$20, making the revenue to the state from the corporation tax \$60,000 per annum. In 1907 the tax was paid by 2,100 corporations and there were 900 delinquents. As stated, the tax is graduated from \$5 to \$50, and failure to comply with the law is punishable by a fine of \$100, which sum becomes a lien upon any property owned by the corporation.

#### DIED.

BADGER.—Mrs. Harriet A. T. Badger, wife of Rodney C. Badger, died today at the residence, 364 north First West street, of pneumonia.

OLSON.—In this city, Oct. 15, Sol Olson, in his thirty-second year.

WALLACE.—In this city, Oct. 14, Thomas Wallace, in his sixty-eight year.

OSSELL.—At Elko, Nevada, Oct. 12, 1908, E. Ossel.

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

Buy One Dollar Shares.

Now is the time to buy. A good investment for people of moderate means. On August 26th 1908, the Zion's Co-operative Home Building and Real Estate Co. was incorporated with an authorized capital of \$50,000, of which \$30,420 was paid up. Since then \$40,000 of the stock has been sold at par, so the company now has \$120,000 assets. \$30,000 more stock will be sold at par, or \$1 per share. Owning a lumber yard and having expert men in different departments, the object of this company is to build good houses and make the expense as small as possible to its purchasers, so that the person who earns modest wages may have a home of beauty and comfort. The officers who are Salt Lake men, are George E. Romney, Pres., Miles A. Romney, Vice-Pres., Miles R. Taylor, Secretary, and these with John C. Cutler, Jr., form the board of directors. Now is the time to buy stock if you want a paying investment. If you want to purchase stock, call on us at 40-44 Constitution Bldg. Or write, telephone No. 586, or call on our agent, John C. Cutler, Jr., Investment Banker, at No. 229-240 Constitution Bldg. Salt Lake City, Utah.

## KNIGHT REFUSES TO MAKE SPEECH

Democratic Gubernatorial Nominee Stood Alone Upon Logan Rostrum.

#### GOV. WILLIAMS MISSED TRAIN

Widely Advertised Meeting Fails When Principal Speaker Misses His Train Connections.

(Special to the "News.")

Logan, Oct. 16.—Jesse William Knight, Democratic candidate for governor of Utah, last night refused to address an audience in the Nibley hall, at a meeting designed to be the opening of the Democratic campaign in this county. The young man went to the front of the stage and told the audience he hesitated to talk without assistance, and therefore called the meeting off.

The meeting had been advertised far and wide as the opening gun of the Democratic campaign. A speaker of national reputation, ex-Gov. George Fred Williams of Massachusetts, had been engaged as the principal speaker, and it was upon Mr. Williams that the gubernatorial candidate depended to make the big talk of the evening, while he would merely make a few remarks at the close of the principal speech.

Mr. Williams missed connections in some manner, and did not show up at the meeting. The audience, which was

not a very large one, was disappointed in the failure of the Massachusetts politician to appear. When Mr. Knight called the meeting off they were further disappointed, and the rally was without results.

#### WILLIAMS SPEAKS TONIGHT.

Democratic Orator Will Address Gathering at Kennedy's Hall.

George Fred Williams of Massachusetts will open the campaign for the Democrats, so far as the national committee's list of speakers is concerned, at Kennedy's hall, Postoffice place, tonight.

Mr. Williams arrived last night from Spokane, having been forced to omit a date to speak at Logan, through receiving word to go there too late to make connections. This morning he left for the south, to speak at Spanish Fork and Springville, and tomorrow night he will speak at Evanston.

A quartet from Provo will render musical numbers, and a band will be present. State Chairman Same A. King has charge under the direction of State Committeeman Frank K. Nebecker.

Jesse William Knight, candidate for governor on the Democratic ticket, will be one of the principal speakers at the Democratic rally to be held at Kennedy's hall this evening. The Ladies' Glee club will render selections during the evening, and it is expected a large turnout will be present. Kennedy's hall is situated one-half block west of the postoffice on Market street.

#### POLITICAL POINTERS

J. W. Nixon of Emery county, Democratic candidate for state auditor, was at Democratic headquarters yesterday, shaking hands with friends.

Salt Lake Republicans are to have another opportunity tonight to listen to a national committee's speaker, Senator J. P. Dooliver of Iowa speaks at Ogden, and a large crowd of Salt Lake are expected to make the trip. A special train will leave Salt Lake at 6:45 on the Short Line to take the people up, the arrangements being under the direction of the Young Men's Republican club.

United States Senator George Sutherland will speak at Farmington Saturday night, and Monday will be at Garfield, following this date with one at Grantsville Tuesday, and Tootle Wednesday. Friday he speaks at Bingham Junction.

E. W. Robinson of Logan, candidate for the legislature, and to be speaker of the house, declares that Cache county Republicans are united and out to win. He was a caller at Republican headquarters yesterday.

The resignation of William Spry, United States marshal for Utah, was on Thursday forwarded to Washington. The resignation is to take effect at once. His successor, temporarily, will be named by United States Judge John A. Marshall, pending the regular appointment by President Roosevelt.

The nomination for city judge on the Democratic ticket, which was turned down by D. O. Willey, Jr., has not yet been filled by the party managers. It is said the nomination has been tendered to Harry S. Harper, a young attorney formerly connected with the reportorial department of the Deseret News, but as yet he has not indicated that he will accept it.

William Hoster, the well known criminal reporter of the Hearst papers, was in Salt Lake Thursday. He said he was touring the country in the interest of William Randolph Hearst, with no particular work in Utah. He left for the east yesterday morning.

The committee in charge of the Ogden Republican rally tonight, at which Senator Dooliver of Iowa will speak, has communicated to the Republican committees of this county the information that 300 seats have been reserved at the Grand Opera House for the Salt Lake contingent. The special train will leave the Short Line depot this evening at 6:45, returning from Ogden half an hour after the conclusion of the rally.

Election bets are already floating around town. One offer this morning made by an "American" enthusiast was posted offering \$200 against \$100 that every "American" candidate on the county ticket would be elected. Another bet was to the effect that "American" ticket would not cast 2,500 votes in the county outside of the city, \$50 even.

A meeting of all candidates on the Republican county ticket, and members of the county committee will be held

Why should Los Angeles, Frisco, the north-west and East demand McDonald's Cocoa, if it were not superior to other makes? Have you, Mr. Man, tried it? Take a can home—your wife will do the rest. You will find the cocoa a treat—different, better than coffee.

It is not unusual now for a clerk to say: "This is as good as Merry Widow Chocolates"—but it is not.

at the Republican headquarters in the Atlas block Monday night at 8 o'clock.

George Fred Williams, the Democratic spellbinder, is today holding forth at Spanish Fork and Springville, prior to his appearance at Kennedy's hall on Market street tonight. T. H. Fitzgerald of the Democratic executive committee, accompanied Mr. Williams in his tour of Utah county today.

The candidates and members of the Democratic county committee will meet at Democratic county headquarters Saturday evening at 8 o'clock.

A man by the name of Mirick, residing at 757 south Main street and under scarlet fever quarantine, broke quarantine this morning and reported to the police headquarters that he had cut his finger. He was immediately sent back into quarantine and Dr. Stewart was despatched to attend to the injured finger.

Because Charles Messer insisted upon making the street his bedroom and refused to be commonplace in his actions, he was taken to the police station this morning and placed in jail on a charge of drunkenness.

Boy's Condition Improves.—John Fitzgerald, son of Assistant Chief of Police Fitzgerald who was thrown from a horse Wednesday, sustaining severe injuries, after a 24-hour stage of unconsciousness, can recognize his friends today, and the attending physician, C. E. Benedict, believes that he has sustained no internal injuries.

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Remember us.  
WE TREAT YOU RIGHT.  
Painless Extraction of  
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#### THE RIGHT MOVE!

A commission of the most prominent English and German physicians have declared that the germs in Milk may contract Consumption, Typhoid Fever, Diphtheria and Scarlet Fever. The Elgin Dairy Creamery & Supply Co. have just installed in their plant one of the latest up-to-date pasteurizers. All their milk and cream is now pasteurized, heated to 150 degrees, and immediately cooled to 50 degrees, making all their products absolutely pure. Pure Milk is the greatest life giving food. Why not buy the best. Ask for ELGIN DAIRY products.

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