DESERET EVENING NEWS: TUESDAY, DECEMBER 4, 1900.



om the Ontarlo workings, and belor R. C. Chambers and J. A. Cres the latter gentleman STRIKES IT RICH. Mine Owned by Salt Lake and Ogden Parties Has Good Ore. hipping for some time to co-, that when they do begin the mine will cause a schaution

BODIES OF PRECIOUS METALS Red Wing Copper. Another strike has to be recorded Assays that Snow 2,860 Ounces of Silver and 181 Ounces of Gold Red Wing yein. The ore is only below the surface and in manning r. Mr. Would is now engaged getth out a shipment, which he will have the market in a few days TODAY'S METALS: DELINQUENT SALE. Golden Eagle Stock Sold for Assess-

in its history.

are on the market.

at the old producer.

narryod \$11.00 per 100.

is now pending.

Restmeter Cameral The miners em-

Horit Springs went on a strike Monday

loyed in Sweetwater mine No. 2 at

"stein hoist has been purchased.

y than th

4 50

1 35%

83%

LEAD, \$4.00 CASTING COPPER 15 %

SILVER 64 14

to the Ton.

WELL DICCER

A special dispatch to the "News" from Ogden this afternoon says a letter just received by Mr. J. G. Court of that city gives news of rich mining discovcity gives news of rich mining discov-eries in Esmeralda connty, southwest-ern Nevada. The South Klondike min-ing district is situated in Esmeraida county, and one of the mining proper-ties there is the Well Digger, owned by the Western Mining company, the stockholders in which are Salt Lake nearly.

The letter records a rich strke in the Well Digger. At a depth of 53 feet in the the shaft, a body of high grade silver ore was struck, so rich that it caused considerable excitement even in that camp, accustomed to meeting high

A new strike of great richness is also A new strike of great richness is also reported from nine miles north of the Well Digger, in the same district. There silver and gold has been discovered, and the ground is so rich that miners are taking leases thereon at 25 per cent gross royalty. This new find is 30 miles due east of Silver Peak. Recent assays of the ore show 2,860 ounces of silver and 18 ounces of gold to the ton.

A GOOD DAY.

Stocks on the Exchange are Still Soaring.

A good volume of business was A good volume of business was done on the mining exchange this morning, 25,119 shares being dealt in at advancing figures. Daly-West, which opened the trading was a little off from what it brought yesterday and was sold at figures around \$25.20, 600 shares changing hands at those figures. Dexter, which nands at those figures. Dexter, which followed, was very strong, opening at 1.31, and recording a sale at those fig-ures, it advanced steadily until a sale was effected at 1.35, and at the close was wanted at 1.35, without finding a ing it a producer. Consolidated Mercur is becoming a

good thing in the eyes of dealers and 50 shares changed hands at \$4.00 \$1 light. Grand Central effected a sale at \$5.66, and at once jumped to \$5.75, at which figure it was held at the close.

E. J. Raddatz of the Honerine mine at Stockton is in the city. Ophir Hill had fourteen carloads of ore on the market today. A large shipment of Centennial Eure-The bond market was somewhat iris expected tomorrow A recent shipment from Uncle Jesse arger than in stocks Knight's Humbug mine netted \$5,000 to After a feeble rally sugar fell to i the carload. Richard German of Silver City, one with it. Many railroad stocks touched the lowest prices of the day. of the oldest mining men in the State, came up to the city this morning. ound support at 1274, eight points be-ow the high point. E. G. Rognon, a former Salt Laker The closing was moderately active, and heavy near the low point for most has been appoined mining recorder of the Bluestone district at Cape Nome. stocks. Messrs. Thos. Kearns and David Keith left this morning for Nephi to MONEY AND BONDS. ttend the Mammoth-Grand Central Money on call nominally 4@412 per

He reports things going as usual

Secretary Wilkinson of the Mammoth

Mining company has returned from a trip to Eureka, where he has been su-perintending the assessment on some

mining claims along the Wilson lode.

Steel stocks, Amalgamated copper and Anaconda lost between 1 and 2 points. Sugar was very feverish and its re-action reached 1%. Business was small and the market hardened before

stope it has been traced in ore till you get within 130 or 140 feet from the Wagner Overture, "Lohengrin" surface. If no ore is found above that then the apex at that point would be "Air" from "Samson and Delilah" Saint Saens 'Fanfare' Business was relatively ...Haende Pligrim's Chorus' from "Tann .Wagner Chorus of Angels" Scotson Clark level and carried the marke Traumerel" Schumann

morrow's Tabernacle recital, beginning promptly at 11 o'clock:

reached its highest figure at the call. effecting a sale at 84 cents per share. May Day is about stationary, and sold at figures around 35 cents, a sale being effected at 36% cents. Rocco Home-stake sold at increasing figures up to 74% with 75 cents offered at the close. Star Consolidated was strong and did the trading of the day, 9,600 shares being dealt in, 1,200 of which brought 93* cents per share, but weak-ened at the end and brought 91% cents. At the close the figures ruled about as follows: The quotations were as follows: P. T. Farnsworth reached the city this morning from the Horn Silver . Bid. Asked.

Ajax muummmm -65 Bunker Hill 4 00 Blue Bird Extension .. Boss Tweed 6 Centennial Eureka 24 00 on, Mercur 4 00 Daisy. Dalton and Lark Daly West 25/20 Dexter 1 35 Dalton . A R REPORTER Diamond Con., ., Emerald Eagle and Blue Bell ... 72 Geyser Marion 34 Grand Central 5 75 Horn Silver 1 15 Ingot ... -2% International Joe Bowers 2% Kremlin Lower Mammoth 83 Little Pittsburg Mammoth 1 92 Manhattan Martha Washington ... May Day Monarch Northern Light Ontario . ···· ·· ······ ··· ··· Petro Rocco Homestake Sacramento Silver King 70 0

Sunbeam it i..... Star Con. it i..... Swansea South Swansea ... 1 00 Showers Con. Sea Swan BERREN MARY DU Silver Shield . resora Utah server as as assess

Valeo ... 18 Yankee Con. 814 TRANSFERS OF STOCK. Con. Mercur, 53 at \$4,00. Daly-West, 100 at 25,29, 50 at 25,22*. Dexter, 100 at 1.31; 100 at 1.33; 100 at 1.34; 106 at 1.35. Eagle and Blue Bell, 100 at 78; 100 at 72; 100 at

Grand Central, 100 at 5.66. Grand Central, 400 at 5.66. Lower Manimoth, 395 at 80; 100 at 82; 100 at 83; 100 at 534; 200 at 84. May Day, 400 at 354; 106 at 354; 100 at 354; 2,060 at 364. Northern Light, 500 at 114. Rocco Homestake, 1,06 at 73; 100 at 72°; 300 at 734; 800 at 734; 200 at 738; 1,300 at 74; 100 at 744; 200 at 738; 100

1.300 at 74; 100 at 74%; 200 at 73%; at 75.

Saccamento, 500 at 37%. Silver Shield, 1.000 at 25%; 503 at 25%; Silver Shield, 1.000 at 25%; 503 at 25%; Star Consolidated, 441 at 90; 1.00 at 91; 500 at 91%; 500 at 92; Moo at 10%; 700 at 25%; 1.200 at 83%; 500 at 93%; 200 at 92%; 100 at 91%; 100 at 93%; 400 at 91%; Swamsea, 160 at 4.0716. Tankee Consolblated, 1,600 at 10; 2,500 at 9%. Total shares sold, 25,119. Bringing, \$20,516.50.

THE NAIL DRIVER.

The Coming Sensation Maker at Park City.

The Nall Driver of Park City is des-The Nail Driver of Park City is des-tined to be the next bonanza at Park City, according to a report brought sown from the camp this morning. 25 cents. Sold by all medicine dealers.

Prime mercantile paper, 4044, per Sterling exchange steady with actual

business in banker's bills at 4.85% for demand and at 4.81% 0% for sixty

ays: poster rates, 4.81% 04.85%; com-norcial bills, 4.80% 04.81%. Silver Certificates-646765. Bar Silver-64%. Mexican dollars-50%

Yesterday's shipment of Star Consol-Government bonds strong; refunding idated ore was taken from a new body is registered, 104%; do, coupon.

of ore lately opened in the mine, Mana-ger Packard thinks it is of better qualiregistered and coupon, 116; reg 4s reg-istered and coupon, 1381s; old 4s regise previous shipment, which tered, 115; coupon, 116. 5s registered, 113%; coupon, 113%.

SUGAR

White Pine Neice: The mun who coine here from Salt Lake City to start up the gasoline engine at the Pilot Knob shaft had no better success than his predecessor, and left in disgust last Theorem. New York, Dec. 4 .- Sugar-Raw, ficut; fair refining, 3 15-16; centrifugal, 96 test, 175; molasses sugar, 3 3-16. Thursday. As it was shipped here un-der a guarantee and has failed to meet Refined, steady; crushed, 0.00; pow dered, 5.70; granulated, 5.60. the requirements, the gasoline engine will be discarded and a 20-horse power

BUTTER AND EGGS.

Euroka (Nev.) Sentinel: The Rocco-Homestake-Novada Mining company has bresented its statement to the as-sessor of White Pine county for the quarter ending Sectomber 30th, setting Chicago, Dec. 4 .- On the produce exchange quiet. Creameries, 1497240; dairles, 150

OMAHA LIVE STOCK.

further ending september 30th setting forth that the total shipmonts were 580 tons of ore of the value of \$32,136, from which is deducted \$8,700 for ex-traction charges, \$15,660 for transpor-tation, and \$1,000 for reduction, leaving a set wrong of \$9,645. The buildon tax on this encourt to \$255.25 Omaha, Neb., Dec. 4.-Cuttle-Reeipts, 3,409; Active, stronger: native 4.3565.5 of steers. 4.00/24.60; Texas steers, 3.00/23.75; cows and helfers, 3.00/74.75; canners, 1.75/2 canners, 1,750 dors, 3.0051.40; 5; stockers and 3 stags, etc.,

R. G. Wilson returned last evening from his visit to Park City, where he went a few days ago to sottle some difficulties between the Park City calves, 3.50@5.75; bulls; 2.25 124.00. Hogs-Receipts, 7,900 higher, Heavy, 4,6504 About 5 cents Heavy, 4.65 light, 4.60@ mixed. 4.65 difficulties between the Park City school beard and the New York group pigs, 4,0007 bulk of sales, d Strong: fed f chilms. He reports that an arrange-Sheep-Receipts, muttons, 3,85@4,50; ht has been ninde whereby an amlrt. 3.70@4.00 able adjournment can be made and the matter taken out of the court, where common and stock lambs, 4.25@5.25. hrep. 3.40@3.90;

ST. LOUIS WOOL.

KANSAS CITY LIVE STOCK.

Nath

eints, 10,000.

fexas steers, 3.00&4.

(14.50; native cows

ulla, 1.50 14.25; call

Hogs-Receipts, 13 ents higher. Bulk of

New York, Dec. tchison, 38%; do. 1

Atchison, 38%; do. 10 & W., 41%; do prefer can Tobacco, 1.06%. Plate, 41%; do prefer can S. H., 27; do pre T., 70%; B. & O., 7 S5%; C. B. & Q., 1.8 L., 66; C. G. & W., 14 Tob., 35%; C. & O., 2 do preferred 76; D. &

Atchison, 38%;

4.78%@4.77%

4.00@5.25; muttons, 2.00@4.15.

CLOSING STOCKS.

1.50; stockers and

cents higher. Bu heavy, 4.70@4.80; mixed, 4.72%@4.7

ools and Aus.

4 .-- Cattle--- Re-

Fra. 3.95&5.45

PARS COWS. 1.7

heifers.

4.15@5.75.

light, 4.70524.80

St. Louis, Dec. 4 .- Wool very quiet.

BOSTON WOOL MARKET. and they are again at work. The trou his Broad over the posting by the com-pany of notices that the method of Boston, Dec. 4 .- The wool market tere this week has ady tone, alpaying would be changed from 70 cents though business wa or the sevens to 40 cents on the as in volume than last week. Deare expecting lump. The men objected and demand-ed more than 40 cents. The company a better market, bu vet they car advance in de little prospect) concluded 7 conts and the men returned Territory continue to prices. head the list of sal Pine medium and fine scoured, sta 48949 and for strictly LUMBER YARD BURGLARIZED. is quoted at le stock fifty

It was reported last evening that the office of George F. Feit & Co.'s umber yard on Eighth South and State rets had been entered by burglars, by Kansas City, Mo., D

cans of a skeleton key, and that abe was taken from the cush till. "I ale had been left open but nothing of any value was in it, and consequently the burglar's haut was rather alim.

Constipation, Headache, Biliousness, Heartburn,

Indigestion, Dizziness, Indicate that your liver is out of order. The

best medicine to rouse the liver and cure all these ills, is found in

Doxology" It is expected that Mrs. Lizzle Thom-as-Edward, the well known soprano, vill assist at Saturday's recital.

> PERSONAL.

mmmmmm M. H. Walker left for San Francisco his morning.

Councilman J. J. Thomas has also one to California.

S. A. Mann, ticket passenger agent of the Salt Lake & Los Angeles, left this morning on an extended trip through the East in the interest of Saltair patronage.

L. P. Farnsworth leaves tomorrow or Arizona, where he will be engaged a government survey work through hat Territory and New Mexico. P. C. Evans, nephew of David Evans,

as decided to transfer his headquarers from Ogden to this city, where he vill commence to practice law.

Local medical circles have been augmented by the arrival in this city of Dr. J. T. Keith of Evanston. The medial man from Wyoming, accompanied by his wife, are at present stopping at the Knutsford preparatory to going ino practice in this city.

HOTEL ARRIVALS.

The following names were registered at the leading hotels in this city at 3 clock this afternoon;

Knutsford-Fred T. Dubois, Black-foot, Ida.; Miss C. B. De Puy, C. S. Hashing, P. C. Garrison, Dubuque; P. , Harding, Sacramento.

Kenyon-J. H. Seigel, New York; O. S. Ryerse, Minncapolis, W. B. Forsyth, Corinne; H. J. Waterbury and wife, J. K. Ross and wife, Detroit; Mrs. C. F. Hanford, Miss Hanford, Shelbyville,

Cullen- Sol Stills, Aspen: William Wearne Jr., Chicago; Mrs. H. Ensle, fucker.

White House-W. King, W. J. Henry, Colorado; Miss Bessie Brandt, Butte; A. A. Walters and wife, Tooele; R. C. Allen, Draper; Bertha Nielsen, Draper.

"IT'S NOT BIRTH,

Nor Wealth, Nor State, but Git Up and Git' That Makes Man Great."

This is the motto on the letter head f a well-known grocery firm in Water-own, N. Y., Fred B. Bush & Co., and is indicative of the character of the men. Mr. Bush himself had quite an experience with food in relation to health, as he was refused insurance men. three years ago because the examining physician found he had Bright's disease and could only live a short time at the best. My own physician suggested that I

make a radical change in diet. About that time my attention was called to Grape-Nuts food, and I began with doc 2.75(24.20) tor's permission to use this food. Of course I had been forbidden the use of 0. Strong to 1 sales, 4.72%@4.75 sugar or starchy food, but my doctor knew that Grape-Nuts was composed of the starch of wheat and barley transformed into grape sugar and in this condition is easily digested. "To make a long story short, Grape-

pigs, 4 50 (14.72%. Sheep-Receipts, 2.000 strong, Lambs, "To make a long story short, Grape-Nuts has been a constant dish at my table for three years. I have taken no medicine during this time and I am now strong and healthy and capable of doing a hard day's work every day." losing stocks: red, 83; A. S . 85%; Ameri-

merican Tin sī¹₄; Ameri-red, 75; B. R. do preferred, So much for pure food, properaly selected and perfectly cooked by experts at the factory. There is not a single disease in the category of human fils but what can be helped by the use of at the factory. There is not a single disease in the category of human ills but what can be helped by the use of pure food of this character, and most of the ordinary diseases can be cured. C. C. & St. S., 58% Con. Toh., 3514: C. & O., 874; C. & A., 40; do preferred, 76; D. & R. G., 24%; C. F.

on its upward course where the min-eralization had ceased. Now, turning to exhibit 12 (a map

two planes.

MOTION FRIVOLOUS. showing all the workings), we expect to show to the court, to your honor's ntire satisfaction, that when you have eached a point going from the south ine of the North Mammoth extension you are within the vicinity of the northeast edge of the Mammoth stope, that that vein and its apex has enirely departed from lot 38, and never

If that be true, then the extra-lateral rights of the Mammoth company as to that veln would be confined be-tween parallel planes, one drawn through the point where the vein has left the claim and the other parallel thereto drawn through parallel to its southeast end line, which would leave all the ore bodies in dispute outside and north of the northernly of these It has been testified by witnesses

called on behalf of the cross-complain-ant that not only is the apex of the vein found in the southerly end of the North Mammoth extension, but that the outcrop can be traced, and has been traced, by these various witnesses ear through the northern extension of the Mammoth, lying practically in he side lines thereof, to and within he northern end line of that claim. That we dispute.

There is one fact, and about the only fact where there will be any controverby in the testimony, that is any essen-ial controversy. It is true that lime stone and iron may be found on the surface of ground embraced within the north extension of the Mammoth, but ou can find, as we can show, that lime s found away to the east and west of t. It has no significance, in our opinion, and indicates nothing as to the presence or absence of the vein. In round numbers, this claim is 3,000 feet in length. It is represented in full on this map: 2,200 feet of the north end of contains nothing except iron-staine rock and calc spar. So far as the evi-dence discloses, there is nothing that has been found on the surface or be neath the surface within the boun tarles extending vertically to the dec The presence of iron and calc spar is dicates nothing, in our opinion, and the opinion and judgment of our wi the opinion and judgment of our with nesses, as to the presence or absence of a vein. You find it in every mineralized country, and through the district in which these mines lie. You can scarcely

go a hundred feet in any direction that you will not find lime more or less iron-stained, and where there has been a crack you will find calc spar filling these cracks. As has been said by some of the witnesses, iron is one of the most widely diffused and universally disributed of all the minerals. Now, we will undertake to show that

the apex outcrops at the southerly end of lot 28. You find it not only where it has been exhibited on the contour map but you find it east, I think, on the same outcrop. Why that was omitted by our friends on the other side I don'

know; we can only speculate. But our witnesses will show that the apex and outcrop of the vein, the southern end of the Mammoth, extends as far east as the Young Mammoth tunnel, and that is as much of the outcrop of the vein as

the apex cave stope. As you go then in a northerly direc-tion you find from the outside a ten-dency on the part of this vein to make to the west. The same thing will be il-lustrated on every level from the surcourt reserved its decision. face down to the deepest workings-a tendency to make to the west as you go north. On the surface the eastern

limit and eastern boundary of the mineralization on the surface will b found and shown to go passing a littl west and above the easterly edge of th Cunningham stope, and goes out to the Cumminghin Fight and the mineralization is concerned, some sixty feet before you reach the south end line of the Silver-opolls, projected eastward. It is my claim that our apex outcrops above the line of these stopes. But we

'Passing to the last ground of appel lant's motion, which is based upon the seventh subdivision of the statute, we think the record shows it to be frivoous. The motion, in so far as it relates to this ground, pretends to be based upon newly discovered evidence, but is not such newly discovered evidence as would bring appellant's case within any the authorities on this subject. Some the rules in regard to newly discovered evidence have become so well set tied that it is scarcely worth citing authorities. One is, that the testimony must not be merely cumulative. This is the most that could be said of Wells' affidavit, assuming that the force of it had not been destroyed by the counter affidavit afterwards nfterwards made. Another rule that has become fixed in practice, is that the newly dis-

tioned after a period of more than a year following the rendition of the ver-

heard and determined.

dict and after a former appeal has been

vered evidence must be of such character as would make a different result probable in case a new trial was granted. Another important requisite is a showing of diligence. which is wholly wanting in this case. The alleged witness is an officer, was engaged in the pursuit of these parties, was present and underwent an examination at the coroner's inquest, and was in attendance at the trial as a witness subpoenaed on behalf of the State, so that no excuse can be given why appellant did not call him at the trial if his testimony was wanted.

"This court has already held, upon the former appeal, that 'where the evidence shows that the defendant and another were associated together to rob and resist arrest, even to the killing of other persons, and in resistance one o the persons attempting arrest wcl killed, the killing by whosoever don was due act of each and both of the con pirators and defendant is chargeable herewith whether he or his companion

happy-

The regular monthly meeting of the

held with all the presidents of Seven

fred the fatal shot.' "The authorities bearing upon the question of when a new trial will be granted on the grounds of newly disovered evidence are all collected 1 Vol. 15, Century Digest, pp. 140 to 14 Without going into detail, I assert than hot a single case can be found in which a new trial has been granted on grounds of newly discovered evidence upon such a showing as appellant hermakes. A new trial should not be granted in a criminal case for newly discovered evidence which is not so material that it would probably produce different result." Mr. Lee then cited numerous authori-

ties and concluded as follows: "I submit that appellant has not brought himself within any of the fore going requirements of the law, and that his application should not be granted upon the record here presented."

THE BOND QUESTION.

Citizen O'Meara's Friendly Suit Comes Up in Supreme Court.

The application of citizen W. "Meara for a writ of prohibition di-sected against Mayor Thompson and City Council, to restrain them from Issuing the \$250,000 waterworks imovement bonds on the ground that e city has already exceeded its debt imit, came up before the Suprems ourt yesterday on demurrer. Frank B. Stephens appeared for the city, and A. L. Hoppaugh for petitioner. The The

Estate of Ellen E. Allen.

Orson Allen petitioned the probate court today for letters of administration in the estate of Ellen E. Allen, de ceased. The estate, consisting of real property, is valued at \$1,500 and the heirs are petitioner and his two child-Nellie M, and Marguerite, aged 11 and 9 respectively. The petition will be heard on Decem-

ber 22nd. The People's Verdict

Is unanimous that the Henry IV Tam-pa made Clear Havana Cigar is the mildest manufactured. You will like them.



West Temple street, Salt Lake City Isabella Conway McEwan, after long and severe illness, in her 6t Funeral Thursday, 2 p. m. Private Millennial Star please copy.

and members is requested. ANGUS M. CANNON, JOSEPH E, TAYLOR, CHARLES W. PENROSE, Stake Presidency. PRIESTHOOD MEETING.

Stops the Cough and works off the Cold. Lazative Bromo-Quinine Tablets curs a sold one day. No Cure, No Pay. Price 25 cents.

Priesthood of the Salt Lake Stake of Zion will convene in the Assembly uill, Salt Lake City, Friday, December JAMES D. STIRLING, JAMES D. STIRLING, Clerk of Stake. Because Acquainted With Henry the Fourth Tampa made Clear Havana cigars, they will suit

ATTENTION SEVENTIES. you. Notice to all Seventies in the Sait

Thursday, Friday, and Saturday, C. M. I. Ladies' Suits, one third off. Lake Stake: A council meeting will be Select your Guitars, Mandolins, Vic les' quorums, located in Salt Lake

Stake, on Wednesday, December 5th, 900, at Room No. 25, Lion House, Latlins, etc., at the cut price and we wil keep them till Christmas if you desire er-day Saints' College, at 8 p. m. All presidents are urged to be pres-

FURGUS COALTER MUSIC CO., 2 Doors South of Z. C.M. L nt at this council meeting. On Thursday, December 6th, 1900, at

Different Sizes

p. m., a general Seventics' meeting of all Seventies belonging to quorums And shapes will be seen in the Henry in Salt Lake Sake will be held at the Assembly Hall, and the First Council the Fourth Clear Havana cigar. They are all mild and made of the same toof Seventy desire all to be presen J. G. KIMBALL, bacco. They will suit you. General Secretary. RELIEF SOCIETY NOTICE.

LIFE OF A PIONEER.

Autobiography of Capt. James S. Brown, 520 pages, bound in cloth. Price \$2.00; for sale at the Deseret News Special terms to agents. There will be a Rellef Society con erence held at Riverton ward. Decen ber 6, 1900. Meetings at 10 a. m. and 2 p. m. A good attendance is desired. MARINDA BATEMAN.

And printing specially attended to at the Descret News Office. Estimated promptly furnished. Rush orders a specialty. BANK STATIONERY E. GARDNER,

Secretary All presidents of Seventies in the Salt Lake Stake are called to a meeting at specialty.