# DESERET EVENING NEWS SATURDAY MAY 6 1907

<text> by Jack O'Brien and this affiant was

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### "PRINCESS IDA."

#### Successful Presentation of Prof. Land's Latest Operatic Production.

Prof. A. C. Lund has every reason to feel gratified at the success achieved by the B. Y. U. Opera company, as evidenced by the truly artistic manner in which "Princess ida" was performed under his direction in the Provo Opera. House, on Friday and Saturday last, and also by the entirusiasm with which it was received by the audiences that filled the house to its utmost capacity. It was generally pronounced the best performance of home talent ever seen performance of home talent ever seen in the beautiful "Garden City," and it or he added that it collpsed many a performance by traveling companies. The chorus work especially was ad-master in the str of music was in ev-dence all throughout, in the harmoni-ous blending of voices and the preci-sion, with which even difficult passages were rendered. The company has been excellent voices, i.e., and some members with fine dramatic talent. Miss Fay Loose, for instance, fairly or privated the andience by both here sing and acting. Miss Neola Ellert-son, Miss Ethel Rawlings, and Miss Thethe Hardy sustained their respect-ive parts admirably. Mr. David Reese great talent both as a singer and actor. He is a young man from which the mistaken. Carl Allred and Carl Nelson did well in their parts. Geo, Hill and Mr. Higgins were very funny kings, as they had to be, and many others contributed to the success of the per-fermance. Prof. Lund is doing splen-did well on their success of the mer-fielent, and bis success in this line is know, too, in musical institutions in the cast and abroad, wherever his pu-puls on the success. in the beautiful "Gaeden City," and it

#### M'ADAM CONFESSES.

#### Murderers of George Terry Are Known And Will be Arrested.

(Special to the "News." Cheyenne, Wyo., May 6-It is believed that at last the nurderer or murderers of George Terry, a half-breed Shoshoa-Indian, are known and will be brought to justice, A week ego one John MeAdam, himself a half-cast, confessed that he and others killed Terry. One of the men alleged to be implicated is a brother-inlaw of the dead man.

law of the dead man. McAdam has been brought in from the reservation, but has completely gone back on his former statement and now dentes all knowledge of the murder. He does not claim not to have made a confession, but says he does not know why he told the story that he did. However, he is being held, and the men named by him as being accessories are to be arrested and called to account. A special agent of the depart-ment is on the reservation, investigating the matter. the matte

THE SHEETS CASE Leading Paper of Northwest Takes Issue With American Party Organ.

**OREGONIAN ON** 

# REPUTATION IS INVOLVED.

Salt Lake's Good Name is in Jeopardy And the Remedy is Prescribed By Editor.

The Portland Oregonian of las

Monday das for its leading editorial caustic arraignment of the Sheet ase in general and the Salt Lake Triune in perticular. It is as follows: The absurdity of much of our court rocedure is never shown more fully than when some one undertakes to defend the practises that now prevail-Such a result is witnessed in the effort of the Salt Lake Tribune to answer a criticism recently made by the Oresonian upon the outcome of a crimhal case recently pending in the courts at Sait Lake. Some strangers made complaint that livey had been buncoed, and that the police were standing in with the crooks. The chief of police and others were made de-fendants in criminal proceedings, and after much delay, the case was order-ed dismissed because the information charged a misdomeanor and the prose-cution proposed to try the defendant for a felony. Because a case so im-portant had terminated without a hearing upon its merits, the Oregonian plathly indicated its opinion that there is something seriously wroug either with the court's decision or with the law. Now see how the Tribunc de-fends the caurt: "If a judge who refuses to proceed ouris of Salt Lake. Some strangers

law. Now see how the Tribune de-fends the court: "If a judge who refuses to proceed to try a man for a felony when he is merely charged with a misdemicanor should how his head in shame,' then practically all the judges in the United States on federal and state benches would have to share thit bowing, for they have all done precisely the same thing that Judge Armstrong did in the Sheets cuse. It is true that Atty, Gen, Breeden, weakly lending himself to the use of the conspirators, has filed a sort of a last-ditch, home-run appeal from the ruling of Judge Armstrong, in this case; but of course he has no idea of winning the point of uppeal, which is mode not at all in good faith, but merely to delay the case and hold the matty over as an electioneering peditical dodge for next fail's cam-paign."

the matter over as an electioneering policial dodge for next fall's cam-paign." The Oregonian's criticism was aim-ed against a system which either per-mits or compels a judge to render a decision that perverts rather than pro-motes the cause of justice. The Tri-bune says that the judge was compell-ed to render such a decision and then proceeds to show that by means of the decision the attorney-general of the state is able to keep the case in court for an indefinite time for political pur-poses. Worse and worse. According to the Tribune's view the court is compelled to lo a foolish thing and then stand helplessly by and see a case in court manipulated for politic-al purposes. Assuming that the court was obliged to dismiss the case, be-cause the information charged a mis-demeanor and the facts to be proven constituted a felony, then the law is seriously at fault and the judge should direct his energies toward the revision of the law. He should as the Orego-nian said in the article criticised by the Tribune, refuse to be a party to a judicial proceeding so absurd. If men have been arrested on a charge of mis-demeanor and the facts show a felony, the case should not be dismissed and the defendants discharged, buil the de-fendants should be held and the case referred to the prosecuting officers for correction of the papers. The prop-er procedure is too plain to be ig-ported without the imputation of com-nivance with criminals or of gross ob-





The following notice of a new township plat was received this morning, at the United States hand office in this

A New ldea. A Triumph of the Creative Candy-Maker.

# Sweet's Milk Chocolates (The Bright Red Packages)

Dealers all over the West are introducing this late conception, and its success is general-just the recognition of the right article at

#### THE SWEET CANDY CO. Manufacturing Confectioners.

vards reports that Galveston is boom

general

SHEETS CASE TO OPEN THE TERM Will be One of the First to be Argued in Supreme Court. MAY TERM STARTS MONDAY. Twenty-three Cases Are on the Calendar-Regular Settings End On May 22.

The May term of the supreme court will open on next Monday morning at 10 o'clock, and the calendar has been printed and copies are now being distributed among the attorneys. There are 23 cases on the calendar, and the regular settings end on May 22. On the opening day of the term the arguments in the case of the state against Chief of Police George A, Sheets will

be heard, it being the third case on be heard, it being the third case on the calendar. Sheets was charged with criminal conspiracy in connection with the robbery oi\_he McWhirter brothers in this city last September, but the in-formation against him was quashed by Judge Armstrong of the district court on the ground that it charged the com-mission of a felony and not conspira-cy, which is the misdemeanor of con-spiracy for which he was given a precy, which is the misdemeaner of con-spiracy for which he was given a pre-liminary hearing and bound over to the district court. The state appealed from the decision of Judge Armstrong in quashing the information and it is upon that point that the case will be heard before the supreme court.

upon that point that the case will be beard before the supreme court.
The calendar in full follows:
May 13-State of Utah, respondent, vs. Will Moore, appellant; the State of Utah, appellant, vs. George Sheets, respondent.
May 14-Lars Christensen, appellant, vs. Oscar Beebe, sheriff of Emery county, respondent; Willam Geddes et al., appellants, vs. North Ogden Irrigation company, et al., respondents; H. A. Nelson, appellant, vs. Kielth-O'Brien company, et al., respondents.
May 15-Margaret R. Cutler, respondent, vs. Thomas Haycock, appellant; vs. Thomas Haycock, appellant; R. G. Jolly, administrator, respondent, vs. Thomas Haycock, appellant; Lars C. Peterson, respondent, vs. Bullion-Breck & Champion Mining company, ap-

Champion Mining company, appellant.

pellant. starty 16-Walter Bryant, respondent, vs. Mark Kunkel et al., appellant; J. R. Roberts, appellant, vs. Mark P. Braffet, respondent; Mrs. S. M. fiddle et al., respondents, vs. B. B. Quinn, ap-pellant pellant.

MAY 17.

C. D. Rogers and Mrs. J. Rogers, apepliants, vs. Rio Grande Western Railway company, respondent; In-re application of Don C. Fuilmer and others, real property owners of the town of Mapleton, to restrict the cor-porate limits of said town; M. N. Everett, respondent, vs. R. H. Jones, annulart

appellant. MAY 20.

H. L. Hunt, respondent, vs. Charles H. Moore, appellant; A. F. Christen-sch, respondent, vs. the Colorado In-vestment Loan company, appellant; Asenath Chadwick, appellant, vs. J. H. Arnold, et al, respondents,

#### MAY 21.

In re estate of William G. Owen, de-ceased, C. W. Johnson, respondent, vs. S. P. Armstrong, administrator of the estate, appellant; George Joens, re-spondent, vs. Bonanza Mining and Milling company et al, appallents; L. X. L. Furniture and Carpet Install-ment House, appellant, vs. Louis Be-rets, et al, respondents. rets, et al, respondents.

MAY 22.

Joseph S. Richards, appellant, vs. Joseph F. Smith, trustee in trust of the Church of Jesus Christ of Latter-day Saints, respondent; Mabel Rich-ords, but here exactling ad Rich-

B. Christensen and Abel Ericksen, rendered a verdict to the effect that deceased came to his death by falling from a car loaded with rock, and by being crushed to death by its wheels. Of Interest to Italians-Gov. Cutler

Of Interest to Italians—Gov. Cutler today issued a statement to all state, county and municipal officers, advis-ing them of the receipt of a notice from Hon. Ellhu Root, secretary of state, requiring that all Italians who die in Utah without leaving heirs, must be the subject of special notifi-cation, to be sent to the consular agents of that nation. In this case the proper official is Mr. Pasquale Corte of Denver, and all state officers are asked by the governor to send no-tice to him in case Italmas dia with-in the state, without naming a tes-tator or leaving a will. tator or leaving a will.

#### PROF. RIDDLE HERE.

George Riddle. Shakespearean student and dramatic reader. Is in Salt Lake, registered at the Knutsford. Mr. Riddle is here for the purpose of giving a num-ber of recitals, and will appear in Salt Lake for the first time on Friday even-ing, when he will give a reading of "Mid-summer Night's Dream" at the Congrega-tional church. He will also give read-tional church. He will also give read-tional church. He will also give read-tings at Ogden. Provo and probably Lehi and Logan before returning east. Prof. Riddle is an accomplished Greek scholar it was under his direction and tutelage that a serles of Greek tragedies were given at Harvard, in the original Atti-Greek, with such signal success as to at-tract the attention of the entire education-al world. The music for the occasion was written by Prof. J. K. Payne, for many years professor of music at Harvard, and whose death was of recent occurrence.

## POSTMASTERS APPOINTED.

(Special to the "News.")

Washington, D. C., May 6.--Postmas-rrs appointed: Utah-Salem, Utah ounty, Charles W. Stone, vice Lucy B. Parsons, resigned. Idaho-Knox, Idaho county, Lavello S. Bush, vice C. C. Randall, resigned. Mount Idaho, Idaho county, Maude L. Randell, vice J. E. Byron, resigned,



#### MISSED THE TRAIN.

Ogden Excursionists Misunderstand Schedule and Get Left.

A considerable part of the excursion party attending the concert at Ogden Sunday night missed the return train, scheduled to leave Ogden at 10 o'clock p. m., and were brought home later on a special. It seems that some unauthor-

ized parties gave it out that the train, while booked to leave Ogden on the re-turn trip at 10, would really not leave until 10:30, but was advertised to leave at 10, so that loiterers might catch the train at 10:30. The train left just at 10, and as a result, about half the party were left on the streets of Ogden. The RIO Grande management was communi-cated with and a special train of three cars was at once made up and the be-lated excursionists were hauled back to Salt Lake, arriving here too late, however, to catch the last streetcars.

F. C. Lathrop, traveling passenger agent of the Southern Pacific, is in Salt Lake on his way to Los Angeles. Rio Grande train No. 3 came in last

hight on time for the first time in many moons. A big crowd went on the Rio Grande excursion to Tintic yesterday, between 250 and 200 people availing themselves of the cheap rates.

L. K. Bernis, soliciting agent of the C. M. & St. P., spent Sunday at Bing-ham. He said the Greeks were holding

their Easter feasts about three miles



...There is a something about Mo-Donald's Dutch Chocolates one never forgets—a lingering, delicious tasto. And yet it is popular priced-30c

half pound; 60 cents the pound. There are plenty of other Chocolates on the market at that price; but they are not like McDonald's Dutch Chocolates.

farther up the canyon, and he did not go on to investigate any further.

W. W. Dickinson, traveling freight agent of the New York Central. left for a trip to Idaho this morning on busi-ness for his line.

Kent O. Keyes, agent of the New York Central in this city, has gone to Nevada on a business trip.

W. L. Winding, traveling agent of the Northwestern lines, has gone to Beatty, Nevada, to look after Business.

L. A. Bell, contracting freight and passenger agent of the Salt Lake Boute, with headquarters in Chicago, accom-panied the Medina Shriners on their tour from the Windy City to Los Angeles.

District Passenger Agent J. H. Burtner and City Passenger Agent Irwins of the Salt Lake Route, accompanied the El Kalah special to Los Angeles Saturday evening.

All Shriners trains handled by the Rio Grande and Salt Lake Routes to and from Salt Lake have been suc-cessfully carried through to their des-tination at the "Fiesta" city in south-ern California.

R. E. Evans, Florist, 36 S. Main St. Floral Designs a Specialty. 'Phone 961.

UNION DENTAL CO 218 South Main.

HONEST WORK. HONEST PRICES.

Fainless Extraction of Teeth or No Pay All Work Positively Guaranteed. 'Phones Bell, 1125-x: Ind. 1122



ng and that the new sea wall being built by the government and the state a moving along rapidly. While there is moving along rapidly. While there he took occasion to make inquiries con-certifing the Galveston plan of govern-ment, which was attempted to be in-troduced in this city during the re-cent session of the legislature and all the leading citizens of that city de-chare it to be a good thing for the community. Under that system the city has made great advances since the flood and great improvements are be-ing made there. M'NULTY ARRIVES.

President of International Brotherhood Of Electrical Workers Comes.

President F. J. McNulfy of the International Brotherhood of Electrical Workers is in the city from the east consulting with the linemen on the

consulting with the linemen on the telephone situation. He claims that if there is a strike the companies can not satisfactorily fill the places of the strikers; and that strike breaking ugencies can not make good their promises. Mr. McNulty is en route to San Francisco, and says there is plen-ty of work in the country at good wages.

# DEATH OF PIONEER.

Mrs. Mary E. Shurtliff Called Home At Age of 84.

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**DRGAN RECITAL.** The program for tomorrow's organ re-cital in the tabernacle will be as follows, with Edward P. Kimball, assistant or-gandst, at the console: Offertory in D Miner Balistant Gavotte for Mignon Chinning Gavotte for Mignon Chinning Gavotte for Mignon Chinning Offertory in D Flat. Guilman Gavotte for Mignon Chinning Gavotte for Mignon Chinning Gavotte for Mignon Chinning Gavotte for Arranged by the Performer Morkel

or procedure is too plain to be ig-bored without the imputation of con-livance with criminals or of gross ob-useness as to justice and right. When tuseness as to justice and right. When a chief of police is charged with con-niving with bunco men the case should not go out of court until there has been a trial upon the merits, and, if the law directs otherwise, then the law is defeotive. Again, the Tribune tells us that when the case was brought the police "used every effort possible to get these men (the complainants) to stay and help the investigation of their alleged robbery, but they declined, saying that their tickets must necessarily be used.

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RC CLIME

Schaffner & Marx clothes make new

friends for us every succeeding season.

QYou will be glad of it if you come in

thing from things to wear generally.

Richaedtoy Vadamese.

ATS BOWTH MAIN PERMIT.

and look at our spring goods. Every-

(D)

"Township 2 south, range 2 east, Salt Lake meridian. Said plat will be filed in this office June 3, 1907, and the lands then be subject to application and ent-ry under the homestead law only, and pon a showing of settlement prior to lov. 27, 1909, the date when the township was withdrawn as a part of the proposed Salt Lake forest reserve, FIXING UP THE BIG "U."

> All Hands at the University Working Hard on the Letter.

At the University today the one item of nsuming interest is work on the big U." which ornaments the hills back of s wity to the northeast.

Tobbery, but they declined, saying that their tickets must necessarily be used, which took them to Los Angeles. It was their own stubborn refual to stay that blocked proceedings at the out-set." By this is shown another dis-graceful condition of the laws or court rules as they operate in Sait Lake. When a stranger can come into a city, have the chief of police arrested on a charge of conspiring with bunco men, and then go away at his own pleasure, there is something wrong with the court procedure. If the chief of police was anxious for a trial upon the merits, as the Tribune says he was, the com-plainants should have been subpoenaed as witnesses and required to give y to the northense. • the seniors foday were busy og for all assault on the "U" to-with lumber for the purpose of g a frame to receive the concrete, bich it is plauned to face the "U," dots were execting a concrete mix-alform, and the lower classmen creaning gravel. It has been de-to use a water wagon instead of line in securing water for the pur-(making concrete at the "U." The ter will be in the perment form the end of the week, if present plans carried out.



He Surprises Everybody by Pleading Guilty to Petit Larceny.

In Judge Diehl's court this morning Charles Holm, charged with petit lareny, and who was to have had a jury rial, pleaded guilty and was immeditrial, pleaded guilty and was immedi-ately sentenced to three months in the county [at]. Holm is the man who was once charged with a felony but acted so queerly that he was examined as to his sanity. He pleaded guilty to burglary but later was charged with petit larceny and pleaded not guilty. His pleat this morning ends the case. W. H. Tayler, colored, accused of the larceny of \$45 worth of jewelry from a Miss Smith, was convicted and sentenced to three months.

LOST CHECK FOR \$1.050.

This morning about 10 o'clock as Lewis fills Cannon was passing down South Comple street. In front of the Templeton uliding, he lost a check for \$1.00, which e was about to deposit. The check num-ored 2024 was in his own favor, drawn n the State Bank of Utah, and signed The unquestionable superiority of Hart

the George Q. Cannon association. It out endorsed and cannot therefore be dilly an one but its rightful owner, the bank was at once notified of the and ordered to stop phyment. Mr, on can castly get the check duplicat it he will nevertheless appreciate it much if the Under of the lost check ettim it to him at 24 east South to street. the George Q. Cannon association. It

HOME FROM TEXAS. State Auditor J. A. Edwards Returns

From Trip to Galveston.

Mrs. Mary E. Shurtliff, widow of Vincent Shurtliff, and a ploneer restdent of this city, is dead at her home, 134 East Fifth South street, this city, the demise occurring today from gen-

eral debility. Mrs. Shurtliff was 84 eral debinity. Aris, shuftlin was se years of age, and was loved and re-spected by a large circle of friends. Her husband preceded her into the eternal world some years. The fun-eral will be held from the Eighth ward meetinghouse, Wednesday, com-mencing at 2 o'clock. The remains mencing at 2 o'clock. The remains may be viewed at the late residence from 9 to 10 o'clock on the day of the funeral.



Four commercial, irrigation and musement corporations filed copies of their articles with the secretary f state today. They are the Athenum company of Richfield, Thomas Ogden & Sons of Richfield, Milford Lumber company of Milford, and the Lake Fork Western Irrigation com-pany of Wasatch county. The Atheneum company will con-

The Atheneeum company will con-duct a theater and amusement pavil-lon at Richfield and its capital stock is \$25,000, divided into shares of the par value of \$25 each. J. F. Mc-Gregor is president; F. L. Nielsen, vice president; G. W. Coons, treasurer; G. M. Jones, secretary, Thomas Ogden & Sous will conduct a general dry woods and mercantile

vice president: G. W. Coons, treasurer; G. M. Jones, secretary, Thomas Ogden & Sons will conduct a general dry goods and mercantile bushness. Its capital stock is \$10,-000, divided into shares of the par value of \$1 each. Thomas Ogden is president; C. L. Ogden, vice president; W. T. Ogden, secretary and treasurer. The Milford Lumber company is capitalized at \$10,000, divided into shares of the par value of \$1 each. H. H. Pitchford is president; E. H. Birk, vice president; W. J. Burns, secretary and treasurer. The capital stock of the Lake Fork Western brigation company is \$7,-000, dividue into shares of the par value of \$2 each. John Moffitt is president; P. O. Madsen, vice presi-dent; E. E. Cox, secretary and treas-tiner. These, with Jonas Merriweather and Taylor Tidwell, constitute the board of directors.

noard of directors

# SKATING RINK NOTES.

Ruth Sindar and Beatrice Knight wo young women who are known locally as fancy roller skaters, have issued a challenge to Mirs Edna Petty for a championship contest to take place at the Auditorium rink. Miss place at the Auditorium rink. Miss Petty won a gold medal in a recent contest and now Misses Sindar and Knight have asked Miss Petty to select a lady partner and skate against them for the state charoplonship at two-stepping. Miss Petty will most likely eccept and the contest will be ar-ranged for at once. The date of the street car men's annual ball has been decided upon for the 24th of this month and as previously announced it will take place at the roller rink.

## RESPITE FOR J. M. CRANE.

State Auditor J. A. Edwards and wife returned Saturday night from a two-weaks' trip through Texas, where they went for both business and pleasure. They visited Galveston, Dalias, Hous-ton, Fort Worth and other Texas clifes and had a very pleasant trip. Mr, Ed-

ards, by her guardian ad liteni, re-spondent, vs. Ogden Steam Laundry company, appellant.

COURT NOTES.

Mary Livingston has filed suit for divorce in the district court against Robert W. Livingston on the grounds of desertion and non-support. They were married in this city on March 3, 1995, and it is alleged that defend-ant desered plainff on Dec. 1, 1905, and ever since has failed to provide for her. She also asks that her maiden name, Mary Ship, be restored to her.

The Zion's Benefit Building society has filed suft in the district court against Jens P. Holm and wife and against Jens P. Holm and wife and their unknown heirs to quiet title to part of lot 6, block 26, plat A. Sait Lake City survey. It is alleged that the defendants deeded, the land to plaintiff on June 15, 1898, but that the deed was lost and has never been re-corded. Since then plaintiff has been in possession of the property and has neid all taxes thereon. paid all taxes thereon.

An action has been filed in the dis-trict court by Malk Jovolas against the Utah Fuel company to recover damages in the total sum of \$10,486.50 for personal injuries received by plain-tiff in a cave-in which occurred in defendant's mine in Carbon county on Dec. 12, 1906. It is alleged that plain-tiff an accurrently injured in the aciff was permanently injured in the acident.



Bank Clearings-Today's local bank clearings amounted to \$1,079,895,31 as igainst \$757,963,45 for the corresnding day of last year.

Educators in Session-The state board of education is in session this atternoon in the office of State Supt. of Schools Nelson completing ar-rangements for the county teachers' examinations which take place next month. nonth.

Two New Voters-Sam Williamson, formerly of Scotland but now of Salt Lake City, and James H. Trimbath, formerly of England but now a resi-dent of Bingham, were admitted to cluzenship today by Judge Morse of the district court the district court.

New Lumber Company-The Hunts-ville Lamber and Water company of Huntsville. Weber county, has filed a copy of its articles of incorporation with the secretary of state. The capital stock of the company is \$3,000, divided into shares of the par value of \$5 each. Albert Engstrom is presi-dent; J. H. Jorgensen, vice president; Charles Felt, secretary; J. C. Wangs-gard, treasurer.

More Bain Tonight-A peculiarly More flain Tonight—A peculiarly shaped low barometric area extends today, from the fiftleth to the thirtieth parallel of latitude, and covering the entire southwest. So there was rain this morning, with more to come to-night and tomorrow. The rainfall at Modena was very heavy, 1.26 inches. At Little Rock, Ark, there was a pre-cipitation of .18 inches in 24 hours, and at Cairo it was 1.60 inch.

Edmunds Inquest—An inquest over the remains of Joseph Edmunds was held at the undertaking parlors of Joseph E. Taylor at 10 o'clock this morning, before Jus-tice N. S. Timson, acting coroner, The jury, consisting of Samue' Dowse, R.

For Folders, Booklets, etc, addr ess I. A. BENTON, G. A. P. D. Salt Lake City, Utah.