

## REARGUMENT OF HEARST PETITION

Wants to Bring Quo Warranto Proceedings Against Mayor McClellan.

ATTY. GEN. JACKSON NOTIFIED.

He Gave Instructions That Copies of Papers Be Served on Mayor's Attorneys.

Albany, Jan. 1.—The first paper served in Atty.-Gen. Jackson today was an application for a re-argument on the petition of William R. Hearst for leave to begin quo warranto proceedings to test the title of George B. McClellan to the office of mayor of New York, of which Mr. Hearst claims to have been deprived by fraud and violence in the election of 1905.

The application filed with the attorney-general reiterates substantially the allegations made before Atty.-Gen. Jackson.

Further, it cites the development of the case before the latter and summarizes his decision denying relief, declaring that Mr. Mayor well knew that the prima facie proof of Mr. Hearst's election could not be forthcoming without opening the boxes.

The situation created by Atty.-Gen. Mayer's decision, says the application, "was practically this: The court of appeals and the legislature had refused to permit the ballots to be recounted upon the ground that this should be done in quo warranto action. The attorney-general refused to permit a quo warranto action to be begun, holding in effect, that the ballots must first be counted."

It is further alleged that the attorney-general, "in a hasty decision, rendered four days after the submission of the matter, incorporated bodily a verbatim excerpt from the corporation counsel's analysis of figures embodying glaring errors of addition and subtraction and that Mr. Mayer either did not read the analysis or wilfully misstates the facts."

The attorney-general gave instructions that copies of the papers be served on the attorneys of Mayor McClellan, and informed both parties that he would give them a hearing next Monday, Jan. 7.

### WRECK ON ROCK ISLAND.

Guthrie, Okla., Jan. 1.—A westbound Rock Island passenger train ran into an open switch near Kingfisher about noon today. One passenger was killed and a number seriously hurt, among the latter being the wife of Cashier Arnold of the Oklahoma State bank of this city.

### LION ATTACKS TRAINER.

Nearly Dead, Fires His Pistol and Saves Himself.

Toledo, O., Jan. 1.—While performing a lion act, Henry Ray, a trainer, with the Boston Animal circus, was attacked by one of the lions, and while he lay on the floor, had both his

## Scrofula

Is very often acquired, though generally inherited. Bad hygiene, foul air, impure water, are among its causes. It is called "the soil for tubercles," and where it is allowed to remain tuberculous or consumption is pretty sure to take root.

**Hood's Sarsaparilla** Removes every trace of scrofula. Get Hood's.

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slides, his shoulder and breast lacerated. With great presence of mind Ray fired his pistol, just as the attendants opened the safety doors of the cage. The other lions which were in the cage immediately made for the opening, followed by the attacking animal. A physician was summoned and the injured trainer was taken to a hospital. It is feared his injuries will result fatally. The large audience realized what had happened, but remained orderly.

### EMPEROR WILLIAM'S NEW YEAR'S RECEPTION.

Berlin, Jan. 1.—Emperor William today received the ambassadors as usual on New Year's day. Ambassador Tower presented the congratulations of the president and the people of the United States to which his majesty cordially replied.

The emperor a few days ago, in presenting Mr. Tower with a book, accompanied it with an exceedingly kind personal letter which concludes with an expression of the hope that the harmonious relations which had so long existed between Germany and the United States would continue for the benefit of mankind.

During the day the emperor and empress received numerous deputations, according to traditional custom, among them being the so-called "Halleoran" from the salt works in the neighborhood of Halle, who presented his majesty with 100 sausages and a pyramid of salt ornaments, with several dozen hard-boiled eggs.

Mr. and Mrs. Tower kept open house and during the day received some hundreds of Americans.

### AN AMERICAN CARDINAL.

If One is Created Archbishop Ireland Not Likely to Receive Red Hat.

Rome, Jan. 2.—The *Gazzetta Ufficiale* publishes an interview with a prominent English prelate concerning the appointment of an American cardinal. The prelate in question reviews recent events, particularly the encyclical of Pope Leo against Americanism, which he declares was written by Cardinal Masini. The encyclical dispensed Cardinal Gibbons, who, thinking it was inspired by Cardinal Rampolla, joined the Austrian and German cardinals in defeating Rampolla at the last conclave. Continuing, the prelate says it was thought Archbishop Ireland would be made a cardinal when Pope Leo called him from Paris, where he was negotiating the United States at the unveiling of the Lafayette statue. "This, however, is now unlikely in spite of the fact that President Roosevelt has urged another American prelate to approach the Vatican privately to this end. The situation has been aggravated by the St. Louis

incident, and if Archbishop Ireland should be given the red hat the appointment must be ascribed to his personal merit.

### GUN PRACTISE OF BRITISH NAVY IMPROVES.

London, Jan. 2.—Two further returns concerning the gun practice of the fleet have been issued giving the result of practice from 52 torpedo destroyers with 12-pounder and 6-pounder guns and the result with rapid firing guns on 83 ships of the fleet. The targets used were six by eight feet and the range varied from 80 to 1,000 yards.

The reports show that the percentage of hits to rounds fired has improved from 21.8 in 1905, to 34.5 in 1906, and the rate of hits per gun per minute has increased in the case of the 12 pound guns from 2.12 to 3.41, and in the case of the 6-pounders and 3-pounders except those of Viceroy's type from 1.57 to 3.35.

Three ships mount 3-pounders of Viceroy's type guns supplied with the new telescopic sight and with this gun an average of more than eight hits per gun per minute was made.

### RAISULI CAPTURED.

Taken Prisoner Tuesday and Brought To Tangier.

Paris, Jan. 2.—According to a dispatch to the *Petite Parisienne* from Tangier, Raisuli, who was constructing walls at Zinat, was taken prisoner Tuesday and brought to Tangier. The official reason given for his arrest is that he made threats against the chiefs of the Fehs if they submitted to the decisions of the board of foreign affairs as brought by Minister of War Gabbes.

### OKLAHOMA SOCIALISTS.

Condemn U. S. Supreme Court in the Severest Terms.

Oklahoma City, Okla., Jan. 1.—Condemning the action of the supreme court of the United States in severest terms, the state convention of Socialists today called upon all members of the party to spread the "true meaning" of the decision of the court in refusing to permit the release of Moyer, Haywood and Pettibone of the Western Federation of Miners, from the Idaho prison, where they are held on the charge of complicity in the murder of former Gov. Steiensenberg.

The resolutions assert that the court "descended from its sworn duty and made law, denying our comrades the right of habeas corpus in direct violation of the Constitution of the United States," and that "by said decision no man in the United States has any security of life and liberty."

The annual report of State Secy. Snyder shows that the number of Socialists in Oklahoma and Indian Territory has been doubled within the last year.

### COLD WAVE FOLLOWS STORM.

Weather Man Hit the Right Nail on The Head.

The cold wave arrived on schedule time this morning as foretold in last evening's "News," and the mercury fell this morning to 13 degrees above zero. But the temperature rose later so that this afternoon it is not so cold. The cold wave was at its best in the Dominion, where the mercury fell to 25 degrees below zero at Calgary. The storm center is over Kansas today, and a high barometric area is pressing in from the west, so the skies ought to be clear tomorrow, with moderating temperature. The precipitation in this city from yesterday's storm, was only 34 of an inch in water, or 24 inches in snow, as recorded at the Dooly block office of the weather bureau. But a good deal more fell in the mountains and on the outskirts of the town. Farmers say the snowstorm was a great thing for the country, soaking the soil and filling the canyons.

## BIG INDUSTRIAL CRISIS NOW DUE

Stuyvesant Fish Says Are Many Indications That it is Imminent.

### CAUSES FOR DEAR MONEY.

Hughes' Election Shows Temper of New York People, and It is Stronger Elsewhere.

New York, Jan. 2.—Stuyvesant Fish in a statement written for the *Journal of Commerce* declares a great industrial crisis is due, and there are many indications of its being imminent.

"Despite the unprecedented output of gold," Mr. Fish writes, "money is dear the world over, and dear because of high prices and activity in trade."

Other causes for dear money are found in the fact that Great Britain has not fully made up its losses in the Boer war; that Japan and Russia, particularly the latter, have scarcely begun to recover from the effects of their war and that within the past year there have been tremendous losses of capital due to the calamities in San Francisco and Valparaiso.

Turning to our own country Mr. Fish writes that New York, especially that part of it known as "Wall street," has absorbed and is absorbing more than its share of the loanable fund.

Of the stock exchange, Mr. Fish says: "The New York Stock exchange has ceased to be a free market where buyers and sellers fix prices through the ebb and flow of demand and supply, and has become the plaything of a few managers of cliques and pools to such an extent that for months past every announcement of increased dividends, of stock distributions and of rights has been met by a fall in prices."

"The investing public are, and remain out of the market, not because of ventures in industries, in electric railways or in suburban real estate—the speculation in each of which was checked months ago—nor yet because of the more recently pricked bubble in mining shares, but simply because of the distrust which even those possessed of ample means have of the methods of corporate finance now in vogue in New York. That Europe shares this distrust of those methods is shown by its outcry against the misuse of American finance bills."

Writing of the political possibilities, Mr. Fish says that so far as the political parties are concerned no crisis can arise before the presidential contest of 1908. He says further:

"I take it, however, that your inquiry as to a political crisis relates to other matters and in that sense a political crisis is due and I think coming on."

"Indeed, it seems to me that we already are embarked on a long-needed moral financial reformation, which, like the religious reformation of the middle ages, will through much cruelty work out good in the end. To the need of such a reformation the public are fully awake."

The election of Mr. Hughes, Mr. Fish says, shows the temper of the people

## FORTY FAMILIES MADE HOMELESS

Fire Drives Two Thousand Persons Into Street in the Early Morning.

### TENEMENT HOUSES BURNED.

Looters Attempt to Get In Their Work, But Bullets From Police Pistols Scared Them Off.

New York, Jan. 2.—A dozen persons were injured, 40 families were made homeless, 2,000 persons were driven temporarily from their homes, 50 horses were roasted to death and property valued at \$200,000 was destroyed today in the worst early morning fire New York has seen in many months. One big tenement house at 427 West Fifty-third street and a large boarding stable at 429-431 West Fifty-third street were destroyed. Seven tenement houses at 426-434 West Fifty-third street and 435 and 433 West Fifty-fourth street were badly damaged.

Lack of adequate water pressure is said to have been largely responsible for the extent of the fire. Had not one of the big fire boats which drew its water supply from the Hudson river come to the rescue the loss must have been much greater.

One of the worst features of the fire was the tremendous crowd which gathered in the streets around the burning district and the attendant disorder and lawlessness. So great was the crowd that all the police who had been called to the scene had difficulty in preserving anything like order in the streets and for a time thieves were given almost a free hand to loot the burned building.

Policemen who had detected six young men acting suspiciously in a house chased the men over the roofs down to Tenth avenue, firing several shots at them, but all succeeded in getting away. Another exciting incident came when a woman among the spectators screamed that three negroes had tried to rob her. One negro was seen running away from her and a group of white men gave chase, firing at the fugitive as he ran. After a chase of several blocks two detectives joined the pursuers and they too began to fire at the fleeing negro. None of the shots reached the mark but the negro finally gave up and was hustled to a police station.

In this state, and he declares it is vastly stronger elsewhere.

The selection by Mr. Hughes of Mr. Keop as superintendent of banks proves, according to Mr. Fish, that the governor recognizes the public demand for moral financial reforms. President Roosevelt and his cabinet, he says, are like-minded in this respect. "We as yet see but the beginning. Time will work out the end," writes Mr. Fish, in conclusion.

## Most Valuable Lives

The most valuable lives are daily destroyed by the custom of eating food stuffs that yield nothing to the support of the body.

## DR. PRICE'S WHEAT FLAKE CEREAL FOOD

has in it all of the essential properties of the wheat, not only so prepared that it is palatable and easy of digestion, but affords ample sustenance for every want of the body. It is a valuable diet for all classes as it materially assists the due performance of the functions of the bowels.

Palatable—Nutritious—Easy of Digestion and Ready to Eat

Can be served hot. Put in a hot oven for a few minutes; or cook in boiling milk.

10c a package All Grocers My Signature on every package

## We "START-UP"-to-date Candies



THE NEW CANDY EVERYBODY LIKES—BRITTLE-NUT CENTER.

Packages only: 5, 10, 25, and 50 cents boxes at all dealers. "Sweetly Thine" Branch No. 12. STARTUP CANDY CO. 150 W. 2nd South, Ind. Phone 1004.

## Pine Tar and Cherry Pectoral

Will cure that Cough, Cold, Hoarseness or Sore Throat from which you are suffering. Is excellent for Bronchitis or Inflammation of the Throat or Lungs—every family should have a bottle in their medicine chest. Only 25c a bottle.

Manufactured by

**WILLES-HORNE DRUG CO.,**  
By the Monument. Deseret News Building. Phones 374.

# The Greatest Sensation of the Hour! The Great Mark-Down Sale of

## MILLINERY, COATS, SUITS, FURS, WAISTS AND SKIRTS.

Every article of merchandise has been cut and slashed. Cost, profit and loss not to be considered. Every item of winter merchandise must go. Nothing to be reserved.

## "The Paris."

Now is your opportunity. Impelled by force of circumstances we place this chance before you. A few of the many items are here briefly mentioned.

## The Coat Question In A Nutshell.

ONE LOT of Children's Bear Skin Coats that sold up to \$4.00 to go at... **\$1.95** ONE LOT of Children's Bear Skin Coats that sold up to \$6.00 to go at... **\$2.95** ONE LOT of Children's Coats that sold up to \$7.50 and \$8.00 to go at... **\$3.95**

### WOMEN'S COATS AT HALF.

ONE LOT of All-Wool Kersey Coats, all colors, that sold for \$10.00 to go at this sale for... **\$4.95** ONE LOT of Fancy Mixtures that sold up to \$10.00 to go at... **\$4.95** ONE LOT of Fancy Mixtures, nicely trimmed, that sold up to \$13.50 to go at this sale for... **\$6.95** ONE LOT of Plain All-Wool Coats, black only, that sold up to \$13.50 to go at... **\$6.95**

## SKIRTS AT A PRICE.

Our Entire Line of Skirts Have Been Assorted Out and Grouped in Price As Follows:

ONE LOT of Skirts, plain colors, all sizes, that sold up to \$2.25 to go at this sale for... **\$1.49** ONE LOT of Skirts that sold up to \$3.50 to go at this sale at... **\$1.98** ONE LOT of Skirts that sold up to \$5.00 to go at... **\$2.98** ONE LOT of All-Wool Skirts that sold up to \$6.50. Colors black, blue, brown and fancy mixtures, to go at... **\$3.98**

All Skirts, \$7.00 and above, a discount of 25 per cent will be given. This is one of the greatest of all sales, so be on hand early.

## GREAT MARK-DOWN IN FURS!

All our high-grade Furs to be sacrificed at this great mark-down sale.

THE BIG SNOWSTORM IS NOW UPON US AND THE BIG PRICE REDUCTIONS WILL SECURE YOU A NICE FUR AT A SMALL OUTLAY, AND YOU WILL BE WELL PROTECTED FROM THE COLD, ICY BLAST OF WINTER.

ONE LOT of CHILDREN'S WHITE ANGORA FUR SETS THAT SOLD UP AS HIGH AS \$2.25 TO CLOSE AT... **\$1.19**

## IT'S ALL OVER WITH THE SUIT QUESTION. THEY MUST GO.

ONE LOT of Suits that sold as high as \$12.50 to go at... **\$5.95** ONE LOT of Suits that sold up to \$20.00 to go at... **\$8.95** ONE LOT of Suits that sold up to \$27.50 to go at... **\$12.95** ONE LOT of Suits, the cheapest selling formerly at \$32.50 and up to \$45.00, to go at this sale at... **\$18.95**