

# THREE VOTE MAY ON SUNDAY BILL

Baker of Tooele, Holman of Bing-ham and Pope of Theodore Would Have Noisy Sabbath

## MEASURE PASSES IN HOUSE

Vote of 37 to 3 Clearly Shows That Majority Stands for an Orderly Observance of the Holy Day.

The house yesterday passed the Sunday closing law, introduced by William McMillan. The end was not obtained without a fight, however, several of the members vigorously opposing the passage of the measure. The final vote stood 37 ayes, 3 nays, absent and not voting, 5.

The bill came up on report of the judiciary committee, recommending passage H. B. 43, by McMillan, known as the Sunday closing law. Mr. Holman, a member of the judiciary committee, was on his feet in a moment, with the charge that the committee had agreed to report the measure adversely, and that the bill was being "railroaded through."

The charge was resented by Mr. Morris, also a member of the judiciary committee, who said the bill was considered in committee before a report was made, the bill had disappeared from the table, hence no report had been made.

Representative McMillan, father of the bill, made an earnest address to the members favoring the passage of the measure. "A similar measure was passed by this house two years ago," he said, "but it was killed in the senate. The bill is in the interest of morality and good government, and its passage would mean a day of rest for all theatrical people and others included in this act. The conditions in Salt Lake today are deplorable. We should not violate the Sabbath day, but should keep it holy."

### EVERY MAN ON RECORD.

"I think that inasmuch as this bill was passed by the house two years ago, it should pass now. I am sure the intelligence of this house is as great as it was two years ago, and I would put every man in this body on record for his intelligence, his sobriety, his morality and good government, and his support of this measure."

Mr. Pope of Wasatch moved that the yeas and nays be taken on the bill. Mr. Holman then followed with his charge that the bill was being "railroaded" through the house. Mr. Baker moved that the measure be referred to the committee. This motion was lost.

Mr. Pope became somewhat sarcastic and moved to amend the bill by adding "That the blue laws of the state of Connecticut be adopted in full and made part of the laws of Utah."

Mr. Hugh A. McMillan said he was opposed to blue law legislation, but if the bill passed, he wanted to have Memorial day included in the provisions of the Sunday law.

### PROCEEDURE IN STATE CASES.

A move toward doing away with the holding up of state cases in courts, which has caused much complaint by litigants involved the past, was the introduction in the house by Representative Thompson yesterday of a measure calculated to do away with the evils complained of. The bill provides: "Justices of the supreme court, judges of the district courts and judges of the municipal courts of the state of Utah shall certify upon salary vouchers and upon all payrolls upon which their salaries are paid that all special proceedings, applications, postures, demurrers, motions and all civil, equitable and criminal cases which have been under submission for decision or determination for a period of 30 days or more have been determined and decided on or before the date of making the certificate, and no salary shall be paid without such certificate."

### PRIVILEGED COMMUNICATIONS.

Representative McCracken's "privileged communications" bill introduced in the house, provides as follows:

"1. A husband cannot be examined for or against his wife, without her consent, nor a wife for or against her husband, without his consent; nor can either during the marriage or afterwards, be, without the consent of the other, examined as to any communication made by one to the other during the marriage; but this exception does not apply to a civil action or proceeding by one against the other, nor to a criminal action or proceeding by one against the other, nor to crimes referred to in section 4323."

**As one grows old the bowels grow less active. Some then take harsh cathartics, and their bowels harden. Then they multiply the dose. Some take candy Cascarets. They act in natural ways, and one tablet a day is sufficient.**

## THE ONLY BAKING POWDER

made from Royal Grape Cream of Tartar

Royal Baking Powder is the greatest of time and labor savers to the pastry cook. It economizes flour, butter and eggs, and makes the food digestible and healthful.



### 4224 Compiled Laws of Utah, 1907.

An attorney cannot, without the consent of his client, be examined as to any communication made by the client to him, or his advice given thereon, in the course of professional employment; nor can an attorney's secretary, stenographer or clerk be examined, without the consent of his employer, concerning any fact the knowledge of which has been acquired in such capacity.

3. A clergyman or priest cannot, without the consent of the person making the confession, be examined as to any confession made to him in his professional character in the course of discipline enjoined by the church to which he belongs.

4. A physician or surgeon cannot, without the consent of his patient, be examined as to any information acquired in attending the patient which was necessary to enable him to prescribe or act for the patient.

5. A public officer cannot be examined as to communications made to him in official confidence, when the public interests would suffer by the disclosure.

### HOUSE APPROPRIATIONS.

Representative Thompson yesterday afternoon introduced by request, a measure appropriating \$35,000 for the purpose of assisting the G. A. R. encampment in this city next August.

Section 1. Whereas the forty-third national encampment of the Grand Army of the Republic will be held in the city and county of Salt Lake, State of Utah, during the week commencing Aug. 9, 1909, and

Whereas, the people of the State of Utah remember with pride and gratitude the valiant and patriotic services which the members of the Grand Army of the Republic rendered to the government of the United States, in the hour of trial, and are desirous of extending to them a cordial and fitting reception on the occasion of the national encampment,

Now, therefore, the governor of the State of Utah and the executive committee organized for the purpose of conducting said national encampment are hereby constituted a board of commissioners for the State of Utah to receive from the state and to expend the money appropriated by this act for the purpose of making suitable preparation for the reception and entertainment of the Grand Army of the Republic at the forty-third national encampment, to be held as aforesaid.

Section 2. There is hereby appropriated out of any moneys in the treasury not otherwise appropriated, the sum of \$35,000, to be expended by said board of commissioners for the purpose named in accordance with such rules and regulations as the said board may adopt.

Section 3. The auditor of the state shall draw his warrant or warrants upon the fund hereby appropriated upon the order of said board of commissioners, countersigned by the governor, and the same shall be paid by the state treasurer to the treasurer of said executive committee.

Section 4. The treasurer of said executive committee shall execute a bond to the people of the State of Utah in the penal sum of \$75,000, conditioned for the faithful performance of the duties of said treasurer and the proper payment of said money, with surety or sureties to be approved by the governor of the state.

Section 5. The said board of commissioners shall, as soon as practicable after the commencement of said national encampment, make to the governor a full report of its proceedings and disbursements, together with proper vouchers.

Section 6. This act shall take effect on approval.

### DAMAGES FROM RAILROADS.

Senator James E. Wilson wants the railroads to pay more liberally for cattle killed upon their rights of way. In senate bill 72, introduced yesterday afternoon, he sets forth new regulations concerning the liability of railroads for cattle killed. It is S. B. 72, and provides that owners whose cattle have been killed have 30 days in which to present claims and the railroad 30 days in which to pay the claim. If unsatisfied after that time, suit may be commenced by the owner. An interesting clause seeking to put the burden of the cost of legal help upon the losing side is provided that in case an owner receives a judgment for more than the railroad company has offered him as a "reasonable" settlement, he is to receive also a "reasonable" sum for attorney's fees. On the other hand, if the judgment is for less than the railroad company offered, fees for the railroad's attorneys are to be taken against the plaintiff.

### TOLLENS SYSTEM.

Matter of Land Title Records Again Enters Legislature.

A bill providing for a new system of keeping account of land title, known as the "Tollens System" has made its appearance in the Utah Legislature. Twice before it has come before that body, both times through the effort of former Senator Chas. E. Hollingsworth. The bill is expected to stir the animosity and opposition of the abstracting companies, since its whole object, or its principal object, is to provide a way of eliminating expensive "abstracts" whenever land transfers are made.

On its first appearance it passed the senate, and was lost in a maze of business in the closing hours of the session. The second time it appeared Governor Culler finally closed its period of life with a veto passed upon it. Public sentiment at the time had not demanded the bill as it has now.

As a matter worked up by the uniform legislation league, in whose membership are many of the ablest lawyers of the nation. For three years they worked to perfect it, and then recommended it to the legislatures of various states, Illinois, Canada, and

### Oregon have adopted it, and it is an issue in other states, opposed of course by the abstractors, whose avocation will be gone upon its adoption.

The plan calls for maps and plats kept in the land office showing each change of ownership from the day of original settlement upon any piece of land. Thus any intending buyer can in a few moments satisfy himself by glancing over the plats of the exact condition of title to any land in which he may be interested. Title searching will become a matter of ancient history if it is passed, and Senator Hollingsworth intends to see that it gets the most support possible.

### G. A. R. APPROPRIATION.

Unless in some specific attack upon the measure its total is interfered with, the Grand Army committee charged with raising funds will have a substantial nucleus upon which to complete its work. The money—thirty-five thousand dollars—is the sum that Senator E. T. Hollingsworth of Oregon feels would be suitable for the state of Utah to appropriate for the Grand Army.

Senator Hollingsworth fought through the civil war, and was actually afield most of the time, for which reason he has a keen appreciation of what the old soldiers did in preparing the way for hospitable entertainment in the declining years of their lives.

This bill covering the case came before the senate yesterday afternoon. It copies the Colorado bill on the same subject, and carries the same amount as did the Colorado measure, passed at the time Denver city was the Grand Army's host.

It will be spent by a state commission, named to consist of the executive committee of the G. A. R. encampment, to which is added the name of the state's supreme court. Judges of the committee will act as disbursing officer under a \$70,000 bond. The bill will come up in the senate upon report of an associated committee composed of members of the state's fair committee and the appropriations committee.

### AID FOR HIGH SCHOOLS.

Kuchler's Resolution Withdrawn in Favor of Similar Measure by Miller.

Senator Kuchler has withdrawn his senate joint resolution calling for the raising of taxes for high schools. He did this in order that Senator Miller might introduce a similar resolution which he has been drawing up for a long time. The new Miller resolution is as follows:

The rate of state taxation on property for state purposes shall never exceed \$1000 on each dollar of valuation to be apportioned as follows:

Not to exceed 1/2 mill on each dollar of valuation for general state purposes.

Not to exceed 1/2 mill on each dollar of valuation for high school purposes.

That part of the state tax apportioned to high school purposes shall constitute a fund to be called the "school fund" and shall be apportioned to the cities and school districts maintaining high schools in the manner the legislature may provide.

And whenever the taxable property within the state shall amount to \$400,000, the rate shall never thereafter exceed 5 mills on each dollar of valuation; unless a proposition to increase such rate, specifying the rate proposed and the time during which the same shall be levied, be first submitted to a vote of such qualified electors as shall have paid a property tax assessed to them in the state in the year next preceding the election, and the majority of those voting thereon shall vote in favor thereof in such manner as may be provided by law.

The secretary of state is directed to submit this proposed amendment to the electors of the state at the next general election in the manner provided by law.

If adopted by the electors of the state,

### CHILD SAVED

By Simple Change to Right Food.

"When a little human machine (or a large one) goes wrong, nothing is so important as the selection of food which will bring it around again."

"The Doctor, and I also," writes an Illinois woman, "consider that we owe the life of my little four year old niece, to Grape-Nuts food."

"From the time of her birth her stomach was so weak she could not digest milk or any food we could think of, although we tried about all the Infant Foods known. The doctor gave me no hope—called the trouble intestinal consumption."

"At 13 months the child could barely sit alone, her body was so weak, and her brain did not seem to be properly developed."

"One day, having some trouble with my stomach, I brought home a package of Grape-Nuts and started to use it. The thought came to me that a very little of the food made soft in some cream might be good for the little one. I gave her some Grape-Nuts thus prepared and she soon became so fond of it that she would reach out her little thin hands and cry at the sight of a saucer with a spoon in it."

"She ate Grape-Nuts not only in the morning, but at night also and since the first has never missed a day. She is now, at four years, a strong, healthy child with a good straight back, fine bones, and firm muscles. Her mind is bright also."

"We stopped all medicine, so we know that it was Grape-Nuts and not medicine that saved her."

Name given by Postum Co., Battle Creek, Mich. Read "The Road to Wellville" in plain. "There's a Reason."

Ever read the above letter? A new one appears from time to time. They are genuine, true, and full of human interest.

this amendment shall take effect Jan. 1, 1911.

### LEGISLATIVE DOCKET.

S. B. No. 69, by Wilson—Regulating the service of bulls and repealing chapter 1, Compiled Laws of Utah, 1907. Livestock committee.

S. B. No. 70, by Bullen—To punish derogatory statements affecting banks, banking institutions or trust companies. Bank and banking committee.

S. B. No. 71, by Badger—For an interdictory and a final decree in divorce actions and prohibiting the marriage of divorced persons within the period allowed for an appeal, and providing for changes in decrees, and amending sections 1194 and 1212 Compiled Laws of Utah, 1907. Judiciary committee.

S. B. No. 72, by Wilson—Amending section 446 of the Compiled Laws of Utah, 1907, and creating a new section to be known as section 446a, providing that certain corporations shall be liable for the killing of livestock, and specifying when and where affidavit of ownership and value shall be filed, and providing for recovery of attorney's fees in case of suit. Livestock committee.

S. B. No. 73, by Hulaniski—Making an appropriation for the reception and entertainment of the Grand Army of the Republic at its forty-third encampment and providing for a commission to expend the money appropriated for the said purpose. Appropriations committee.

S. J. R. No. 2, by Miller—Proposing an amendment to section 7 of article 3 of the constitution of the State of Utah relating to the rate of taxation. Laid upon the table.

### BILLS PASSED BY SENATE.

S. B. No. 5, by Badger—Providing for the punishment of those convicted of indecency toward minors under 14 years of age.

S. B. No. 7, by Badger—Providing that more than one copy may be included in information of indictment.

S. B. No. 28, by Badger—Providing for the punishment of those convicted of the exposure of indecent pictures, paintings, books, etc.

### NEW BILLS IN HOUSE.

H. B. No. 82, by McCracken—Amending section 341 of the Compiled Laws of Utah, 1907, relating to privileged communications and the rights of witnesses. Referred to the judiciary committee.

H. B. No. 84, by McCracken—Amending section 2014 Compiled Laws of Utah, 1907, relative to competency of husband or wife to testify in certain cases. Referred to committee on judiciary.

H. B. No. 85, by committee on mining and smelting, substitute for H. B. No. 41—Providing for the exercise of the right of eminent domain.

H. B. No. 86, by Hammond—Making an appropriation for the improvement of existing roads and bridges in Grand county. Referred to the committee on highways and bridges.

H. B. No. 87, by Thompson—Requiring justices of the supreme court, judges of the district courts and judges of the municipal courts of the State of Utah to certify upon salary vouchers and pay rolls that all special proceedings, applications, postures, demurrers, motions and all civil, equitable and criminal cases under submission for decision and determination for a period of 30 days or more have been determined and decided on or before the date of making such certificate and providing that no salary shall be paid until such certificate shall have been made. Referred to committee on judiciary.

H. B. No. 88, by Russell—Amending section 4175 Compiled Laws of Utah, 1907, defining highway robbery and fixing a penalty therefor. Referred to committee on judiciary.

H. B. No. 89, by Davis—Making an appropriation for the construction of a steel bridge across Green River in Uintah county. Referred to committee on appropriations.

H. B. No. 90, by Thompson (by request)—Making an appropriation for the reception and entertainment of the Grand Army of the Republic at its forty-third national encampment and providing for a commission to expend the money appropriated for the said purpose. Referred to the committee on appropriations.

H. B. No. 91, by Dyreng—Amending section 1782 Compiled Laws of Utah, 1907, entitled "jurors and justices' courts. Per diem and mileage." Referred to committee on judiciary.

H. B. No. 92, by Woodson—Amending section 1782 Compiled Laws of Utah, 1907, relating to the requirements for certificates of teachers. Referred to the committee on education.

H. B. No. 93, by Woodson—Amending section 1782 Compiled Laws of Utah, 1907, relating to school funds and providing for school libraries. Referred to the committee on education.

H. B. No. 94, by Woodson—Amending section 1782 Compiled Laws of Utah, 1907, relating to the election and qualification of the county superintendent of education. Referred to the committee on education.

### BILLS PASSED BY HOUSE.

H. B. No. 2, by Baker—To authorize foreign corporations complying with the laws of Utah to exercise the power of eminent domain the same as domestic corporations.

H. B. No. 48, by William McMillan—Amending section 4323 Revised Statutes of Utah, 1907, prohibiting noisy and other amusements on Sunday and providing a penalty for violation thereof.

H. B. No. 49, by Russell—Prohibiting the carrying of concealed weapons.

BILLS KILLED BY COMMITTEE.

H. B. No. 61, by Baker—Declaring the production and reduction of ores to be for the public use and benefit and providing for the exercise of the right of eminent domain.

H. J. R. No. 5, by McKee—Proposing an amendment to section 5 of article XIII of the constitution of the

State of Utah, relating to uniform tax and exemptions.

### BILLS SENT TO GOVERNOR.

R. B. No. 2, by Badger—Making February 12, Lincoln's birthday, a holiday.

R. B. No. 13, by John Y. Smith—Relating to the creation of bonded indebtedness up to the constitutional limit.

### HOUSE BILLS WITHDRAWN.

H. B. No. 35, by McCracken—Amending the Compiled Laws pertaining to service of summons.

### AMUSEMENTS.

Theater—The advance sale for tomorrow night's repetition of "Eljah" by the Salt Lake Choral society, is going on at the box office. A feature of the presentation will be a brief preliminary talk on Mendelssohn events in Berlin, and who is thoroughly familiar with the subject.

Mrs. Gadsden—The famous soprano, Mrs. Gadsden, who comes to the theater next Monday, is fresh from taking part in the great Mozart festival in Cologne, Germany. The next sale is now on.

Orpheum—This week's bill is giving good satisfaction. The usual rush is looked for tomorrow evening, which is always "society night" at the Orpheum.

Colonial—The company rendering "Shore Acres" with Archie Boyd at the head, continues to draw heavily.

Banglow—The thrilling play of "Secret Service" continues the bill, with Mr. Mack in the leading part. Next week's offering will be "The Man on the Box."

Grand—The "White Rats" Vaudeville, three shows daily, continues the feature at this house.

When baby loses flesh, looks pale, is fidgety and nervous, the little one is not well nourished, and should be given a soothing, healing tonic. Hollister's Rocky Mountain Tea is the best tonic for babies; purely vegetable. 25 cents. Godde Pitts Drug Co.

### SOCIAL AND PERSONAL.

Yesterday Miss Rachel Snow and J. W. Kinney were married, the ceremony being performed at 5:30 o'clock at the home of the bride's father, Mr. Frank Snow, and with Richard W. Young, president of the Elsinore, officiating. The affair was a very quiet one, only members of the two families and a few intimate friends being present. The rooms were decorated in pink roses and carnations and palms, the table in the dining room from which light refreshments were served having vases of the pink roses at either side of the punch bowl, while festoons of similar boughs from the chandelier to the four corners. An orchestra rendered appropriate music during the evening.

The bride wore a gown of gray broadcloth with hat to match and carried bridesmaids. Later Mr. and Mrs. Kingsbury left for a trip to the coast, and after a short stay will return here to reside.

This afternoon Mrs. John C. Nevin and Miss Pearl Van Cott entertain at a luncheon in honor of Miss Katherine Giddes.

Mrs. Howard E. Stowe is hostess this afternoon at a bridge tea.

A number of theater parties are planned for tomorrow night's production of "Eljah" at the Salt Lake theater. The event is of special interest as it celebrates the centennial birthday anniversary of the great composer.

Mrs. Robert J. Harkness entertains at bridge tomorrow.

Miss Chloe Smoot of Provo has gone to Washington to join her mother.

The college club meets tonight with Mrs. Campbell and Miss Tibbels.

Mrs. William K. Child entertained informally at luncheon yesterday.

This is "at home" day for the ladies of the post.

At the bridge tea given yesterday by Mrs. June Sadler Donnell for Mrs. J. E. Sears, five tables were played and prizes won by Mrs. W. H. Cunningham, Mrs. Vivian McCune, Mrs. C. E. Pearce, Misses Katherine Giddes and Lucine Leary.

Mrs. George A. Ains entertained at a bridge tea yesterday afternoon by Mrs. W. H. Donohue, the decorations being in pastel shades, and prizes won by Mrs. F. E. McGurkin, Mrs. J. J. Campbell, and Mrs. W. H. Dickson.

Invitations are issued for the annual

We have just received the swellest line of

## Andirons and Trimmings for Tile Mantels.

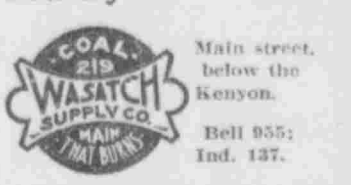
Wrought Iron and Hammered Brass in black, gray and antique finish.

There is a splendid variety to select from. See them.

## ELIAS MORRIS & SONS COMPANY,

Opp. south gate Temple Block

The man who gets good coal on time is the man who deals with us. You try it.



## KEITH O'BRIEN

### LADIES' UMBRELLAS

\$2.50 Umbrella for \$1.95 and \$1.50 for \$1.00

The former is a "silko," tape edge—best paragon frame and steel rod—fancy handle. A splendid \$2.50 umbrella for \$1.95.

Twenty-six-inch umbrella in best American cotton taffeta; natural wood handle; best frame and steel rod. \$1.50 for \$1.00.

One of our most successful and widely known cafe and hotel prop.

## Mrs. M. Obuchon

has opened a Cafe and Delicatessen with the same careful attention and good service as previously given—

237 West Second South Street

Sandwiches and short orders, lunches prepared for tourists and travelers. A hearty welcome extended to friends and the public in general.

Hours 6:30 a. m. to 8 o'clock p. m. Closed Sunday at 3 o'clock.

## BUTTON, BUTTON, WHO'S GOT THE BUTTON.

### BUTTON NO. 785 IS VALUABLE

If you have button number 785, bring it to us and we'll buy it from you. Many others are worth \$5. One is worth \$800. Get a free circular. It explains the whole proposition.

## CULMER GLASS & PAINT CO.

20 EAST FIRST SOUTH.

Acme Quality Paints.

# "The Paris"

FRIDAY AND SATURDAY

Women's and Children's \$4.50, \$5.00 & \$7.50 COATS \$1.95

THESE COATS will be placed ON SALE FRIDAY MORNING at 8 o'clock.

THERE ARE JUST ONE HUNDRED WOMEN'S LONG COATS—the BROWN and GRAY FANCY MIXTURES and a good assortment of Black. The styles are the semi and loose fitting back—the collars and cuffs velvet trimmed. Sizes from 32 to 42.

The Children's Coats are beauties. They are handsomely trimmed. There are coats in the lot that sold from \$4.50 up to \$6.50. In the plain all wool cloths, Bear Skin, Crushed and Mirror Velvet—colors, Red, Brown Navy, Tan, Green, Brown; ages from 1 to 5 years. Come early.