

ises that the voters will get together and present a unlied front to die common enemy."-C. B. FELT. CHAIRMAN OF THE CITIZENS' COMMITTEE.

************************ In an effort to belittle the Citizens party movement, the organ of the Reublicans this morning prints a garbled acount of a openting held in the office of Governor William Spry yesterday afternoon. The story, as told, necording to leading citizens is anything but the truth. At no time did they beg for heln. The leaders of the movement to institute a business manage ment of the numbersal affairs of Sait Lake today express themselves that the cuttook was never brighter, and in place of being downcast they feel clated at the frend of public sentiment which will they believe, later be ex-pressed at the public of the uncered of pressed at the poils in the interest of good government

good government. The proposition is to offer a strong ticket next November, which will carry the names of men who will consider the oity's interests alone. In order to secure unity of effort, Re-publicants have been invited to join in the moviment. Those at the head of the Citizent' movement affirm that probably 75 per cent of the rank and file of the Republican party are with them as their rote on election day will demonstrate, but the Citizens, being non-partisen. Days made overtures to all to co-operate on a basis acceptable all to co-operate on a basis acceptable to all. It was with this idea in view that the good offices of Governor Spry were solicited at the maeiling yesterday, the enverner basis the governor baying, on several acca-sions, exignised himself as favoring a Cilizens' ficket. There was not plea

a Cilizens' ficket There was not plea for assistance, simply a straight in-vitation to join hands in favor of good and conservative government, and in deferise against a common member of the Cilinens' committee, many leading Themewrote are perfectly willing to join the movement for harmony. The Dam-orrain desire to have their candidate for mayor head the theket and to this theme seems to be no sarious objection. The committee which walted on the governor yesteriday afternoon comprised C. E. Fell, chairman of the Cilizens committee, Goorge G. Smith, James



Kimball, wife of Høher P. Kimball, which occurred this morning at 6 couple at new, there passed from view mother of the early pioneers of the yest. Mrs. Kimbali has been in poor afth for the past ton months, and end was not unexpected. She was years old, having been born July Bar, in the district of Johnstown, eth Crosby, Canada, now known as CHRIST North Crosby, Canada, now known as Westport, Ontario. She was the dauga-ter of Thomas A. Judd and Teres. Hastings, who joined the Church of Jesus Christ of Latter-day Saints in 6. Three years later they removed ine state of New York with their One year later, in 1840, they in moved, this time going to the of Nauvoo, where they endured trials, privations and poverty common to the saints in that place Later they removed to Springfield, Iit. where were living temperarily at time of the martyrdom of Joseph and Hyrum Smith. They lived there for sev-eral years after the martyrdom and in the spring of 1849, when Mrs. Kimbail was 12 years of age, her parents he-

Was 12 years of age, her parents be-gan the journey across the plains, ar-riving in the Sait Lake valley the same year. Here as a young girl she be-came familiar with the incidents of ploneer file and on Nov 25, 1855, she married Heber P. Kimball, who died Feb. II. 1885. Ten children were the losue of their marriage, six of whom nurvive. They are H. Parley Kimball and Alfred J. Kimball, both of whom live in Pertland, Or., Teresa Kimball and Alfred J. Kimball, both of whom live in Partland, Or.; Teresa Kimball Weruor of Sait Lake City: Eay Kim-ball of Driggs, Idabo; Winnerssi Kim-ball deWolfs of San Francisco, and Archie Kimball of Wilson, Wyaning, She is also survived by 19 grandchil-dien, 2 great-grandchildren, one sister, Margaret Gay Judd Clawson, and iwo brothers, George T, and Alfred H. Judd, both of whom live at Oakley, Idaho. Mrs. Kimball was a woman of su-

Mrs. Kimball was a woman of su-perior intelligence and was well known in Salt Lake City, where she has a great many friends and acquaintances. All of the members of the family were notified this morning of her death, and as noon as they can be heard from the announcement of the funeral ar-rangements will be made.

ENGINE ENTERS OFFICE.



Legislature's Act Providing for Central Building is Unconstitutional,

WOULD BE DEBT OF STATE

Enactment Making Loan Debt of University Dires Not Do So, in The Court's Opinion.

The University of Utah lost all hope of scentring on administration building superday afternoon when the suprema ourt inoded down a decision dociar ing the. the set passed by the last legislature providing for the funds was unconstitutional. The writ of mondate against the state board of land compressioners to compet them to convert \$256,000 of the university's per-manent land fund into money for the construction of the building was dis-minance. inned.

in the first place the supreme court held that the amount would increase the state's indebtedness beyond the constitutional limit. The neglelature said that the money would be ad-valued as a loan but the supreme court says that it would be a loan in name only. It would stand, the opinion says, in law us an obligation of the sinte and as such would increase the idobtedness.

Justice J. T. Frick, who wrote the major part of the opinion, says on this paint

"The legal effect of the act of 1969, so for as it affects the relations of the university and the state may be said to be that while the ob-ligation authorized by the act is forms made the debt of the univer-ty, yet in the same act, the university entirely also ved from the duty and arden of paying it, while the state is use to assume this duty and is thus ade the real debtor."

The interest on the land fund should be paid to the university, as provided by the legislature. The supreme court says that this is to the effect that the interest should be paid to her-rower. Under this arrangement the state would be obliged to pay the ac-truing interest on a debt declared to be an obligation of the university. This abligation, the septeme court holds, would create a charge upon the entire property of the state in the form of interest amounting to \$120,000. The principal and interest would amount to \$250,000 all of which must be paid out of the general taxes. interest on the hand fund should

Then the opinion readw: "If this does not constitute a state inlebtedness, we can not convelve how one can be created unless by leaning to bonds. It is very clear t the debt was declared to be debt of the university for no other 6Into that the purpose than to avoid centing into con-flict with the debt limit contained in the constitution. If the debt limit may be databased on this beanner, then there

o limitation. Much as we regret, even deplors." cludes Justice Frick, "the necessity f even temporarily depriving the uni-cruity of a much needed building, we overtheless must yield obsdience to nevertheless must yield obedience to the constitution rather than follow our own desires. The constitutional pro-vision is clear and should be obeyed, not ignored. If the people think it wise to authorize a larger debt limit they may easily amend the constitution. The application should be and is dis-missed."

The case of Thoreson against the state board of land commissioners was cited as an authority for the university on the subject. Chief Justice D. N. Strange subject. Chief Justice D. N.

DESERET EVENING NEWS THURSDAY SEPTEMBER 23 1909

Waddell mortgaged some of her prop-etty to secure 31,000 for bim to rurnish up his offices. Waldell was at home when his fath-or died. Shortly after his death, he ard possession of the dead he had siven to his father and took it to his office where he fore it up. Then he perminded the step-mother to give him a piece of the property which consisted of part of his step-mother to give him a piece of the old homestead. In re-turn for this property on which be was going to build him a home, he agreed to deed to his step-mother the idaho property. He refused to do this how-over, after getting a deed to part of the homestrail insteal he sold it for \$2,250 and then refused her back her property. He deeded the property to his wife, Mas Florence Barlow Wad-dell, and it is atill in her name. In concluding the discussion of the case of the deeded the opinion syst. "He came into possession of the dead wrongfully and tors it up for the purpose of deatroxing evidence of this and there was in to defraud his step-inother and he fraudulently mis-ter other was here to his wife here.

step-mother and he fraudulently mis-appropriated the money to his own use which he received for the land covered by the Gend.

In another part of the opinion it reads: "We have read the entire trans-cript and are forced to the conclusion that William M. Wardell's testimony of entitled to any weight what-except as it is corroborated by other avidence.

other evidence showed that Waddell spent the fraudulently obtained money in completing his house. He also bought a plans and invested some more of it in burying prize built pups. The testimony does not show how Waddell spent the balance of it. The cost of the entire action was taxed against Waddell.

BOYS ARE SENT HOME.

Frank Wilson and Henry Edilson the youths arrested a week ago in Og-der for the theft of two bicycles from the corridor of the Salt Lake High the corridor of the Salt Lake High school, were sent back to their home in Colorado Springs today. The boys had started out to see the world, and growing tired of walking appropriated the wheels while on their way to Og-den. Chief of Police Barlow received transportation from the parents of the boys yesterday and sent the youths home loday.

JAPANESE FORFEITS BAIL.

Rather than defend himself in the charge of having sold liquor without a license, J. Slino, a Japanese, forfeited \$100 bail yesterday afternoon. Slino was arrested Sunday and his prelim-inary hearing set for yesterday.

----Race track specials leave Union Depot tior to the races. Only way to get to ha track,



Theater-Miss Blille Burke make her second appearance in Salt Lake this evening, rendering a new play from the French entitled "Love Watches." Miss Burke's strong hit when she was last here with John Drew is well remembered by our andi-ences, and the advance sale siready guarantices a handwome turnout guarantees a handsome turnout. * * *

Orpheum-The novelties on this week's bill are drawing well pleased audiences. The act entitled "A King Por a Night," makes a specially strong appeal to all sections of the house. . . .

Colonial—The Arington Players in "The College Widow" are pleasing their audiances this week. Tonight the of-neers of Fort Dougras have taken boxes for the post football team. Next week Mr. Arington will show what his company can do with an elab-orate revival of "Quo Vadia."

Grand-The Mack company in "The Giri of the Golden West" is drawing heavy business and the indications are that Saturday's matinee will run to slanding room only.

Correst in

V.



med by the franscantinental railways. according to government contains re-ports. Among these were statistics of population, live stock, agricultural, mining and weel production in Utah during the year 1907.

PAPERS SUBMITTED.

Other exhibits were submitted to show the division of irreight rates in effect on the D & R. G. in 1963; pas-senger divisions and rates in effect in 1865; a hatch of correspondence be-tween Mr. Eabcock and the commis-sioner of the Western Passenger Traf-fic association, choosing the basis of the the association, showing the basic of the rates in effect at present and the date they went into operation; the mileage, carnings, etc., of all railroads center-ing in Sait Lake, computed from the reports of the roads to their stockholders for the last, fiscal year, showing present class and commodity rates, together with percentage of division of earnings according to present rates, with resulting revenues in cents per 100

pounds per mile, and the rates asked for to the patition. The papers submitted were scanned by Atty Dillard and some of them were objected to upon the ground of probable inaccuracy, etc. The objec-tion was waived however, upon the as-surance of Commissioner Prouty that any inaccuracies would be ruled out. pounds per mile, and the rates asked

MUNROE RECALLED.

When the hearing of the rate dis-rimination cases before the interstate commerce commission was resumd this morning, J. A. Munroe, general traffic manager of the Union Pacine Hallroad company was recalled to the stand, to confirm some of the state-ments made yesterday as to the distands, to confirm some of the state-ments made restorilay as to the di-vision of traffic twenue between New York. Chicago and Missouri river points. He said that from the Atlanti-sedsbard to Chicago. New York took 25 per cont of the revenue, and the bal-ance was divided between Chicago and the Missouri state the dust seed of the the Missouri river, the first named hau receiving 15 per cent and from Missouri river to San Francisco receiving 85 per CERT.

S. V. DERRAH.

After Mr. Munroe testined to the division of the rate between the points named S. V. Exernal, assistant general freight agent of the Deriver & Rio Grande railroad, was called to the stand. Mr. Derrsh testified that the average time of transit of freight from Kansas City to Utah under normal con-ditions was from four and a half to five days. The witness testified that during the year 1905 the D. & R. G. carried 49 per cent of westbound trat-fic originating at the Missouri river and east. He denied knowledge of any agreement between railroads as to After Mr. Munroe testified to the and east. He denied knowledge of any agreement between railroads as to division of traffic coming westward. Occasional complaints had been re-ceived by the road of delays of through shipments, and that the complaints were more numerous now than several years are the main consideration them were more numerous now than several years ago, the main consideration then being the time and now being the rate. The witness submitted figures on freight tounage between Utah and Colorado under the Litah freight hu-reau, which comprehended the move-ment of freight by all lines between Utah and Missouri river and east Special exhibits showing reports of tonnage of freight bureau shipments covering east and weathound traffic

covering east and westbound traffic for the years 1305, 1507 and 1908 to and from all districts, including the At-lantic seaboard, were introduced and marked for reference.

D. E. BURLEY.

D. E. Burley, general passenger agent for the Oregon Short Line, was

Grand—The Mack company in The file of the Goiden West' is drawing heavy business and the indications are that Saturday's mathee will run to standing room only """" Bungalow—"Hello Bill" at the Bungalow—"Hello Bill" at the Bungalow—"Hello Bill" at the son and his company in furnishing nightly entertainment Race track specials leave Union Depot prior to the races. Only way to get to the track.

Gen that the Oregon Short Line did not compete with the Rait Lake Route for passenger business to southern California points, although these roads get such business. The rate to Los An-goles over the Salt Lake Route on a mileage of 781 miles in 539, and via Southeen Pacific on a mileage of 1.181 miles, the rate is \$42. Mr. Babicock asked if the rate from Salt Lake to the Nohmaka state line, added to the logal rate from that point to Omaha, would not be considerably less than the through rate now in st-rect.

Mr. Burley-It is. Mr. Buckey-It is. Mr. Buckey-Why then do you not readjust the through rate on the basis of the combined rates? Mr. Burley-We do not recognize the combined rate. Mr. Burkey-We why? Mr. Burkey-Fecanse three is

Mr. Barbook - Why? Mr. Burley - Because there is some question as to the legality of the rate outablished in the state of Nebraska. The rate has been attacked and its le-gality has not been passed upon by the courts

addity has not been passed upon by the courts. In commenting favorably on the in-stallation of the block system of sig-nalling, and its successful operation, the isilroad maginate said: "Our motio in the maintenance and operation of the system has always been. Safety first." After this has been established, then rapidity in the han-dling of business muturally comes. The completion of the double track system will mean greatly increased capacity in the handling of business. The possibil-ity of collision, that is, of head-on col-lision, is done away with. The contin-ual reset orders of trains are incon-ceivably obstructive to traffic, and with these el minated by the double track system, the handling of trains will be simplified and the dispatch of business facilitated."

Mr. Kruttschnitt is quartered at the

facilitated."
Mr. Kruttschnitt is quartered at the Knutsford.
While in Ogden yesterday noon, en route to this city. Mr. Kruttschnitt said to an interviewer that all the improvements outlined by the late Mr. Harriman and himself during their recent trip through this section, had been approved by the board of directors and would be pushed to completion with all possible speed. He also said that no changes of a radical nature in the actual management of the Harriman lines in the west need be booked for at this time as the system was in spien-did running shape and owling to admirable condition of affairs left by Mr. Harriman, there would not be any pecessity for inny charges. Mr. Kruttschnitt stated that he would return east as soon as the matters at issue were settled at Salt Lake.
Mr. Babcock was still on the stand when the recess for function was taken at 12:30.

It is expected that Julius Kuttsch-nitt, director of operation and mainten-ance of way of the Harriman system, will occupy the witness stand this afternoon, as he arrived in the city has evening in response to a subpoens summoning him to appear at the hear-

Ing Commissioner Prouty announced that the railroads would be expected to ap-pear ready for argument of their side of the case in this city on Oct. 29. after which briefs might be filed. From present indications the hearing will not extend beyond the last of the present wask and it is highly seek. present week, and it is highly prob-able that it may be concluded by to-morrow evening, so that no session will be held on Saturday during the visit of President Taft in this city.



UNION DENTAL CO. KIMBALL.-At 15 cast North Temple street. Sept. 23, 1969. Phèbe Judd Kim-ball; born July L. 1837. In Canada. Notice of funeral later. VINCENT.-At 434 north Fifth West street. Sept. 22, 1999, of inantiton, Clifford M., son of Mile H. and Nora E. Bates Vincent, aggd I year and I

HONEST WORK HONEST PRICES Painless extraction of inth

no pay, All work guaranteel

ERVIN LARSON, PLANIST AT OF

REMEMBER US. We Treat You Right

212 MAIN STREET.

BAD MIXUP AMONG

'AMERICAN'' COHORTS

That Martin E. Mulver is

Still a Candidate

Only Definite Announcement Today

A bouse divided against it.e.If.

The term spily describes the my

tion of the "American" party, espec

ally in the race for mayor and in

dentally in the fights for seats in a

One aggregation conceived a lis-

scheme calculated to accomplish great coup, found themselves slipping

it was simply this. The more

came from either the Bransford, Lar

man or McMillan forces for each a

all of the candidates to withdraw in the race and present the nominat to Esta Thompson. It over get

henohmen declare he bas whing a sign but was notified by M. 2 Mulve that "the deal" was off. Last night M. A. Dougberty, Ba-man Bamberger and John M. Hopta

to help the Lippman campaign but intende to help the Lippman campaign but intende to help the Lippman campaign but intende that had just the opposite effect an it is generally conceded bytay that in has no more chance of landing in nomination than a snowpall and

nomination than a showrall shall have in a certain vegion not visited by Cook or Peary. That Ezra Thompson did not sime to accept the nomination and seat not enter the race under any close-stances or conditions, is the firm is lief of those who are in a position is know.

know. That Bransford was willing to sm. draw from the race if Liponan as McMillan would do the same: and r Eara Thoupson would get into the harness again, is equally certain but there was always that little "IP" and the constant danger of a huge double

"The proposition came from the en-er side," said Mr. LAppman today "Th

ir side, " side are approach to a other side went back on it " From the Bransford headquarten came the statement: "It was sloppy to the transford headquarten to the statement of the statement is the statement of the statement

came the statement. If was simply it trick worked by the Lippman result and it foll down and fell hard." Hopfenbeck declared that the ove-tures came from Martin E Malw and that later Mulvey called of the

"whole deal" "whole deal" It has been said if one wants pelitizy truth one has but to go to Muiver Is was asked this afternoon to explay the communication which was pu-lished by one paper. The Heral-Bepa-lican, and spurned by The Tribus Here is what Mr. Mulvey stid: "I have nothing to say about the

"I have nothing to may about the matter at this time. Tou can say, how ever, that I am a candidate for p city council from the Fifth."

The cam

and are now hedging.

far that an agreement, s been signed by Mayor Bra presented to Joe Lippinan

did not sign the alleged as refused to do so although benchmen declars he wa

beck got together and my most interesting communi-dressed to all the patriots

know

ity connell.

month. Funeral services were held at 2 p. m. from the residence of the grandparents. 76 west Fourth North street, Interment in city cemetery.

MUSICAL.

committee. George G. Smit Hanlam and O. H. Hewlett. G. Smith, James

GOT NO ANSWER

<text> things are assuming a doubedly reseate

Indicative of the inpress taken in the reform movement the menting of the Chizens' committee hold last night in the office of the chatrona was the re-casion for a nig turnout of enthusias-the workers, every predict in the chy baths concerning.

the west arrest services presented in the only being represented Somewhat different was the architector of the first mathemal persons with by the Republicana to the arfice of Judge Armstrong Six of service, it is said, but in an appendiate and he definites action Was, mecordingly, possible

GODMAN FACES

SERIOUS CHARGE

A Constrant Ivian puge onice

rays Mrs. Gontinut, and finally file day like party was elected from the place. The party and notified of the occurs range, but no errorite more mount.

TABLES OVERTURNED.

Energy the france in the store, ta-by were recentrical glassica broken, ad a promind state or diporder pro-

Mes thatteric decharged char while ap the famin country in groun life ing the innumber to have settin in threast.

This and you you." This and also achieves associate with transformer size after series associate with a density economic to the computerior equate to my here these moments in the contrast of the county atterney. Contrast of the county atterney.

Willies at the country attarney. Continue a trustrand life has been internationed, it appears. He first our of the second a complaint seals this is the first and a multiplaint seals this is for the first wife some build end the first wife some in the second life further during the is and in the first her out at the is and in the first her out of the is and in the first her out of the is and in the first her out of the is and in the first her out of the is and a thread to drive her out of the is some the first her out of the is some the first her out of the internal here entering the is and of the some the more out of the sec-ond site and has complaint for diverse biel a short true after thele marries there is the case hermalit out meny space includes in their married life.

spley meldents in their burrhed life.

The Mail Loke Rents will run a special train from Lith Jonnthan to Press to-monoor Provisions That's visit train burys Lith Jineffors at it a m. stone a) American Fork Phonent Gorke, Labl. Machine, Vinayard Result, Saure Provo 4 & m.

Miscalculating his distance H. P. Larson sent a locomotive crashing through the wall of the D. & R. G. through the wall of the D. & H. G. roundhouse and into the office occu-pled by the clerks yesterday. At the time the engine ploughed its way through the wall, five clerks were at work in the office, and their hur-ried scramble for safety when the warning sounds came barely saved them from injury of stabily. The of-fice was almost demoliabed, the wall being broken down and the windows shartered hattered.

The Sait Like Route will run a spacial train from Lehd Junction to Prove to-coursew. President Tait's visit train-leaves Lehd Junction at B a. m. Britt at American Fork, Pleasant Grove, Lehd, Nosfield Vineyard, Beturn, seave Prove

FRESHMEN VICTORS IN TODAY'S BIG RUSH

Overwhelmed by Superior Numbers. Sophomores Compelled To Give Up.

The freshmen, by virtue of their superior manufers, were the flag ruch at the perior manufaces, was the flag rand, at the l'adaptents, this morning after in minutes of lighting. The iones, hot contains the same of index more subdent. Radmann, elusse index was holdly sprained. This-resean treatment were on the flag at the and of the risk, the exploritors hav-ag been recent in a budy and inglerious parts of the risk the work with the index of the risk the work where varies. The treatment holding the flag of the out of the risk ware. Where, buildness, Hinter, Marson, Solton, historia, Heinford, Marson, Solton, historia, Hinter, Marson, Solton, historia, Hight, Hander, as they theraph.

Note: Margarite Hanney, Roules, Snow, Cannow, Kayabieti, "Acea might, in order, as they through, to be bedree prepared to basis and de-fact the transition, the exploritories kid-mined weganti freedomer and toolink the notation of the significant of the second freedomers or theorem, "The significanties ensuing that it inclusions exploremers to hold a freedoman, see that with these were weakening that it inclusions exploremers to hold a freedoman, see that with these were weakening the inclusion of the significant is the inclusion of the first the second of the freedoman class free were also weakening their own. Sam Taylor, president of the freedom class, Albert Baller, Jac, Berrat-ton, Lagravia, the first Baller, Second takes were the book who were the freedom the freedom to be writh Rober also and takes were to the writh Robe were the freedom own from the oppoint and way from the ones to the polar and the writes.

UNIVERSITY NEWS

The recept Mohawk Conference The recent Mohawk Conference of Arbitration announces that a prize of 1100 will be offered by Don Chemter Pugales for the best essay on Inter-national arbitration the context be-ing open in all undergraduates of any American college or university Pa-vars much be in before March 15, 1510. These destring to take part in the context are requested to communicate with Profession Rolling, depart-ment of histors and political science. The Order of the Gisam held its first meeting today, being the first of the university clubs to resume meetings after the summer vacation.

The university extension course for The university extension course for teachers will open Saturday. Sept. 16, when Prof. W. H. Chamberlain will testime an "The Philosophy of Nature" at 2.38 in the city and county building.

Straup said in reply to this:

"When the alleged prescribed legal duties of an officer rest upon the produties of an officier rest upon the pre-visions of an unconstitutional amend-ment. I think he, when commanded to perform such duties, or show cause for not doing so, may justify his refusal or failure to perform on the ground af the invalidity of the statute. If a con-trary rule was declared in the Thoreson case (as I think was intended to be declared), it was overruled in the Stan-ford case. Since then, the latter, and not the former, case expresses the law on such question in this pirisition." In concluding Chief Justice Straup points out to the legislisture the de-fects in its work and declares that it is encreaching upon the prerogative of

fects in its work and declares that it is encreaching upon the prerogative of the courts. He says: "It has notes required to be done by the legislature are hampful and incom-patible with the constitution, such effect cannot be avoided by the legis-lature calling them innocent, or by giving them a particular mame. Neither can it be avoided by the requirement of the set that all laws in conflict hers-with shall be so construed as to carry out the provisions of this set." * * * The legislature must content likely with the power of making laws. It cannot also direct the construction that shall ne given them." e given them." It is held by the supreme court that

the whole act is unconstitutional, and the writ is deried.

WADDELL SCORED BY COURT.

His Testimony Not Worth Belief Unless Corroborated.

for. William M Waddell, a dentist, who destroyed a deed to some land be had sold his father, isans M Waddell, and then sold it again, after promining to deed it back to his step-mether, airs, Leconers, I. Waddell, for a piece of land she iteeded to him, was

mother, Mrs. Leonora E. Waddell, for a piece of land she deeded to him, was ordered he the supreme court yester-day afternoon in an ophion willten by further W. H. McCarty to pay to Mrs. Waddel the \$2.26 which he received from the account sale of the property. Until this is done the judg-ment will be deslared a flen upon his nume, plano and two built degs for which the momey was apend. In the declared a flen upon his nume, plano and two built degs for which the momey was apend. In the declared a flen upon his nume, plano and two built degs for which the momey was apend in the declared a flen upon his nume, but the supreme court. Judge C. W. Mores of the Third district court is reversed. The case was appealed from the lower court on the final dis-position. According to the evidence, has a M. Waddell, the father to his estate. William Waddell, the de-fendant had he sold it to bie father about three years before his death for \$1.50, The amount was paid by the father to his son in installingth while the hal-ter was in the analt attending a dental achool. After countering the sole heat ter who in the east attending a dental school. After completing his edgen-tion, he estarmed breve and made his home there, with his father and step athar He opened offices and Mr.

Richest Cream Chopped Pincappie, Cherries and of PURE SUGAR FONDANT, all scientifically combined and biended, thus costed in very best flitter Sweet Chocolate.-such is STARTUPS'; 40 or 50a

STARTUP CANDY CO. Provo "The Candy City."

Store Closed Saturday, Jewish Holiday, Open Saturday Eve. at 5:30



TOMORROW

We crowd two days' business into one. Our store will be closed Saturday till 5:30 p. m. We want to serve our Saturday trade Friday. To accomplish this we have reduced nearly every article in the store. A sure-enough-money-saving invitation that will appeal to the customers that have a sense of economy

Tomorrow a Day of Opportunities at Baron's

Space does not permit the quoting of all merchandise on sale. So we'll just give you a few fair examples of the many bargains to be found here tomorrow.

Ladies' Tailored Made Suits-a Noteworthy Special

All wool serges, semi-fitted, sin-gle breasted coat model; tailored prochess; jet button trimmed; lined ibroughout with satin. The skirts are of the new platted effect. To be had in Navy and Black only. Worth \$18.00. Compare this sait with any you've seen in town at \$18, You'll agree ours is the beter, Fri-day only

A-730

An Amazing Value in the Skirt Section

A skirt of unusual grace and heauty. Made of chiffon, panama in the popular similes of the day. The sigle is the new killed effect. We could easily get \$5.50 for these, but what's the nee. Duzens of oth-er attractive full models—too attraerous to mention await won at a low price. Friday only

FRIDAY.

Ladies' Fast Black Hose

listra fine guaze splited heat and

thes. You'll be glad to 10c



FRIDAY. Corner Covers.

Good soft finish national, circular panel roke of embroidery. The best rates ever 19c 19c

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