

## COMMISSIONERS FILE THEIR ANSWER

Demurrer States That Facts in Tax Notice Printing Overcharge Not Sufficient Cause for Action.

Through their attorneys, Booth, Lee & Badger, the county commissioners and their bondsmen filed a general demurrer today to the complaint of County Atty. Job B. Lyon, who seeks to compel them to pay back into the county treasury \$5,727.50 which, it is alleged, was paid illegally by the Interior Mountain Republic for publishing the delinquent tax lists. The demurrer simply states that the facts are not sufficient to constitute a cause of action.

In a separate answer, Lewis S. Hills admits that he is and has been a bondsman with Will E. Ellerbeck for James E. Clinton and says that he has no knowledge on the other allegations set forth in the complaint. This answer was filed by Young & Moyle, but none of the others have yet filed answers.

### CRUEL TO HIS HELPMATE.

Mrs. Zoe Alline seeks a divorce from Antonio Alline on the ground of cruelty in a complaint filed Saturday in the Third district court. She asks for her maiden name, Zoe Colineau, and possession of \$1,500 worth of furniture and fixtures, a rooming house at No. 55 East Second South street, which she conducts. They were married here about three years ago and have no children.

### COURT NOTES.

Harry C. Crampton and Monroe Clayton filed suit in the Third district court Saturday against the Rio Grande Western Railroad company to recover \$10,000 each for lacerated feelings. They were arrested in stealing a ride on March 12, 1909, and after being in jail several days were tried and acquitted. They name in their complaint A. J. Mullings, the company's agent in Carbon county and Sheriff Thomas F. Keller of Carbon county, defendants for depriving them of their liberty for several days.

George T. Ingersoll brought suit in the Third district court Saturday against the Best Manufacturing company of California to recover \$1,000 alleged to be due on commission for the sale of machinery to the Twin Falls Salmon River Land & Water company. Ingersoll says that he was to receive a 10 per cent commission and that he has not been paid any of it.

### ASSAULTED BY HOLDUP.

M. F. Cunningham, the Herald's Ogden Correspondent, Badly Injured.

(Special to the "News.")

Ogden, May 17.—About 1 o'clock Sunday morning, when on his way home, M. F. Cunningham, the Ogden correspondent of the Salt Lake Herald, was brutally assaulted by a lone holdup man and unmercifully beaten and choked. The purpose of the assault was undoubtedly robbery, and the would-be robber used for a weapon a piece of hickory stick, with which he struck Mr. Cunningham over the right eye, inflicting a terrible gash. It is feared that he may lose the sight of the eye.

As Mr. Cunningham was walking along Washington avenue near Twenty-seventh street, in front of the residence of Morion Thomas, he heard a step behind him. He turned to see who was approaching and was struck, a vicious blow over the right eye, that felled him to the street. The robber followed the blow by grasping Mr. Cunningham by the throat so that he could not shout. His cry of pain as he was struck was heard by a lone holdup man who screamed for help and the robber fled. As soon as the injured man could regain his feet he went to the Thomas residence and a telephone message was sent to the police for medical aid. Officers Pincock and Wardlaw were detailed upon the case, and were accompanied by Dr. W. J. Browning, the city physician.

Mr. Cunningham was taken to his home and the wound in his face sewn up. It will be several days before it can be determined whether the eye can be saved. The object of the cowardly assault was undoubtedly robbery, but the highwayman was frightened away before he had an opportunity to secure anything of value. The officers have no clue and have no hope of arresting the thug.

### SCORE CARD ADOPTED.

Pure Food Crusade is to be Vigorously Waged.

The state food and dairy commission adopted a score card system at its meeting last Saturday afternoon which will be put into operation at once. This will require the cheese factories, creameries, condensed milk factories and dairies to live up to the government standard or go out of business. The commission authorized Willard Hanson, the state dairy and food inspector, to make frequent and regular calls on the various companies throughout the state and tabulate the score on these cards. A rating of 45 will be required.

This will help greatly to purify the dairy products and keep the factories, creameries and dairies in a sanitary condition. The cards will be accessible and the averages will be published. The commissioners also talked about short weight, and a crusade will be made on all such products that do not come up to the requirements of the law.

## Veivo-Moquet

A toilet cream of merit. Perfumed with the odor of Orchid Blossoms.

50c Bottle.

## L'Oodore-Moquet

A luxury for the bath. In two odors—violet and rose.

8 cones 25c. 20 cones 50c



The Pure Drug Dispensary  
112-114  
South Main  
Street

### SUNSHINE SUCCEEDS RAIN.

Thousands of Women Visit Z. C. M. I.'s Annual May Sale.

The number of women awaiting the opening of the doors at Z. C. M. I. this morning at 8 o'clock, gave promise of the crowds that might be expected as the day advanced.

Each year the big store's annual May sale grows in popularity, and indications are that today's sales will be greater than on any previous opening day.

This is Z. C. M. I.'s nineteenth annual May sale and the statement made of no marking up, no fictitious values, but every reduction absolutely genuine, is certainly attractive to the thrifty housewife.

Shortly after the doors swung open this morning the aisles were literally packed with eager, anxious shoppers desirous of enjoying to the full the advantage of the reduced prices. At noon, although many of the bargain seekers looked somewhat tired and fatigued, they still hung tenaciously to their self-imposed task.

This evening the clerks will remain to replenish their lines from the reserve stocks, and everything will be in apple-pie order in the morning, so that purchasers can obtain just as good bargains as were offered today.

The sale continues all week and includes every department excepting the grocery and hardware.

### PRIZE WINNERS.

Limerick Contest of the Utah Light & Power Co.

No. 1—Mrs. Samuel Ashby, 423 east Ninth South.

No. 2—Mrs. Dorothy Jackson, 568 east Second South.

No. 3—P. Y. Fox, 223 H street. See the Jingles in tomorrow's issue.

### RAID ON STOCKADE.

Ten Women Gathered in by Deputy Sheriffs Released on Bail.

As predicted in the "News" Saturday, a sheriff's raid was made upon the Stockade that night, 13 deputies armed with 21 complaints, swooping down upon the brick-walled area and landing 10 female prisoners. The arrests were made under complaints sworn to by Lon J. Haddock, George Q. Morris, Elias S. Woodruff and Edward H. Earley.

Some of the complainants accompanied the raiding squad, pointing out the inmates of the houses visited who would answer to the appellations of Jane, Lucy or Mary Doe. Whether the intention of the raid scared away some inmates of the stockade or the raid was conducted in such manner as to give alarm is not determinable, but out of the 21 raiding squad only served 10 complaints.

The women arrested were later, on Saturday night, arraigned before Justice of the Peace Stanley Hanks, and placed under \$100 bail each, this amount being provided by Mrs. Dor. Hopham (Belle London) and A. G. Falkenstein.

The date of the hearing of the cases against the women has not yet been set, although they are likely to be set within the next day or two.

When asked this morning as to when the cases would be heard Justice of the Peace Hanks, before whom the complaints were sworn to, stated that the hearing of the cases would be dependent upon the motion of the county attorney.

"The complaints," Justice Hanks said, "came out of the county attorney's office, and I, of course, only act in the matter as the judge in the court. The matter of the hearing of the cases is dependent upon the wishes of the county attorney, who is the prosecutor."

### SUMMER SCHOOL.

The L. D. S. Business College conducts a ten weeks' summer school, commencing May 31, and continuing to Aug. 6. Special instruction in Civil Service, Bookkeeping, Shorthand, Typewriting, English, Penmanship, Commercial Arithmetic and kindred subjects. Terms, ten dollars. Send for catalogue.

## PLANS FOR PARADE OF WAR VETERANS

Utah Is to Be in the Second Place of Honor—Regulars Head The Column.

In the great parade of the veterans of the G. A. R. during encampment week, the department of Utah will occupy the rear of the parade, or what is technically known as "the left of the line." This is in accordance with the custom of the G. A. R. encampments held heretofore, the department of the state entertaining the veterans having been given that position, which is the second place of honor.

Organizations in the parade will be placed as follows: Fifteenth United States Infantry; Utah National Guard and veterans of the G. A. R.; departments of Illinois, Wisconsin, Pennsylvania, Ohio, New York, Connecticut, Massachusetts, New Jersey, Maine, California and Nevada; Rhode Island, New Hampshire, Vermont, the Potomac, Virginia and North Carolina, Maryland, Nebraska, Michigan, Iowa, Indiana, Colorado, the Army, Wyoming, Kansas, Delaware, Minnesota, Missouri, Oregon, Kentucky, West Virginia, South Dakota, Washington and Alaska, Arkansas, New Mexico, Tennessee, Louisiana and Mississippi, Florida, Montana, Texas, Idaho, Arizona, Georgia, Alabama, North Dakota, Oklahoma, Utah.

The first instalment of maps of Salt Lake City, ordered by the executive director of the Forty-third encampment, for special occasions and lectures will be distributed to the Grand Army veterans to show the various points of interest in the city, which have been marked on the maps. The school buildings, hotels, railroad stations, etc., are also indicated on the maps.

### DAMAGE TO FRUIT CROPS.

County Horticultural Society Hears Reports from its Members.

The Salt Lake County Horticultural society met Saturday afternoon in the City and County building to receive reports on the damage done to the fruit crops throughout the county. A special committee was appointed to arrange programs for special occasions and lectures for future meetings. This action has been taken to make the meetings of the society more interesting and more instructive. The committee consisted of J. O. Smith, president, J. C. Stanley, secretary of the society. The first special lecture will be given at the June meeting. An effort will be made to secure a speaker from the faculty of the agricultural college in Logan. The society is also planning a meeting for Sunday the latter part of this week to discuss spraying and other matters interesting to fruit growers.

The reports received from the inspectors state that the peach crop is practically ruined. There are a few sweet cherries left and the pears, apples and plums escaped without much damage. It is estimated that about two-thirds of the crop of fruit in the eastern part of the county has been ruined. The strawberry crop will be light this year.

### FUNERAL OF W. D. FRECKLETON.

The funeral of W. D. Freckleton, the engineer who died Friday afternoon from injuries received in the breaking of a piledriver at the Jordan River, will be held at 1 o'clock yesterday afternoon at 1 o'clock from the Farmers' ward meeting house. The services were largely attended by friends of the unfortunate man and family. H. F. Burton, bishop of Farmers' ward, presided, with Alexander Burt, J. A. Turnbow, H. Anderson, J. C. Stanley, and Joseph A. Buttle of Provo, as the speakers. The sorrow of the mourners was expressed in a profusion of floral tributes. Interment was in City cemetery.

Never can tell when you'll mash a finger or suffer a cut, bruise, burn or scald. Be prepared. Dr. Thomas' Electric Oil instantly relieves the pain—quickly cures the wound.

### RENEW SPEEDWAY PLANS.

Auto Club Meets Friday for Election of Officers.

Two tickets are in the field for the election of a board of directors of the Automobile club of Utah, which is to take place next Friday, May 21, in the club rooms in the Bell telephone company's building on State street. The polls will be open from noon on Friday until 6 o'clock on Saturday. Following are the names put up by the nominating committee: One-year term, C. A. Quigley, Salt Lake; J. E. Jennings, Salt Lake; C. J. Humphrey, Ogden; E. P. Benn, Logan. Two-year term, Samuel Newhouse, Salt Lake; Frank J. Wescott, Salt Lake; O. W. Powers, Salt Lake; M. S. Browning, Ogden; C. S. Ruffner, Provo.

The other tickets which were made up by a number of members, differs from the above only in the substitution of the name of Dr. W. F. Beer for that of J. E. Jennings.

As soon as the new board is elected it is expected that the club will get down to solid work on the proposed new speedway to Saltair, a delay in which has occurred through a misunderstanding by the services of an engineer being secured by the special committee.

### NO PARDON FOR DR. JIM.

Board Transacts Big Volume of Business Saturday.

"Dr." James Donaldson, who is serving 10 years in the state prison for grand larceny, was denied a pardon Saturday by the state board of pardons. Donaldson was convicted in the Third district court and sentenced on Jan. 29, 1909. The board did not take away his right to file future petitions for clemency. Donaldson is serving time for his connection with the McWhirter robbery.

When the petition for a pardon of Henry Johnson, an Indian, charged with a statutory offense upon the person of Lucile Pierce, aged 16 years, was called, members of the girl's family were present. They held that the offense was committed by Johnson and not by another person as claimed. The Indian's pardon was denied.

Hans C. Handerson, serving two years for perjury, and Robert W. Matlock serving one year for burglary, were each granted a pardon. The applications for pardon of Leroy Hodgson, serving three years for a statutory offense, Alfred D. Hottenshtein, 15 months for grand larceny, Hal Crigler, two years for burglary, Walter V. Schaffer, 18 months for a statutory offense and Albert Whittaker, one year for attempt to assault with a deadly weapon, were continued for one month. The following applications were denied:

For pardon—Samuel Hunt, serving one year for grand larceny; George Young, 10 years for attempted burglary; Leslie Washburn, 16 years for burglary; P. Young, six months for petit larceny. For commutation of sentence—Griffith J. Humphreys, serving three years for robbery.



## Untrimmed Shapes

We are offering the biggest variety of new, up-to-date untrimmed shapes in the city.

You are sure to get just the thing you wish. A big range of prices

**Banks**  
MILLINERY.  
116 Main St.

### AMUSEMENTS

Theater—Tonight the All Star Knights of Columbus minstrels give a performance at the theater. The entertainment includes many novelties with 50 voices, 26 girls and 10 comedians in the cast. The sale is reported to be distinctly heavy and a packed house is assured.

Orpheum—Marshall P. Wilder, the noted humorist and author, and an evenly balanced bill will be seen at the Orpheum tonight and all week. Second on the bill is Tom Nawn and company in the mythical sketch, "Pat and the Genie." The other features give promise of making a strong evening's entertainment.

Colonial—Monroe Salisbury, known to his old acquaintances in Salt Lake by his real name of Orr Salisbury, a nephew of the late O. J. Salisbury, heads a good company presenting "The Mills of the Gods," at the Colonial this evening. The drama is a strong one, written by George Broadhurst, author of "The Man of the Hour."

Bungalow—Ralph Stuart, supported by Mary Hill and associate players, appears at the Bungalow all this week with the regular matinees in Kenneth MacDonald's drama, "The Transgressors."

Grand—The southern melodrama, "Hearts of the Blue Ridge," presented by a capable company, is holding the boards at the Grand this week.

James Rennie, who formerly played the leading part with Willard Mack at the Bungalow, has announced his intention of opening at the Grand theater with a new stock company on the night of May 20. "The opening play," he said, will be "Sapho." Mr. Rennie has secured as his leading lady Miss Maude Balmour. The rest of the company will be made up of actors and actresses who are well and favorably known in the city.

### BLUE MONDAY FOR DRUNKS.

It was blue Monday for the inebriates today before Judge Bowman in police court, under the Ditch regime plain and fancy week day drunks were ordinarily discharged for their first appearance and they went at \$3 apiece on repeaters. Under the Bowman system, however, \$5 has been the rule and in some cases much like the prevailing department store fare, they have been priced at \$5 and up. Today, however, a new notion has appeared and when the morning stock up and sautéed they were fined \$10 apiece. Only was discharged upon his promise to put Salt Lake behind him. Another, a regular customer, was given a guest card worth 30 days at Barlow Hotel and he is always taken with much difficulty and upon the last occasion he affronted the notion of the law by knocking his helmet into the dust. He was K. H. Abel and has repeatedly promised to lead a better life, but so far has failed to make good on the contract.

### EXCURSIONS EAST.

From Ogden, Salt Lake and points on main line of Rio Grande Western Ry. to Chicago and return.....\$55.00  
St. Louis and return.....\$49.00  
St. Paul and Minneapolis.....\$52.00  
Omaha, St. Joe and Kansas City.....\$40.00  
Colorado common points.....\$32.50  
Dates of Sale—June 4, 5, 11, 12, 16 and 25, July 2, 3, 23 and 24, August 13 and 14, and September 10 and 11.

Long limit and stopovers via Colorado Midland railway.

Write for full information and beautiful book of Colorado views.

L. H. HARDING, Gen. Agent,  
Salt Lake City, Utah.

Grass and Clover Seeds. Bailey & Sons Co., 63 East 2d So.

RUMMAGE SALE.  
By Bnai Israel Auxiliary Society on Thursday, May 20, at 10 a. m. at Unity Hall (140 S. Second East).

TAMOREAUX TUNES PIANOS.  
23 West First South. Ind., 3231.

An Evening's Visit

Walk in the park, auto ride or at the opera, the pleasure is thrice as keen with a box of Startup's Fruited Bitter Sweets. 25c to 30c everywhere.

Startup Candy Co.,  
Provo, "The Candy City."

CHRONIC CONSTIPATION

ELECTRO-THERMO DILATOR  
TOLD ONLY IN 1909

Piles, Insomnia, Nervousness, Rheumatism and Poor Circulation are permanently cured by using ELECTRO-THERMO DILATORS. Electricity combined with dilation cures all. Our appliances are sold under a positive guarantee. Write for free booklet. ELECTRO-THERMO DILATOR. P. F. O. ANCE CO., 402 A. W. Hellman Bldg., Los Angeles, Cal.

## BUSINESS AND REALTY

The Decker-Patrick company filed articles of incorporation on Saturday afternoon. The incorporators are all young men who are well and favorably known throughout this and adjoining states. All of them but one have been traveling salesmen and are well acquainted with the needs of the business in which they are entering. The company will handle dry goods, notions and ladies and gentlemen's furnishings wholesale. Such a house is very much needed in the city. The place of business will be the Jennings-Washington building on West Temple, which is now being completed, in readiness for the opening which has been set for July 1. The officers of the company are: President, Joseph Decker, vice president, William G. Patrick, secretary, Finly G. Brooks; treasurer, J. H. Patrick. These, with Sperry W. Lawson, James A. Hunter and Frank W. Brakier, are the directors.

H. W. Walker, manager of the Keith-O'Brien department store, has purchased the handsome residence of Mrs. Julia Neuhausen at First South between Twelfth and Thirteenth East streets, for \$14,000. In addition to a fine lot, 66x165 feet, the property includes a modern brick home.

The arrangements made by Chandler & Soules, the real estate men, to run four trolley coaches between the car line and Laurelhurst yesterday for the convenience of visitors to the convention, owing to the inclement weather. The trip will be made next Sunday if the weather permits.

Today's local bank clearings amounted to \$1,450,234.26 as compared with \$947,127.19 for the corresponding day of last year.

Eight building permits were issued this morning by Building Inspector Fifth. They call for the expenditure of \$10,000. This brings the total for the first seven days of May up to \$111,800 as against \$601,275 for the month of May in 1908.

### JUDGE HENDERSON BETTER.

Judge H. P. Henderson, who has been confined to his bed for several days with a very bad attack of pneumonia, was reported to be a great deal better this afternoon, and those at the bedside are very hopeful of his recovery.

### NEW INCORPORATIONS.

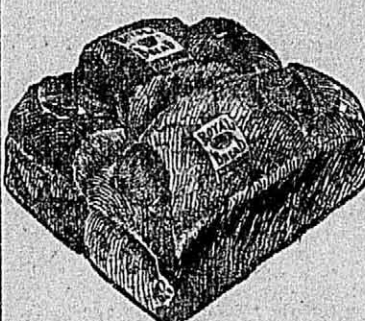
Articles of incorporation of the Beaver-Butte Copper company of Beaver county were filed this morning in the office of the secretary of state. The company is organized for \$50,000, divided into shares of ten cents each. The company owns several copper claims in the Beaver county mining district. The officers are: John M. Murdoch, president; Albert F. Fillierup, vice-president; and O. F. McShane, secretary and treasurer.

### CARD OF THANKS.

Mrs. W. B. Kimbrough desires to thank all those who assisted her with kind words and sympathy during the funeral services over her husband, especially is she desirous of thanking the singers for their kind services.

Constipation causes headache, nausea, dizziness, languor, heart palpitation, Drastic physics gripes, sickens, weakens the bowels and don't cure. Doan's Regulax acts gently and cures constipation. 25 cents. Ask your druggist.

## Better Bread Than You Can Bake Yourself



Royal  
Table Queen  
Bread

and besides being better it is cheaper than the bread you make yourself. The way you have to buy flour, it does not pay you to bake, and then, baking bread at home is warm unpleasant work, at best.

Buy Table Queen Bread only. And eat it unsparingly, three times a day—secure in the knowledge that it is produced in a plant that is scrupulously clean and free from all impurities.

TABLE QUEEN IS BIGGER THAN ANY 5 CENT LOAF OF ANY OTHER BAKERY—IT'S AN HONEST LOAF.



HARRY SHIPLER

J. W. SHIPLER

SHIPLER'S  
Commercial Photographers

151 So. Main St., Second Floor

Every Branch of Photography Except Portraiture

## SOCIAL AND PERSONAL

This afternoon Mrs. N. W. Clayton and Miss Sybella Clayton entertain at a luncheon and handkerchief shower, in honor of Miss Jean Spencer, the table being decorated in pink and white sweet peas and ferns, a centerpiece being used and flanked on either side with bowls of the same flowers, and the place cards being tiny fans. Present besides the guest of honor were Mrs. J. D. Spencer, Mrs. Rulon S. Wells, Mrs. Sydney Saville, Mrs. Harry Shepherd, Mrs. Phyllis Clive, Mrs. Carl Young, Miss Louise Clawson, Mrs. Horace Engsign, Mrs. Joel Nibley.

Mr. and Mrs. Charles S. Burton give a dancing party next Saturday night for Miss Jean Spencer.

The Regimental bridge club meets tonight at the Post hall, and the hosts will be Lieutenant and Mrs. Waltheil, Lieutenant and Mrs. G. A. Weiser, Lieutenant and Mrs. First South between Twelfth and Thirteenth East streets, for \$14,000. In addition to a fine lot, 66x165 feet, the property includes a modern brick home.

Among those who will entertain in the near future for Miss Jean Spencer are Mrs. W. W. Riter, Mrs. Phyllis Clive, Mrs. Grace C. Woolley and Miss Josephine Clawson.

Mrs. Stanley Clawson gives a luncheon on May 25 in honor of Miss Jean Spencer.

### DIED.

DAVIS.—In this city, May 16, 1909, Sarah Ellen Davis, of pneumonia, daughter of Thomas T. and Sarah H. Davis; born April 12, 1897. Funeral services will be held from the residence of D. L. Davis, 43 north First West street, Tuesday, May 18, at 2 p. m. Friends may view remains between 12 and 1 p. m. Interment in city cemetery. Friends invited.

R. E. Evans, Florist, 26 S. Main St. Floral designs a specialty. Phone 931.

### ESTRAY NOTICE.

I HAVE IN MY POSSESSION THE following described estray animals, which if not claimed and taken away, will be sold at public auction to the highest bidder at my barn in Granite, seventh Precinct, on Tuesday, the 23rd day of May, 1909, at the hour of 12 M.: One small brown mare, branded HB on left thigh, two white hind feet. Said estray was taken up by me in said Precinct on the 14th day of May, 1909. ALEX. A. BRAND, Poundkeeper of Seventh Precinct.

## Save the Walk

Our telephone number is

Bell, 1820  
Ind., 480

You may phone us your wants in our line; we'll attend to the rest.

## BRIDGE DRUG COMPANY.

18 Main Street.

Remember us. WE TREAT YOU RIGHT. Painless Extraction of Teeth or no pay.

Union Dental Co.

Are now permanently located in their new and handsomely equipped rooms.

212 MAIN STREET.

Remember us. WE TREAT YOU RIGHT. Painless Extraction of Teeth or no pay.

Union Dental Co.

Are now permanently located in their new and handsomely equipped rooms.

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