

PROPERTY OWNERS TAKE PROTESTS TO COUNCIL

Increase in Water Rates Feared by Petitioners to be Heard Thursday.

One of the matters to come before the city council at its adjourned meeting tomorrow night will be the petition of 255 property holders protesting against the proposed raise in the water tax and the meter charges and the rate for lawns.

This petition contains a very decided protest against the proposed raise in the water and among other things, lays its finger on the pledge of the majority of the members of the city council, binding themselves to the promise that if the \$300,000 bond were voted, taxes would not be raised.

Protesting citizens also call attention to the fact that the city owns its waterworks, and that the people should not therefore be called upon to pay water rates based on the charges of other cities where a profit must be made by private capital invested in water supply.

It is further claimed by the protesters, that the proposed rates would act very much as would a wholesale distinction in business, where the small consumer is compelled to pay more in proportion to the amount of his consumption, than is the large purchaser, and that this should not be the case, where municipal ownership of water prevails, any more than it should in the purchase of postage stamps.

The line of argument in this case is framed on a famous Massachusetts case, wherein the courts sustained a like contention of the citizens, and it is expected that a great many property owners will be on hand tomorrow night to watch the progress of affairs with relation to action on the petition.

CHOIRS IN CONTEST.

Five Wards Meet in Annual Singing Competition Friday.

A musical event of the week, which is arousing considerable interest in Pioneer state, is the Sunday school singing contest to be given under the auspices of the stake board. The contest will be held Friday evening, Dec. 11, commencing at 8:15 o'clock, in the Pioneer stake hall. Five schools have thus far entered, and the contest is already assured. Cash prizes are to be given the winners and consolation prizes to the losers. The contest is being conducted by the stake board, under the leadership of James M. Fullmer, who is also the director for this contest. John H. E. Taylor and Tom C. Parker, two newspaper men from the Sagebrush state, are registered at the Cullen.

UTAH WOOL MEN PRAISED.

Secretary Walker Expresses Satisfaction With Regard to Local Action.

Secy. C. B. Stewart of the Utah Wool Growers' association received last evening the following letter from National Secy. George Walker at Cheyenne commending the Utah sheepmen for their prompt action in opposing the reduction of the tariff on wool:

I desire to compliment you and your co-workers for the splendid manner in which the Utah Wool Growers' association has handled the tariff and wool storage matters. The petitions, resolutions, and persons who have been forwarded to the ways and means congressional committee from Utah will unquestionably prove a valuable aid in preventing a reduction in the present tariff on wool from South America and Australia; and were the associations of wool growers in other states as active, and the members as responsive and loyal as yours, there would be no question of the result of the tariff discussion.

"Unfortunately, however, the fact prevailed that 'nothing will be done with the tariff on wool at this time,' and as a result, the protests were entered from some localities until after the grovers had been requested several times to arouse themselves. The press dispatches indicate that there is a determined effort upon the part of the manufacturers and tanners to secure free hides, and this is a matter of considerable importance to the successful conduct of the sheep and wool business. I believe we should be just as determined to prevent the removal of the tariff on hides, as we are to prevent a reduction in the tariff on wool, and I trust that you and your associates and the stock men of your state at large will continue in the future the excellent work they have done in the past.

"GEORGE WALKER."

CO-OPERATORS MEET.

Local investors interested in the proposed Utah Co-operative Manufacturing company, met last evening, in the offices of the Hubbard Investment company, where the committee on organization reported, suggesting the organization of a company with \$1,000,000 capital, the stock to be a dollar per share. The plan was to put the money, as fast as it was raised, in the bank, until \$150,000 had been raised, when the cash would be used in the establishment of some manufacturing interest to be decided on. There will be another meeting next Tuesday evening.

WHY MEARNS WILL GO.

His Affliction Is a Scientific and Periphrastic Marvel.

The entire medical staff at Fort Douglas has been "sitting up nights" for a month, speculating as to why Surgeon Maj. Edgar A. Mearns who was lately pronounced physically unfit for further active service and ordered home for retirement, should be so physically sound as to accompany President Roosevelt to Africa where he will be exposed to the most unhealthy and dangerous surroundings for months at a time. The medical staff reason that if it is not safe for Surgeon Maj. Mearns to expose his tender physique to the howling winds of Governor's Island, or to the blizzard laden environment of Fortress Monroe, or the devastating miasma of Washington barracks, how will he be able to stand the South African jungle and the marsh climate where the atmosphere is saturated to kill at less than the traditional 40 yards, and where the jaundice laden gases of the superheated

DR. PRICE'S WHEAT FLAKE FOOD

Has all the elements to sustain life. Cleanly, wholesome and palatable. Try it for breakfast—you will find it delicious.

swamps abound in something more than a local nuisance.

However, Dr. Purviance, the head of the Fort Douglas medical staff, is just in receipt of official intelligence from Washington which clears the surcharged atmosphere like an electric flash, and leaves everything as clear as a bell. The official explanation of Dr. Mearns' retirement is that "he has undergone while on most active service, extensive atrophy of the abdominal muscles, involving the epigastric and hypochondriac regions, with a partial paralysis of the parasympathetic and sympathetic membranes extending to the oblique externus." This settles the whole business. There is no further occasion for hypersensitiveness. Dr. Mearns can now accompany the president into the wilds of Africa with perfect freedom. The fiercest African miasma falls limp and weak before a man endowed with the armor of such a descriptive. Truly, the men of the Post remark, "The sinking of the Merrimack by the Monitor, was nothing compared with this."

BUS PASSENGERS

David Dorton and Levi J. Swenson, of Garland, Utah, are at the Wilson.

William McGregor and C. H. Reppath, of Anaconda, Mont., are at the Cullen. The gentlemen state that the question of all-absorbing interest in the Montana smelter town at present is the order of the government compelling the smelters to either neutralize the poisonous fumes and gases spread over the neighboring forest growth, or close down. A mass meeting of Butte merchants was held last Saturday protesting against the order, and feeling that the people of Butte and Anaconda would be disastrously affected by the closing of the smelters, whereas, the damage to a "few inconsequential" trees nearby amounted to practically nothing. The newspapers of the two Montana towns are full of the subject every day. The latest development in the case is the order by the president appointing a commission to investigate the operation of smoke neutralization adopted by smelters in Tennessee, with the idea of applying the method to the Anaconda smelters.

G. S. Holmes, proprietor of the Knickerbocker hotel, is expected to arrive from Los Angeles tomorrow. Mr. Holmes is accompanied by his daughter, Mrs. W. A. Wetzel, who will act as adjudicator. The schools thus far entered are the Fourth, Fifth, Sixth, Seventh and Thirtieth wards. This contest is the third annual contest given in the stake. The other two were won by the Sixth and Thirtieth wards.

J. A. Hendrickson, of Logan, connected with a cereal manufacturing plant in Cache valley, is at the Wilson. G. Schuman, a well known horseman of Bisbee, Arizona, is registered at the Kenyon.

AMUSEMENTS.

Theater—The house was well filled last night by an audience drawn out by the magnet of a bill announced as a new Cohan creation. Cohan's merry jingles, dances and his amusing stories, always appeal to a certain clientele and while those who expected to see a sequel to "Little Johnny Jones" or a "George Washington, Jr." were disappointed in "The Honey Mooners," still the encores demanded and the general movement of the house was at least struck the fancy of many in the audience. There is no one of any scintillating genius in the cast, and while Mr. Dunlap, who gives a clever and clever of Mr. Cohan's methods, created considerable amusement, his absence of voice and the presence of a decided lisp, prevent him from making an ideal central figure. All the others worked with the usual Cohanesque industry, and the songs, dances, management of lights, costumes, etc., called down heavy applause from the upper regions. The chorus exerted itself tremendously and did fine work in the dancing line, but it was evidently not selected entirely for its voices. The same bill goes this afternoon and evening to be followed by the world famous production of "Ben Hur."

Orpheum—Big business is marking this week's bill. The main attraction continues to be the realistic headliner entitled "The Operator."

Colonial—"On Parole," capably rendered by Mr. Mack, Miss Leone and their company will continue throughout the week.

Grand—Tonight sees the last presentation of "Roanoke," to be followed by "The Avenger" tomorrow evening.

Adela Verne—Manager Graham reports a good inquiry for seats for Miss Verne's recital, which occurs at the Methodist church Friday evening. Miss Verne has played her way to popularity all over the British Isles, and has also toured Australia.

DID THE WORK

Grew Strong on Right Food.

You can't grow strong by merely exercising. You must have food and that food must be the kind you can digest and assimilate.

No matter how much food you eat unless it is digested it adds to the burden the digestive organs have naturally to carry. This often means a nervous breakdown. "About a year ago," writes a Mass. lady, "I had quite a serious nervous breakdown caused, as I believed, by overwork and the fact I also suffered untold misery from dyspepsia."

"First I gave up my position, then I tried to find a remedy for my troubles, something that would make me strong and healthy, but nothing seemed to help me. As a last resort I tried different foods but they all failed me."

"Finally a friend recommended Grape-Nuts and I also tried it. That was eight months ago and I have never been without it since."

"Grape-Nuts did the work. It helped me grow strong and well. Grape-Nuts put new life into me, built up my whole system and made another woman of me." There is a Reason.

Name given by Postum Co., Battle Creek, Mich. Read "The Road to Wellville" in pkgs.

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

SOCIAL AND PERSONAL.

Gov. and Mrs. Cutler, and Governor-elect and Mrs. William Spry, with members of the present gubernatorial staff and their wives, were guests of Col. and Mrs. A. P. Kessler last night at a box party at the Orpheum. The other guests were General and Mrs. Sam Park, Colonel and Mrs. Charles G. Hummer, Colonel and Mrs. E. A. Wedgwood, Colonel and Mrs. A. B. Irvine, Colonel and Mrs. Bower, Colonel and Mrs. Taylor, Colonel and Mrs. Dean, Colonel and Mrs. Lund, Major and Mrs. Williams, Mr. and Mrs. Willard Done, and Mr. and Mrs. Henry M. Dinwoody.

Mrs. George L. Savage was hostess at another bridge party yesterday afternoon, the decorations being carried out in pink and red, mingled with green, and prizes won by Mrs. J. J. Dugan, Mrs. William Rash, Mrs. J. E. Clark, Mrs. William Brothers, Mrs. Orson Howard and Mrs. Fred Stauffer.

Mrs. E. B. Wells left today for Spokane to spend the holidays with her daughter, Mrs. W. W. Woods.

Mrs. John J. Daly will give an afternoon affair on Friday for her daughter, Mrs. Edward J. Roberts, who is here for the holidays.

Miss Pearl Van Cott gave a luncheon today, covers to be laid for eight guests.

Miss Julia Cullen is guest of honor this afternoon at a luncheon, her hostess being Miss Helen Evans.

Governor and Mrs. Cutler will entertain the Archaeological society at their home on Saturday night, and an interesting program is promised in the paper to be given by Dr. Ira D. Travis of the Salt Lake High school, whose topic will be "Early Explorations in the Southwest," and a talk by Prof. Edwin Evans, of the university, upon the desirability of establishing a Utah museum of art and archaeology.

On Friday night an important event occurs at the Packard library in the lecture to be given by Prof. Harvey L. Wilson of the Johns Hopkins university, on the subject of "Recent Excavations in Rome." Prof. Wilson is eminently fitted to discuss this interesting topic, as he for several years was director of classical studies in Rome for his university, and as a matter of course he has devoted much time to his theme. The lecture is under the auspices of the Utah Archaeological society, and the admission will be free.

The Daughters of the American Revolution will meet tomorrow afternoon with Mrs. Benner X. Smith.

Mr. and Mrs. W. G. Flier gave a large Orpheum party on Monday night followed by an elaborate supper at their home, the guests being Mr. and Mrs. Edwin O. Howard, Mr. and Mrs. Heber M. Wells, Mr. and Mrs. Samuel Newhouse, Mr. and Mrs. Edward S. Ferry, Dr. and Mrs. Union Worthington, Mr. and Mrs. John M. Zane, Mr. and Mrs. D. C. Roberts, Dr. and Mrs. D. O. Lindsay, Judge and Mrs. C. W. Powers, Mrs. John E. Woodward, Miss Katherine Jue, E. B. Wicks, J. A. Pollock and Henry McCormick.

Dr. and Mrs. Jack Keith gave a stall party last night at the Salt Lake theater, their guests being Miss Mildred McMillan, Miss Margaret Park, Mr. Davenport and George N. Lawrence. Supper followed at the Keith home.

Mrs. M. H. Kervin and the Misses Kervin left yesterday for California.

Miss Joanna Sprague spends the next month with Dr. and Mrs. F. S. Bascom.

Mrs. J. M. Davis has gone to San Francisco for a few days.

Mr. and Mrs. L. Mott Iverson entertained a few friends informally at a pleasant housewarming party last night.

HIS NAME BROUGHT TROUBLES.

The question has often been asked: "What's in a name?" Ed La Mar of Ogden thinks there is a great deal in a name. Simply because that is his name, he was forced to spend two days in the county jail, but he was released yesterday afternoon when the mistake was discovered.

A few days ago an Ogden girl named Matthews was taken into custody by the juvenile court authorities, and was charged that she had been intimate with a man, and that she had refused to divulge the name of the man, but a tender letter was found on her addressed to Ed La Mar. Then the officers got busy and arrested an Ed La Mar, and he was locked in the county jail. He protested that he was not the man wanted and yesterday afternoon an aunt of the Matthews girl called at the county jail and declared that the prisoner was not the Ed La Mar wanted.

BIG DEAL CLOSED.

A deal was closed yesterday afternoon between Samuel Newhouse and Freeman Morningstar of Tuttle Bros., whereby Mr. Newhouse has agreed to erect a six-story business block at the corner of Exchange Place and State streets, the three lower floors to be occupied by a large mercantile firm, whose name is not given out. The size of the structure will be 50x15 feet, with 25 feet on the ground floor for show windows, and the cost is put at anywhere from \$75,000 to \$100,000. The site is owned by Mr. Newhouse. There will be entrances on both streets. It is believed that one of the major department stores will occupy the premises. The architects are Headlund & Wood.

NEW INCORPORATIONS.

The Twentieth Century Film company is the name under which a new Ogden company filed its articles of incorporation yesterday in the office of the secretary of state. The business for which the company is incorporated is the motion picture business generally. In its many branches, the capitalization of the new concern calls for the issuance of 4,000 shares of stock at a par value of \$100.

Articles of incorporation were filed this morning by the Green Tungsten company, the object of which is mining and the capitalization \$50,000, divided into a like number of shares. Its incorporators are: E. H. Green, L. H. Huzzard, B. M. Whitman, Charles W. Barrett and E. B. Young.

UNIVERSITY NEWS

Young lady students of the University of Utah are to have a club, comprised of members of their own sex. The need of such a society has long been recognized, and yesterday the matter took more definite shape, when a meeting was held and the subject was discussed at length. There are four classes of girls, and the plan is to have an organization in each class, each to be subdivided into departments of 10 or 12 members. A general organization will be effected for the combined classes, each section to be accredited with a vice president. The principal promoter of the proposed organization is Miss Lucy Van Cott, dean of the women's department of the institution.

"The Cabinet Minister," the production of the University Dramatic club this season, was read by Miss Maud May Babcock this afternoon to members of the classes from which the cast is to be chosen.

HIGH SCHOOL NOTES

Extensive plans are being laid for the dance of the Red and Black of the high school, a function to be held before the holidays. Emblems will be purchased for the staff by the proceeds of the affair. The plans for the association have not arrived, owing to a misunderstanding with the factory turning them out.

The alumni and present students of the commercial department will be entertained Friday evening by Principal Eaton, in the gymnasium.

WARD ENTERTAINMENTS

Eighteenth Ward Carnival—Tomorrow night at the Red and Black of the high school, a character ball, and minstrel performance at Whitney hall will take place, the object being to raise funds for the ward gymnasium. The affair is in the hands of the officers of the Young Men's Mutual Improvement association, and it will introduce to the public for the first time the interesting program of the ward. Tomorrow night a minstrel performance will be given the first part of the evening, to conclude with a bazaar at which Christmas presents will be put on sale. Friday evening will be a character dress ball. Refreshments will be served in the hall and as the affair is in good hands it will no doubt be as strong a success as management anticipates.

AD LOCAL BREFS Child called by Death

Dress Suits for rent. Daniels, the Tailor, 57 W. 2nd St.

FOR YOUR XMAS PRESENTS. Why not give some calling cards? We print them Right. Quality—Appearance. THE DESERET NEWS.

BURIED BY COUNTY.

The body of the man supposed to be W. H. Rose of Denver, who committed suicide in the Elko hotel two weeks ago, was removed from the O'Donnell morgue yesterday in the city cemetery. Although positive identification of the body as that of W. H. Rose was never made, it has been the supposition of the coroner since the suicide, and the body has been held during the time in hopes of hearing from supposed relatives in Denver. Nothing has ever been heard from those communicated with, and the burial was at county expense.

GOVERNOR ANSWERS JENSEN.

The letter received by Governor Cutler some time ago from the Jensen Creamery company, suggesting an investigation of the alleged food trust, by a commission to be appointed by the governor, and offering to pay \$300 towards the expense of such investigation, was yesterday answered to the effect that the Commercial club would be the proper organization to take such a matter up, although the letter of the creamery people had already been referred to the state food and dairy inspector.

COURT NEWS.

MCCORMICK FILES ANSWER.

Banker Says He Was Unaware of Wilson's son's Deception.

The suit of John T. White against W. S. McCormick, as a director of the spectacular Keola Fuel company, was answered by the banker yesterday.

day. The answer, filed with the county clerk, states that the defendant is not, and never has been a director in the Keola Fuel company, and that he, in common with business men of the city whose names became identified with the company, were induced to interest themselves in the business by the eloquence and persuasive powers, to say nothing of the brilliant imagination of the missing secretary, James W. Wilson. The secret process by which the stock of the Utah coal mines was to be turned into coal, it is intimated was the bait which concealed the hook for all who later felt its barb.

The answer further says that the defendant, in common with the plaintiff and every other member of the company, with the exception of Wilson, was victimized, and that while he was a stock holder, he was such in the same manner as were the others, by reason of the purchase of the stock, and while many of the claims made in the articles of incorporation are false, he was unaware of it till after the departure of Wilson.

NEW TRIAL ASKED.

Not satisfied with the verdict of the U. S. court closing the guilty of conspiracy in restraint of trade, the two railroads and their coal company who were defendants, together with former Supt. Everett, Buckingham and Manager J. M. Moore, in the recent D. J. Sharp coal case, have filed a motion for a new trial. The motion is based on the declaration that the verdict returned by the jury is not in accordance with the evidence, and that the exceptions taken were overruled by the court when they should have been sustained.

In case of a denial of the motion for a new trial by Judge Marshall, it is expected that an appeal will be taken to the circuit court of appeals.

SUES ON OLD NOTE.

Simon and Ida M. Bamberger and the Bingham Mary Mining company are the defendants in an action brought by the heirs of Peter Stohl, who seek to recover from the defendants the sum of \$24,455 which is claimed as the residue of a partially paid \$50,000 note, executed by the defendants in security for the payment of that sum of money to the deceased, at the time of the purchase by them of the Bingham Mary property.

CRIMINAL SETTING.

The setting of the criminal cases for trial in Judge Armstrong's division of the district court yesterday was limited to that of George F. Cushman on an assault with intent to commit murder, the time for the trial of which was set for Dec. 22. In addition to this trial, Judge Armstrong will try to hear two or three lesser cases, during the time between now and the time the hearing

of criminal cases goes to the court of Judge Lewis. Because of the change in the division of the court for the hearing of criminal cases the rest of the calendar was not set.

COURT NOTES.

Florentine Johnson has filed a complaint in a divorce suit against Olof Johnson, asking for a divorce on the ground of failure to provide.

M. L. Marks, by his agent, Karl D. Hardy, has entered suit against Louise S. Barton for the recovery of \$138. The amount for which the suit is filed is alleged in the accompanying complaint to be due as unpaid rent, arising from the lease of San Francisco property, owned by Albert C. Turner, who, after the lease was made, assigned it to the plaintiff in the above action.

The Consolidated Flagstaff Mines company and the Flagstaff Copper company are made the defendants in a suit filed by the Columbus Consolidated Mining company, the object of which suit, as set forth in the complaint, is to clear the title to the Wedge lode mining claim, which it is alleged is clouded through the efforts of the defendants to secure a United States patent to the

property known as the Blue Bird Extension.

Salt Lake Photo and Supply Co. Kodaks, Finishing, Framing, etc. Main.

Mat. Thomas has removed his law offices to 316-317 Judge Building.

FOR YOUR XMAS PRESENTS.

Why not give some calling cards? We print them Right. Price—Quality—Appearance. The Deseret News.

ARE YOUR FRIENDS INTERESTED IN

UTAH OR IDAHO?

If so, send them the Christmas "News." It will contain THE FULL STORY OF 1908, in BOTH STATES.

We will mail it to any address in the United States you may send us for 15c. Magazine Form 25 cents.

HAT SALE

Any Soft Hat in Stock . . . **\$1.00**

STIFF HATS—\$1.50

\$1.50 and \$1.00 Neckwear, 50c and 35c.

McCarty's,

336 South Main
Two Doors Above P. O.

Have You Got Your Suit and Overcoat Yet?

Don't Delay. Get in today. Here's the way they are going:

Men's \$20.00 Suit or Overcoat	Men's \$22.50 Suit or Overcoat	Men's \$25.00 Suit or Overcoat
\$14.75	\$16.25	\$18.00
\$15.00 Suit or Overcoat . . . \$10.95	\$32.50 Suit or Overcoat . . . \$23.85	
\$16.50 Suit or Overcoat . . . \$12.25	\$35.00 Suit or Overcoat . . . \$25.50	
\$18.00 Suit or Overcoat . . . \$13.00	\$40.00 Suit or Overcoat . . . \$29.00	
\$27.50 Suit or Overcoat . . . \$19.85	\$45.00 Suit or Overcoat . . . \$32.50	
\$30.00 Suit or Overcoat . . . \$21.75	\$50.00 Suit or Overcoat . . . \$36.75	

Segel's

229-230 MAIN.

Boys' and Children's Suits and Overcoats **1/4 Off**

THE CHRISTMAS STORE

What mighty crowds there are at Keith-O'Brien's these days.

Every indication points to more business and PLENTY OF IT!

PIRATE AND TRAVELER

GREATEST OF ALL GAMES
AMUSEMENT—INSTRUCTION COMBINED

This is a Game of Travel.

It comprises a game board, travel cards, four travelers and an arrow card. The game board is a map of the world. The routes of travel are continuous from one side of the ocean to the other. A Demonstrator is now showing this game at the store.