DESERET EVENING NEWS SATURDAY FEBRUARY & 1905

Idaho News From Her Main Cities and Towns.



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Lower Tribunal Reversed in Gov. Gooding's Libel Suit Against Boise Capital News.

CAUSE OF ACTION EXISTED.

Opinion Lengthy One-Word "Graft" Defined-Cashier of Suspended Boise Bank Arrested for Forgery.

Special Correspondence.

D OISE, Idaho, Feb. 6.-In the supreme court yesterday, an opinion was handed down, written by Justice Stewart and concurred in by the other two justices, reversing the decision of Judge Wood of the Ada county district court in the case of Gov. Frank R. Gooding vs. R. S. Shevidan of the Capital News of this city, in which criminal libel is the charge.

The demurrer to the above information, which was sustained by Judge Wood, was based on the grounds that the information did not state facts sufficient to constitute a crime or public offense under the laws of the state for

offense under the laws of the state for several different reasons. The decision of the supreme court is quite a lengthy one, it being the first of the kind in this state, and much of the argument on the demurrer hinges around the words "Gooding and graft." The defendant claimed that the word "graft" was merely a slang word and had no particular meaning. On this point the opinion of the higher court reads:

"GLAFT" DEFINED.

"GIAFT" DEFINED. "Counsel for appellant contends that the word 'graft' as applied to individu-als, officials or corporations, has a de-finite and distinct meaning, while coun-sel for respondent contends that the word 'graft' is morely a slang word, and that it has no fixed or settled meaning. The word 'graft' as applied to individuals, officials, corporations, etc., is of comparatively recent origin, and has come into general use within recent years, yet during that time its use has been so general that its mean-ing has become fixed and well recos-nized. In the Standard dictionary pub-lished in 1905, it is defined as follows: "An irregular or unlawful means of support; a steal or swindle; that which has been obtained by grafting; stolen 'An irregular or unlawful means a support; a steal or swindle; that which has been obtained by grafting; stolen goods.' Grafter is there defined as one who grafts; a swindler or dishonest person. In the Century dictionary and cyclopedia. Vol. 3, 2591, the following definition is given: 'Graft's (graft'), a Dishonest gain acquired by private individuals, officials, corporations, etc., stands for dishonesty; dishonest gain by reason of public office or public or private position, irregular or unlawful means of support; the use of office or position for personal gain without rea-dering fair or compensatory service; to steal or swindle. If this be a fair il-lustration of the meaning of the word 'graft,' the publication of an article signifying that a public official's name was synonymous with this word, in-evitably tends to impeach his honesty, his integrity and his reputation, and by reason of such fact, necessarily ex-poses him to public hatred, contempt and ridicule. and ridicule.

NO KINDNESS INTENDED.

"Certainly, in the publication of the article involved in this case, the de-fendant did not intend to give Gooding a certificate of good character testify-the to ble bonester and integrity or an

signs of improvement. He is suffering from a nervous breakdown and stom-ach trouble. County Atty, Koelsch, who swore to

MEXICAN WAR VETERAN DIES AT CLIFTON, IDAHO.

Special Correspondence. C LIFTON, Ida., Feb. 3.-Macellus Monros, known in the early nistory of Utah as Major Monroe, because of the part he played in the local military circles of Weber county, died at this circles of Weber county, died at this place Jan. 31. He was born six miles west of Richmond, in Chesterfield coun-ty, Va. Nov. 16, 1825. His right name was Marion Monroe Martin, he being a son of William Augustine Martin, and his wife, Charlotte Robiou. He enlisted in the summer of 1846 at the city of Richmond as a mounted rifleman in the regular U. S. army and served about two years in the war with Mexico. His company embarked at Baltimore and landed in Brazos, Tex.; proceeded to Monterey. Mexico, and later he was transferred to the infantry and per-formed a march of about 600 miles to Tampico. Under Gen, Winfield Scott he

 signs of improvement. He is suffering rom a nervous breakdown and stomach trouble.
 County Atty, Koelsch, who swore to the complaint of forgery arainst Neal, has now filed a petition in the district court requesting the appointment of a grand jury to investigate the charges against the defendant. No action has yet been taken in the matter by the court. However, the court has requested from Mr. Eruce, the receiver of the suspended bank, a statement showing as nearly as can be presented at the present time the true condition of the bank's affairs. This will be forthcoming within the next day or two. Continued assurance is given out by the receiver that the depositors will be paid dollar for dollar. There are even runors of reorganizing the bank. However, a number of weeks must necessarily elapse yet before the true condition of the bank's affairs can be learned. The receiver is laboring under considerable disadvantage in being deprived of the holp of the cashier. Mr. Neal, whose presence could explain difficulties which otherwise will take a great amount of time and trouble to work out.
 The warrant for Neal's arrest was served on him at home, while he hay sick upon a cot. Through the importunity of his wife, the family doetry was allowed to be summoned before even the presence of the officers was made known 10 Mr. Neal. He to ik the matter very calmily, stating that he had expected it, even at an earlier date, but his wife was overcome with surprise and grief. She had previously signed papers mortgaring her home to straighten out another questionable transaction, which she supposed was the only thing against her husband, and nad concluded that it was settled agreeably and for the good. Neal was not taken to jail, but was allowed to remain at home with the was admitted to bail.
 The alleged forgeries against Neal agregate a total of between \$40,000 and \$50,000, and are principally notes drawn in favor of the Capital State Fank against different Boise business men, formed a march of about 600 miles to Tampico. Under Gen. Winfield Scott he participated in the decisive campaign which culminated with the battles at Cerro Gordo and Chepultepec and in the capture of the City of Mexico. After the close of the war he was mustered out at Jefferson barracks, Mo. Maj. Monroe related as an incident in his life

BELIEVED TO BE BLACKMAIL. John Brasch, a wealthy farmer of north Idaho, is now under arrest here on a charge of adultery. The com-plaint is sworn to by a young woman by the name of Anna B. Deiner, who claims to be the wife of Brasch. The complaint charges the defendant with having another living wife at the time of his marriage to the plaintiff: that since this fact has been known to tho latter, she has suffered great mental torture and is suffering now from ner-vous prostration; that she was a wo-man of good moral character, but is now debased; for which she asks dam-ages in the sum of \$10,000. The wo-man claims to have married the de-fendant in Colorado last December, but this can not be proven. BELIEVED TO BE BLACKMAIL.

fendant in Colorado last December, but this can not be proven. Brasch is a wealthy rancher, 66 years old, and it is the firm belief of the officers here that the young woman has taken this course to wrest from him a great portion of his money. She has already received over \$800 from him. It is a question whether or not the case will come to trial.

JUDGMENT AGAINST SHORT LINE.

JUDGMENT AGAINST SHORT LINE. The supreme court has rendered a decision in the case of Jacob E. Tarr, respondent, vs. the Oregon Short Line Railroad company, appellant, on an ap-peal from the judgment of the district court of Bingham county, in which the plaintiff was granted damages in the sum of \$1,000. It appears that Tarr and his wife were en route to Pocatello, having boarded the train at a station called Shelley, in Bingham county, when they refused to give up their tickets or pay their fare until they were given a check for their baggage by the con-ductor, which they could not obtain at the station where they got on the train on account of there being no night agent on duty; whereupon the conductor stopped the train and put the couple off. Tarr claims also to the couple off. Tarr claims also to the couple off. Tarr claims also to have been injured by the brakeman when he attempted to remount the train

season were so good all are encouraged to try again. An electric light plant, also a water system for the town will be pushed to completion this year. Abut 20 cars of potatoes have been shipped during the week their destina-tion being Texas. A. Nielsen and son have purchased 100 head of cows for dairy purposes. One saloon closed its doors during the week owing to lack of patronage. **BLEEDS TO DEATH**

While Out Hunting Receives Contents of Companion's Gun Dying Soon After.

CELEBRATION OF EAGLES.

Hon. William H. Lovesy and Family Will Return to Salt Lake to Re. side-Gate City Happenings,

Special Correspondence. OCATELLO, Feb. 6,--E. R. Bliss, a well known insurance man, formerly of this

city, but living near American Falls, was accidentally shot in the knee last Sunday, while out hunting at the latter place, by his companion, Dougal T. McKinnon, Before a surgeon could arrive he was beyond recovery from loss of blood, and died the following morning. The remains were in charge of Undertaker Mannassas of this city, and were taken to Emmett, Idaho, where the interment took place today.

BOUNTY DEPUTIES.

BOUNTY DEPUTIES. State Veterinary Dr. Noble has is-sued a list of deputies authorized to issue receipts for bount- skins of wild animals throughout the state. Richard Douglass and Carl Valentine, Pocatello, Bannock county; P. G. Johnson, Black-foot; J. W. Webster, Rexburg; F. W. Gooding, Shoshone; W. F. Pogue, Lu-ciele: William B. Alliston, Cambridge: George Coates, Bellevue; W. H. Phil-brick, American Falls; G. E. Noble, Boise: Charles Davis, Culdwell; D. L. Evans, Malad City; Mr. Bryan, Twin Falls; Mr. Largilliere, Soda Springs; G. C. Gray, Montpelier; M. H. Speak-man, Dubois; Thomas Millen, Moun-tain Home; Joseph Scarborough, Franktin. The receipts will be ex-changed by a voucher by Dr. Noble. SEVERE ON WATER PIPES. SEVERE ON WATER PIPES.

Frozen water pipes were a common thing during the cold snap last week. A case of damage is reported from the Y. M. C. A., where one of the pipes bursted and flooded the cellar of the John J. Hull grocery, last Sunday, causing a loss of \$250. The matter is now in process of amicable adjudica-tion.

tion tion. Joseph Bremm, janitor of the east school, and a well known old timer, has gone to Scattle on account of the ill health of Mrs. Bremm. Mr. Bremm will return and dispose of his property interests here at an early date.

CHURCH FUNCTIONS.

CHURCH FUNCTIONS. The Congregational church 'choir gives a musicale tomorrow night at the Congregational church. The Danish Lutheran church held its monthly sarvice last night, at the Wrenstead photograph parlors, Rev. Harold Jensen of Salt Lake conduct-ing the services. Revival meetings were begun Sun-day evening at the Methodist church, under the auspices of the Methodist church. Rev. W. S. Hunt of the Con-gregational church filled the pulpit, uschurch. Rev. W. S. Hunt of the Con-gregational church filled the pulpit, us-ing for his text, "The Songs Your Mother Used to Sing." Mrs. W. H. Clark rendered a solo. Well attended services have been held every evening this week.

FIRE AT RANCH.

The ranch house of Attorney C. A. Boyd, situated some six miles north of town, caught fire Sunday afternoon. The outer shed caught fire caused bright. probably by the ashes of a pipe o cigar. A bucket brigade was formed by near neighbors, led by doughty by hear height of the by tought of the band-ful wrested the victory from the fire fiend. The damage may not exceed \$250

ting responses were made -- Supt. and President Lovesy, who have held with credit their positions for eight months.

QUARTERLY CONFERENCE OF THE CASSIA STAKE. NARROW ESCAPE FOR

Special Correspondence D AKLEY, Cassia Co., Ida., Feb. 5 .--Quarterly conference of the Cassia stake convened on the 25th and 26th of January, John L. Smith of the stake presidency, presiding. Elder David Ö. presidency, presiding. Elder David O. McKay of the quorum of apostles was in attendance, and delivered some ex-cellent addresses. A large meeting was held at Marion Saturday evening. Among the visitors to Oakley from a distance were L. E. Thurber, J. L. Butt-ler and Harry Dixon, bishopric of the Manard ward; also Bishop David O. Allen of Alma, and D. R. Laughlins of Scherrer.

Allen of Alma, and D. R. Laughnis of Scherrer. The weather is extremely cold; on Feb. 1 registered 10 below zero. Last evening president John L. Smith delivered a very interesting talk on his trip to California and Old Mex-ico at the conjoint meeting of the Y. M. and Y. L. M. I. A. of Oakley First ward.

President W. T. Jack of Oakley has een confined to his hed for two weeks

ith slow fever. Mrs. Harriet Craner is reported to

have pneumonia. Mrs. B. P. Howells, who was oper-ated upon by Dr. O. C. Ormsby of Rex-burg is improving slowly.

WINTRY WEATHER ON AT BLACKFOOT.

Special Correspondence.

B LACKFOOT, Bingham Co., Idaho, Feb. 6.-Jan. 30 and 31 were the coldest days in this vicinity so far this winter The thermometer registered 23 winter The thermometer registered 23 and 30 degrees below zero respectively. Monday evening, Feb. 3, Miss Miriam Neike, professor of elocution at the B. Y. U., Provo, gave a recital in the Armory The program consisted of high class selections which showed Miss Neike's ability as an elocution-ist. She was assisted by local musical talent. The entertainment was under the direction of the stake Y. L. M. I. A. At Progress hall, Feb. 3, Messrs. A. C. Horn, W. H. Scott, J. R. Ryan, J. F. Garvin and Dr. R. D. Gee entertained about 100 of their friends at dancing. The affair was one of the social events of the winter. W. T. Pyper, cashier of the Utah-Idaho Sugar company at Salt Lake City, spent Thursday in Blackfoot. Three is considerable movement in real estate circles just now. Several parties from Mexico and several east-ern states are purchasing farms and city lots and moving into this valley to prepare for the spring planting. J. H. George of San Francisco was in Blackfoot Tuesday and Wednesday loading sheep for shipment to the Pa-cific coast. John De Hooge is confined to his home, suffering from la grippe. Mr. De Hooge is traveling auditor for the sugar company. VOLING MAN OF MALAD and 30 degrees below zero respectively.

canal project was definitely abandoned in favor of Panama, Warner Miller, one time United States senator from New York, flashed for one brief moment the other day across the horizon of the world which once new him well, to make an assignment for the benefit of his creditors. Then he retired to ob-livion again, leaving his tangled affairs in the hands of others, to straighten out. Miller, it is believed, has fallen "outside the breastworks" for good this time. He fell "outside the breast-works" politically on one famous occa-

YOUNG MAN OF MALAD **DIES OF PNEUMONIA.**

Special Correspondence.

MALAD CITY, Feb. 4.-Funeral ser-vices over the remains of John W. Evans, son of Mr. and Mrs. David L. Evans, were held Tuesday at the tabernacle. Elders R. N. Will and Joseph W. Dudley were the speakers. Each spoke in glowing terms of the fine character of the deceased, and the esteem in which he was held, pointing out that he was a promising young man and all through his life was kind, loving, and exceptionally bright.



ome at Union, Ore,

Special Correspondence.

as usual.

PRESTON PAPER **CHANGES HANDS**

Local People Purchased Plant And Organize Stock Company REXBURG ACADEMY. oFr Its Publication.

RIGBY, Ida., Feb. 5.-Fire broke out in the roof of the Ricks academy building at Rexburg last Saturday ADVOCATE COUNTY DIVISION. night, shortly after 11 o'clock, and for hight, should all the structure was a time it was feared the structure was doomed, says the Rigby Star. The fire was caused by defective wiring. Soon after the alarm was sounded men and boys were seen running from all direc-tions with buckets to the academy building. Several teachers and students climbed into the attic and fought the flames with their overcoats until the arrival of assistance from the fire de-partment and clitizens. Water, snow and chemicals were carried up three flight of stairs. Fortunately no wind was blowing and the fire was soon un-der control. The damage amounted to about \$500. Part of the damage was due to the rapid removal of furniture and books when it was thought the building could not be saved. Claude Ellsworth narrowly escaped sliding from the roof. He slid some distance before getting a hold. School opened Monday morning as usual. a time it was feared the structure was

Prisoner Escapes from Jail, is Recaptured and Sentenced to Five Years In Penitentiary-Preston Notes.

Special Correspondence.

RESTON, Idaho, Feb. 3.--Last week a local company purchased the Preston News printing plant. Under the new re-

gime the paper will be strictly Republican in politics, and an advocate of county division. The officers and board of directors of the new company are as follows: J. N. Larsen, president; W. P. Monson, vice president, W. Stevens, Watkin L. Roe, secretary treasurer, and George D. Castro and Joseph Davis, J. W. Condie, Thomas Greaves, H. T. Rogers, F. G. Carter R. J. Alder, Geo. R. Crochett, Jas, Bosworth and J. C. Greaves.

EPIDEMIC OF MEASLES.

Several cases of measles have been quarantined here within the last month, but the local health board composed of Drs. C. W. Canfield, A. R. Cutler and Marshal David Davis has done signal service in militating against the widespread of the conta gion. A few cases of scarlet fever have also been quarantined. The fam ily of Bishop H. S. Geddes of the Second ward, has passed through a particularly trying ordeal. Everyone in the family with the exception of Mr. and Mrs. Geddes has had the discuse, and the two youngest children, a boy and a girl have died from its effects,

CASES IN COURT.

CASES IN COURT. Last week the municipal exchequer was enriched more than \$100 owing to the obstrepiousness of the following: Fred George, Robt. Beckstead, J. N. Taylor, "Billy" Head, and a transient ucknamed "Sim." Judge J. C. Jen-sen gave each of the boys some good wholesome advice, and a large lemon in the shape of the fine. The case of the Preston Co-op Drug Co, for selling liquor to minors was also heard by Judge Jensen. The com-pany was found guilty and a fine of \$50 was imposed. The case of State of Idaho vs J. Len Peterson and Fred Owens, was heard by Judge Budge in Malad last week This was a case in which the young men whose names are given above. Peterson was found guilty and sen-tenced to one year in the state pen-tentary. Owens was acquitted on the grounds of irresponsibility as a result of defective mentality.

GETS FIVE YEAR SENTENCE.

GETS FIVE YEAR SENTENCE. One Streeter, who was convicted of stealing beef from the Rogers & Hawkes slaughter house some three months ago and who, since that time has been drawing free accommodations at the county bastile in Malad, escaped from fall over two weeks ago, stole a horse and saddle and decamped un-ceremoniously for parts unknown. He was apprehended and captured in So-da Springs last week and taken before Judge Budge. His honor gave Streeter a penitentiary sentence of five years.



MAJOR MARION MONROE MARTIN

that during one of the battles a volce from the unseen world told him to drop to the ground. He quickly obeyed, and nene too soon, as a bullet burned his left shoulder and cut fiveholdes through

left shoulder and cut fiveholdes through the blanket on his back. This saved his life, as while in an erect position the same bullet would have passed through his body. That divine guidance that had protected him in the war by which the west was won and placed under the Stars and Stripes, led him vestward in 1854, where he might help to protect and build up the land he had helped to whn. On his way to California he was in-duced to remain in Utah, where his services as a millwright were sought after.

He became converted to Mormonism and in 1855 met and married Lucinda Busenbark at North Ogden. A number of the early mills were built under his direction, notably Taylor's mill, south of Ogden, and Wheeler's mill in Ogden canyon. At the time Utah was about to be invaded by Johnston's army, Maj. Mon-roe's knowledge of military tactics served good purpose in the drills and as an aid to Chauncey W. West in the Echo canyon campaign, also in heading a company of cavalry sent through Cache valley to Soda Springs, and as far east as Montpelier to reconnoiter and guard against an entry of the army He became converted to Mormonism

ing to his honesty and integrity or apply to him an endearing term. The very reverse is disclosed by the lan-guage of the article. The defendant evidently intended,

and did in fact say, that by reason of the fact that Gooding and 'graft' were synonymous terms, that there was something in or about Gooding, because he was a grafter, which was odious and offensive to the rank and file, and because of that, they would have nothing further to do with him. The language of the article is sufficient of itself to show its tendency, and re-quires no immendo or explanation to give effect to that tendency." In considering the contention of the defendant that the information was faulty in that it did not show the faisi-ty of the statement printed the opinion was something in or about Gooding,

ty of the statement printed the opinion

says: "It would be a strange doctrine, in-deed, if the state was required, where an article published is libelous per se, to prove the untruth of the article when the article charges the person named with a series of acts, any one of which is libelous. If this rule were to prevail when the state proved one act the dewhen the state proved one act, the de-fense claimed that the article intended to charge some other act, and if that be proven untrue, the defense might claim that in intended to charge another act, and so on; but this rule is not the law where the article is libelous per se."

ARTICLES NOT PRIVILEGED.

The opinion is to the effect that the publication claimed as libelous was not a privileged article in the following lan-

a privileged article in the following lan-guage: "An examination of the article pub-lished discloses that the alleged libel-ous matter did not purport to be a re-port of any judicial, legislative or oth-er public official proceedings or of any statement, speech, argument or debate in the course of the same. The incep-tion of the article says: "Even so mild an erdorsement as that of Gov Gooding's splendid busi-ness administration could muster but three votes in a Republican county con-vention near by, where the people are familiar with the record." "This part of the article does not set forth the action of the convention referred to it is merely a reporter's opinion at the action, and doese not even claim to be a report of such a convention. But the follows is not al-leged or charged to be the action or acts of any convention or official pro-ceeding. It does not appear to be the opinion of a reporter as to what took place at an official proceeding or noncoolidion of a reporter as to what took platon of a reporter as to what took place at an official proceeding or con-vention. It is a positive declaration and assertion of an alleged fact, and floes not come within the provisions of statute as to a privileged communieation.

CASHIER ARRESED.

H. E. Neal, cashier of the suspended Capital State bank of this city, who Capital State bank of this city, who was spreaded last Friday night on a charge of forgery, has walved pre-fininary examination and furme ed ball bond in the sum of \$10,000. The bond was signed by five of his friends in this city.

The supreme court affirms the decision of the lower court, in holding that the railroad company is held liable to damages in putting passengers from the train when they withhold tickets until baggage checks are furnished.

BURGLAR SHOOTS AT WOMAN.

When Mrs. A. B. Clark, wife of a Baptist minister, was about to en-ter the door to her apartments in the Caldwell roominghouse on Main street, the fore part of the week, a man mys-teriously appeared in front of her, then fied to the back part of the hall and escaped, while doing so he fired a shot at Mrs. Clark, which lodged in the door frame, just above her head. The po-lice have as yet made no arrests. lice have as yet made no arrests.

MUST QUIT POOLROOMS.

ordinance passed by the city council this week makes it a misde-meanor, both upon the part of boys under 18 years of age, and the proprie-tors of billiard and pool halls, to al-low minors entrance to their places of business.

ORCHARD'S TRIAL IN MARCH.

County Attorney Van Duyn of Can county Attorney Van Duyn of Can-on county, who was in town the first if the week, stated that Harry Orchard could, in all probability, come to trial ext month on charge of the murder if former Gov, Frank Steuenberg. It is expected that Orchard will enter a dea of guilty, and that the trial will ast but a few minutes, when the ques-ion will go up to the jury. Orchard as already sworn under oath that he omnitued the erime.

multied the erime. SEEK REMOVAL OF JUDGE BUDGE

An appeal from the district court has a confiled in the supreme court in the confiled in the supreme court in the contest case against Judge Alfred ladge, seeking his removal from his nosition as indge of the Fifth fulldal instrict, on account of his affiliations with the Mormon Church, and, accord-age to the allegation in the complaint, backsho of his living in what is known is the patriarchial and celestial order of marriage.

SHELLY, POOR PLACE

of murrhage

Special Correspondence, S HELLEY, Ida. Jan. 2-The week just closed has been one of the coldest of the winter, the mercury falling to 30 degrees below, but it's warmer to-

A few cases of smallpox are reported All victims will be our of guarantine

Capital Scale bank of this city, who was spreaded last Friday night on g charge of forgery, has walved pre-liminary examination and furme ed ball band in the sum of \$10,000. The bond was signed by five of his friends in this city. Mfr. Neal's condition was so critical that he could not leave his home and the court was held at his residence on Monday, when he was arraigned and charge as stated above. On Tuesday his case became so serious that he was removed to the St. Luke hospital, where he is now receiving treatment with

and guard against an entry of the army

when the Salmon river colony was in danger from hostile Indians a squad of cavalry was sent to their relief and placed in charge of Maj. Monroe. While placed in charge of Maj. Monroe, while too late to prevent bloodshed, further hostilities were checked, the dead and wounded were cared for and the colony given a safe escort to Utah. Those who served under him spoke highly of Maj. Monroe as an officer and a man. His strong muscular body and a man. His strong muscular body and

Those who served under him spoke highly of Maj. Monroe as an officer and a man. His strong muscular body and fine physique, his courage and kindly ways, made him every inch a soldier. His estimable wife before montioned bore him a large family, of whom three sons and four daughters survive. She died in 1885, aged 47. In the early six-tles he removed to Cache valley and settled in Providence, and in 1877 he re-moved to Clifton, Ida., where he resided until his death, Jan. 31, 1903. In 1885 he married Josephine Jensen at Clifton, eight children resulting from the union, six sons and two daughters, all of whom survive him except one son. For many years at Clifton he engaged in the Sunday school work and was ex-emplary in his regularity and punctu-ality.

later life he was a sufferer as a culmination of an injury received in transporting heavy cannon in the Mexi-can war and was pensioed by the gov-

erment. At the age of 74, when the war with Spain began, he offered his services to his country, but as younger men were plentiful, he was not called upon again to engage in war. The funeral services were held at the Clifton meetinghouse at 12 m. Feb 2. here toda ceremony

The funeral services were held at the Clifton meetinghouse at 12 m., Feb. 2, The people of the ward showed their friendly sympathy toward the family by turning out and filling the house. The speakers were Elders Joseph E. Wilson and Brigham Dudley and Bish-op E. G. Farmer in the order named. At the cometery the grave was dedicat-ed by Elder Adelbert Henderson.

YOUNG LADY TEACHER PASSES AWAY AT RIGBY.

She had been one of the Rigby

arents. Sho was a graduate of the

accial Correspondence.

R IGBY, Ida., Fob. 5.—Mrs. Hattle Mossenger, formerly Miss Hattle Staley, succumbed to measles on Feb. FOR LIQUOR DEALERS. school teachers for three years, and on the hearts of her pupils and 'heir

RELATIVES IN IRELAND.

Sheriff David Quigley is in receipt of a letter from Mrs. Mamle McDevitt of Aughill, Magillan, County Darry, or Augniti, Magillan, County Darry, Ireland, who asserts she is the eldest daughter of John Quinn, who recent-ly died at Swan Lake, this county. The sheriff, who is administrator of the Quinn estate, is responding to her inquiries in the matter.

AFTER MURDERER.

AFTER MURDERER. Sheriff Quigley left for Butte this evening in company with M. Jan-otto, to identify a prisoner answering the description of Frank Morello, an Italian, who shot and killed Frank Janotto on the night of Jan. 9, 1907, with a shotgun, and for whom the city and county offers \$50 reward each. He will, if his identity is proven, be brought back to Pocatello to stand trial. M. Janotto, a brother of the murdered man, goes along of the of the murdered man, goes along with the sheriff, to make the identity

certain EAGLES CELEBRATE.

The ninth anniversary of the fra ternal order of Eagles, was held here today with great pomp and and One hundred new candidates were

admitted to the aerie of the older birds, Pocatello Aerie No. 119, F. O. E., and were given the first lessons in "aerial navigation."

"aerial navigation." Distinguished visitors from far and near were present, and at the banquet this evening covers were laid for 500 guests. A grand reception was held at the Auditorium at 8:30 and a lec-ture was delivered by Grand Presi-dent Theodore A. Bell,

A FAREWELL PARTY.

A FAREWELL PARTY. A farewell party was tendered Mr, and Mrs. William H. Lovesy, Monday night, at the residence of Jeweler E. D. Harrison on south Garfield aven-ue, by the stake boards of the Young Men's and Young Ladles' Improvement associations, on account of the latter returning to Salt Lake City, where Mr, Lovesy has accepted the position as chief clerk in the office of the Pa-cific Express company, having held the position here of traveling auditor for the same company.

It was rather a strange coincident to note that the farewell party oc-curred exactly on the seventh anni-versary of Mr. Lovesy's coming to this city, arriving in Pocatello Feb. the same company. During the Christmas holidays of the present whiter, she was married to Mr. Howard Massenger. Funeral ser-thee was held at the L. D. S. church on Monday at 1 p. m., at which the star-denis attended in a hody and wordz of consolation were spoken by her fellow teachers and members of the school board, after which her grief-tricken parents, husband and others ad. The weather recently has been guite The weather recently has been guite The weather recently has been guite

Three years ago he went to Salt Lake City for medical treatment and also to attend school, and while there was stricken with pneumonia, and died last Saturday at the Holy Cross hospital. His father and mother were at his bedside when he passed

were at his bedside when he passed away. He was nearly 18 years of age. A new paper, "The Malad Tele-gram," has just appeared. Uther Jones is editor. Ane press is located in the new Co-op block. Henry Thomas, Sr., fell on ice last Monday, breaking three of his ribs. He is doing well.

ANDREW POULSON DIES AT HOME IN JAMESTON.

Special Correspondence. AMESTON, Idaho, Feb. 5 .- Funeral services over the remains of Andrew Poulson, who died on Feb. 3,

were held today in the Taylor ward schoolhouse, Consoling remarks were made by William Stoddard, C. C. Stod-dard, Hyrum Andrus and Bishop C. Anderson.

Deceased was born March 16, 1873, in Salt Lake City, moved with his fath-er's family to Idaho in 1889, and has resided here ever since.

He leaves a wife and four small children; also his father, four broth-ers and four sisters, his mother, two brothers and two sisters having preceded him to the great beyond. He was loved and highly respected by all who knew him.

RAILROAD LAYS OFF MEN AT MONTPELIER.

incelal Correspondence.

MONTPELIER, Ida., Feb. 6.- This place has just experienced the oldest weather of the season, the

thermometer standing from 18 to 34 degrees below zero during the latter part of last week and the first of this one. Yesterday and today, however, have been very pleasant, in fact, it is ideal spring weather. While the cold was interne and accompanied cold was intense and accompanied with a keen northwist breeze, there was no real suffering, the entire community being provided with fuel, shelter, and clothing as well as the necessary pro-visions to keep the wolf away from the door.

The money situation is much im-proved and the banks are now doing business just as they were previous to the panic, but other branches of bus-iness are very duil. There being no market for any of the farm products, the fermers are unable to meetided

"outside the breastworks" for good this time. He fell "outside the breast-works" politically on one famous occa-sion, and has not been much in public life since. Yet he was a man of parts. A farmer's son, born in 1838, he was a creditable soldier in the Civil war and a clever politician in New York state, where he was elected to the as-sembly, and in 1881 sent to the federal senate where he served one term. He was defeated for governor of New York in 1888. In 1892 he unsuccessfully

WARNER MILLE

SPIRIT BROKEN.

Emerging from the obscurity into which he passed when the Nicaraguan canal project was definitely abandoned

York in 1888. In 1892 he unsuccessfully tried with Platt to keep Benjamin Har-rison out of the Republican presidenrison out of the Republican presiden-tial nomination. After that he did not amount to much politically. He was the inventor of some of the machinery used in the making of wood pulp, and as a consequence gained a commanding position and a fortune in the paper making industry. In 1899 his mills were sold to the trust, and he turnad his attention to mining schemes. He is said to have lost much money by the collapse of the Nicaraguan canal pro-fact, and his mining ventures are sup-

fect, and his mining ventures are sup-posed to have been costly. He has been in poor health for some time.

PROSPERITY STILL IN EVIDENCE AT BURLEY.

Special Correspondence.

B URLEY, Idaho, Feb. 5.-Burley seems to be awakening from a long slumber, and in view of the prospective canals to be dug she is certainly tak-ing on new life. Several new buildings

are being built, several new rooming-houses are nearly completed, and the government engineers are still at work making the surveys for the canals. A well developed case of small x was discovered at the home of Frank Reed, one of his children is down with

Reed, one of his children is down with it while others are sick with the me is-les. Dr. Nielson of Oakiey, county physician, was-notified and lost no time in responding and soon had the place under quarantine. All precautions are taken to prevent the spread of the dis-case. Many cases of measles are re-ported but none fatal so far. An in-fant of Mr. and Mrs. G. E. Craner is very sick with pneumonia. Edward Hale of Oakley has been in town the past few days looking after

Edward thile of Oakley has been in town the past few days looking after the interests of the Snake River Im-plement company He expects to take charge of the company's branch house

at Oakley. An effort is being made by some of the enterprising eltizens here to organ-ize a band. About \$100 has been subscribed as a nucleus for this organ-ization. There are quite a number of young men here who have had more

young men here who have had more or less experience in an organization of this kind who are willing to take hold and make it a success if the citizens will do their part. A. G. Smith of the Marion Co-op was in town today loading a car of grain to be shipped east. This makes about 10 cars that have been shipped from this station during the past 30 days. A car of planos was received at the sta-tion today which shows that prosper-ity has not ceased in this part of the ity has not ceased in this part of the ountry

present winter, she was married to Mr. Howard Massenger. Funeral set-bee was held at the L. D. S. church on Monday at 1 p. m. at which the state legislature last session, showing marked leadership and business sut-dents attended in a hody and wordz group of the state of consolation, were spoken by her felsen, her school board, after which her grief-tricken parent, shushand and others to be field for reference. The weather recently has been quite a dainty lunch. Expressions of rest bade and the state a dainty lunch. Expressions of rest were made by Stake President William A. Hyde, Bisher Milo A. Hea-dricks, and others. Touching and first and first and first and first at the great and first and first and first and the interest manif-morning of Feb. 1, but the extrema cold lasted only about two days.
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PRESTON NOTES.

James H. Wallace of Rexburg spent

Monday and Tuesday in Preston. The Preston "Maroons" and the O. S. A. basket ball teams meet again next Friday night at the opera house. Each team has one game to its credit, conse-quently considerable interest attaches to the cambus constart to the coming contest.

to the coming contest. The city fathers are redeeming their ante-election promises, by spending several hundreds of dollars in street grading. Close to a hundred teams are hauling gravel and spread-ing the same upon Main and Center streets. W. F. Neeley of Whitney has locat

w, F. Kelley of Winney has located ed in Preston, Yesterday be bought from Casio & Alder the W. F. Pratt home on Third South and First East. The attendance at the Oneida Stake Academy last Monday morning at the Academy last Monday morning at the beginning of the second semester, taxed the academy's seating capacity to the utmost. This institution is fast forging to the front, and every Pres-tonite is a loyal supporter of the same. Prest. Jos. S. Geddes addressed the studeny body at chapel last Wednes-day. His subject was "Character."

BIG WATER SUIT ON IN CAREY-FAIR IS SUCCESS.

Special Correspondence. CAREY, Ida., Feb. 2.-The Young La-dies' Mutual Improvement association of this place, after working hard for four or five weeks preparing an association fair, brought it to a glorious sociation fair, brought it to a glorious consummation. The large Phippen hall was tastefully decorated and filled with home-made articles, small and large, of low and high value; some requiring much labor and skill. Many of the articles were sold privately and others auctioned off to the highest bidder. A shooting gallery, ice cream stand, stand for fruit and sweets, fish pond, fortune telling corner and others were also ar-

for fruit and sweets, is in poind, fortune telling corner and others were also ar-joyable dance followed. The referee in the big water suit now going on in this county has been hold-ing day and night sessions here for two days and night, taking testimony of the people who are parties to the

the people who are parties to the This is saving the expense of a number of witnesses having to go of the intr

large number of witnesses having to go to Hailey. Hawley & Puckett of Bolse were rep-resenting some of the water users, and Sullivan & Ruick of Halley others. Little Wood river has been conceded, for years, a lost stream, never flowing into Silver creek only in spring at high water season. Twenty dollars is de-manded of every person entering the suit to establish or re-establish their water rights. The expense of the canal company in this hearing is \$200. The coldest weather experienced this winter has prevailed for a few days past; the temperature has ranged from 10 to 22 degrees below zero. A hard wind blew all day last Thursday, drift-ing the roads up badly in some parts of the valley. valles

A great deal of sickness prevails here t present; one family, that of Mrs. arla Potter, is quarantined with Maria measles

Considerable interest is shown in has-ketball practise by the young people during this winter,