

Wednesday, Oct. 12, 1886

## FRAGMENTS.

BECKY WILEY, "shoplifting," or stealing goods from Z. C. M. I., was fined \$10 in the police court yesterday.

READ the advertisement of "Tuckfield's Stovepipe Anchor."

The quarterly meeting of the Firemen's M. A. Association will be held at the usual place, Thursday, Oct. 14th, at 7:30 p. m.

OLIE BESS was in the City Marshal's office yesterday afternoon, wearing a very black eye, the result of a fight in which he had engaged in a saloon near the D. & R. G. station.

JAMES W. DAVIS, a private of Company E, was picked up by the police last night, in a state of beastly intoxication. He was lodged in jail to sober up, and was this morning turned over to the officers at Fort Douglas.

The death of H. S. Dalton did not occur at the Deseret Hospital, as was reported in the testimony taken at the coroner's inquest. He was treated there for the broken arm, and was removed to his daughter's residence before his death.

MR. C. W. ROOD, prosecuting attorney of Gunnison, Cal., is in the city. The gentleman prosecuted the notorious case of the State vs. McLees, who was acquitted of the charge of murdering Hayes, and was subsequently lynched by a mob. Mr. Rood is here to see the country and take notes.

YESTERDAY, in the Thirteenth Ward Gertrude Carman, an eight-year-old daughter of Charles J. and Jerusha M. Carman, died of diphtheria. Dr. Ewing was the attending physician. The fatal character of the disease was not made known until several other children had been exposed to the contagion.

SEVERAL fallen women were before the police court yesterday for keeping and residing in houses of ill-fame. They pleaded guilty, and a fine of \$50 was imposed where it was the first offense. In instances where the accused had been punished for a similar offense on a prior occasion, the fine was \$100. In the case of Kate Flint, one of the keepers, who was fined a short time since, the additional punishment of 10 days' imprisonment was inflicted.

FRANK HOGAN was before Justice Pyper today on a charge of vagrancy. The defendant has spent considerable of his time recently in the city jail. He was first placed there for trespass, and was one of those who escaped for a short time, but was subsequently recaptured and served out an additional term for his attempt at regaining his freedom. He was released a few days ago, and claimed to be suffering from rheumatism, and returned to his old habit of begging. He was convicted today and sentenced to 30 days in jail.

## LOCAL NEWS.

Death of Young Beck.—A correspondent writing from Lehi on the 12th inst., gives us the following account of the fatal accident referred to in our issue of yesterday:

Editor Deseret News: Yesterday about 1 p. m. John Beck, the son of Mr. G. Beck, a lad 14 years of age, while out herding and hunting over the river Jordan, in company with some other boys, near the S. L. & W. R. R. and while passing near the railroad bridge making some remarks to his companions, let his gun slip from his hands down between the rails. The gun struck one of the ties and was discharged, the contents

PASSING INTO HIS BODY on his left side and coming out at the shoulder, passed into his head. He breathed about twice and died on the spot. His body was taken to his home by his companions and his parents sent for, who were in Salt Lake City at the time. They arrived during the night. An inquest was held by the Mayor and a jury in the absence of the Justice of the Peace, and the verdict given in accordance with the above facts.

He has worked for Mr. John Beck, at the Hot Springs, and was known to be a good and faithful boy. His death has caused great sorrow in the family and among his friends. His remains will be buried to-morrow.

Respectfully, J. K.

A Night in Prison.—At about 8 o'clock last evening a deputy marshal served a warrant of arrest on John W. Hoffman, at his home in the Twenty-first Ward, the charge being unlawful cohabitation. Of course it was too late for the transaction of any business in the Commissioner's court, and the defendant, who is a poor, feeble old man, was taken to the Penitentiary for the night. This forenoon he was brought before Commissioner McKay. Two ladies, his alleged wives, were also present, having been subpoenaed as witnesses. Mr. Moyle was present in behalf of the defense, but neither the District Attorney nor his assistant were on hand. The defendant desired to waive examination. To this the Commissioner partially assented, but he asked the younger of the two ladies, who gave her name as Martha Kersey, to be sworn. After taking the oath she stated, in answer to the Commissioner's questions, that she was married to the defendant thirteen years ago, had lived with him constantly for the last seven years, and that the other wife was his wife when she married him.

The defendant was required to give peace in the sum of \$300 each. Two friends of the defendant were present to act as bondsmen, but neither was acceptable to the Commissioner, and Mr. Hoffman started out in company with an officer to look for bondsmen.

Railroad Circular.—The General Freight Agent of the D. & R. G. W. has issued the following circular:

CIRCULAR NO. 33.

To Boarding Houses, Section Foremen and all others concerned:

In order to fully correct any impression to the contrary that may possibly exist, you are hereby informed that in the purchasing of your supplies you are at the fullest liberty to deal with any parties or firms that you may desire, acting with entire freedom in the matter, as this company has no interests or preferences whatever towards any particular dealer.

Freight rates to you will be the same without reference to the party with whom you trade.

J. H. BENNETT, General Freight Agent.

The occasion that has called forth this circular is indicated upon its face. Undoubtedly a wide-spread understanding that has heretofore prevailed among business men to the effect that favoritism was shown to certain shippers over the D. & R. G. W., has created a prejudice against the freight department of that road. It is gratifying to observe that the management of that department is determined to abolish favoritism and ringmen among shippers, and give to consumers along its line the same freight rates, regardless of the dealer they buy from. This circular has a healthy tone and has been favorably commented upon among the business men of this city. It looks like a move in the direction of reform.

## THE HARRIS CORPUS CASE.

JUDGE BOREMAN REFUSES TO DISCHARGE THE PETITIONERS, BUT DECLINES PASSING POSITIVELY ON THE POINTS.

At the conclusion of Judge McBride's argument yesterday afternoon, Mr. Moyle replied briefly, setting forth his points. Judge McBride followed in a few remarks, and Judge Boreman announced that he would render a decision at 10 o'clock this morning. Shortly after that hour, the defendants, with their attorney, appeared before Judge Boreman in chambers. The city was represented by Mr. Moyle. The Judge proceeded to give his ruling. Cited Sec. 1996, Compiled Laws, which is the same as the ordinance. The practice in a place where there was once a city attorney was void. Any other ruling would lead to confusion, as there cannot be two prosecutions for the same offense. But here the Legislature provided for the fines from such sources to be paid into the Territorial treasury; but it is not clear that it was intended to take away power entirely from the city government; the two laws can stand together.

As jurisdiction, notwithstanding the ordinance should be inserted, but whether it is absolutely necessary I would not like to say. It would prevent controversy if it were inserted, but I regard it as an irregularity not in itself vital. The police court, I think, has jurisdiction, notwithstanding the fact that no jury was had, because it could be had on appeal. The Supreme Court held that jurisdiction was not what was commonly held at the time of the passage of the Organic Act, it might properly have been enlarged since, and where the penalty was so small, what is there provided for it, in my opinion, at present, no excess of jurisdiction. The Legislature was authorized to grant it, and the defendants will therefore be discharged. I would not feel justified in discharging in the face of the statute, but would like to have these cases tried in the Supreme Court, and be settled there, so as to be conclusive.

The defendants were permitted to go, however, until Judge McBride decided upon what line of action he would pursue to get their cases before the Supreme Court, and they walked out of the court room as serenely as though they had never done anything wrong.

When the News went to press, nothing definite had been done. As the case, if appealed to the United States Supreme Court, cannot be heard for at least two years, perhaps much more, and the bond will be heavy, and the "soiled dove" cannot be relied upon for so lengthy a stay in our midst, to get bondsmen to risk their money on so uncertain a chance is as if the case of virtue vs. vice was likely to result in favor of the former. The case, therefore, will be entirely deprived of the right of purging itself of harlots and their henchmen.

Duff's Opera Company.—This talented organization opened a four nights' engagement at the Salt Lake Theatre last evening, presenting Gilbert & Sullivan's charming fairy opera, "Iolanthe." It was a crowded house that greeted them, and the performance in every way deserved it. Seldom has the equal of this company, in its line, been seen and heard here.

The three principal stars of the company, Miss Lillian Russell, Zelma Seguin and J. H. Seguin, whose name is a household word in operatic annals, and in no place has the lady more sincere admirers than in Salt Lake. She was a most queenly one of the fairies last evening, and her first appearance, no less than her superb vocalism, was loudly applauded. Lillian Russell was formerly seen here in "Dreams," a most delightful dream, truly, and the reminiscences she brought with her of Atherton, Kruger and Edouine were laden with fragrance. Her "Phyllis" was a charming impersonation, and her singing perfectly enchanting. Everything in which she bore a prominent part was encircled amid thunders of applause. Nothing elicited more enjoyment than Riley's "Lord Chancellor." Perhaps the best compliment that could be paid him is to say that in his rendition of the part, as well as his appearance, he resembles Grosmith, the original and inimitable "Lord Chancellor" of the Savoy Theatre, London, and is left but little behind of that great artist. He received the greatest demonstration of the night, after his long and rapid song in the second act, but refused to repeat it, and finally begged off in his natural way with a slight exhibition of an annoyance at the persistency of the captivated audience.

Messrs. Nash, Hilliard, Boudinot and Pugh, as "Arrarat," "Tolliver," "Private Willis," and "Stephon," respectively, all did excellent work; also Misses Jarreau, Cleveland, Nash, and Millard as fairies. The choruses were in the costume gorgeous, and the stage settings equally handsome. One distinctive feature of excellence about the whole was the beautiful vocalization of the performers; scarcely a word was lost either in dialogue or singing. To-night the "Mikado" will hold the boards and an excellent presentation may be looked for.

Remains Found.—On Monday last a man named Moore was hunting ducks along the south shore of the Lake, about eight miles from Gardfield, when he saw lying a short distance from the edge of the water, the remains of a human being. Without stopping to make a close examination of what he had discovered, Mr. Moore hastened to Tooele City and informed Sheriff McBride of what he had found. That officer went at once to the spot, took charge of the remains, and brought them to this city this afternoon.

It is supposed that the corpse is that of the merchant, J. D. Farmer, who is believed to have been drowned while bathing in the lake at Black Rock, August 6th, 1882. The skeleton is intact, much of the flesh still adhering to the bones. This is accounted for by the preservative character of the water of the lake. The height of the skeleton is about the same as that of the missing merchant, and a fragment of a bathing suit was found with the remains, this being a still further proof of identification. Some of the teeth of the corpse are filled with gold, and by this means it may be determined definitely whether or not the body of J. D. Farmer has been found. Mr. J. L. Whytock, who filed Mr. Farmer's teeth, will be able to identify his work.

So uncertain was the matter of his death at the time of his disappearance that considerable trouble was had about the payment of a heavy insurance upon his life, but the matter was finally settled between his estate and the insurance people by the former paying an indemnifying bond to the latter when part of the insurance was paid. His wife is now in New York City.

Third District Court.—Proceedings to-day: C. F. Dixon vs. W. F. Rose; motion to set aside default overruled. United States vs. H. S. Eldredge et al.; judgment for plaintiff; twenty days' stay allowed. Wm. E. Lunnos, guardian, vs. J. C. Conkling et al.; trial proceeded with; an open jury for ten additional jurors was issued to fill the panel.

## THE SUIT FOR BONDS.

THE DISPUTE IN THE EVIDENCE—WAS THE CLERK'S ENTRY FALSE?

In the Third District Court to-day, the suit of the United States vs. H. S. Eldredge and Francis Armstrong was taken up. Messrs. Young, Richards and Sheeks appearing for the defense, and Assistant District Attorney Varian for the plaintiff. The action is brought on two bonds of \$10,000 each required by Commissioner Critchlow for the appearance of President George Q. Cannon. The bonds were given under protest, the defendant claiming that the offense being segregated would render them invalid.

When the case was called to-day the defense raised the point that the law had not been complied with in filing the bonds; in fact that the forfeiture had been declared before the bonds were filed at all, and therefore the default was not good. The statute requiring that the papers in the case should be filed without delay, with the clerk of the court.

On this point Commissioner Critchlow was called and testified that the papers in the case, including the undertaking for bail, were in his possession until a few days before the case was called on, which was on August 2nd; he was sure they were not delivered more than ten days or two weeks prior to that time; they had never been filed with the clerk before then, and there was no filing endorsed on them; there could not have been any indorsement made on them unless they had been surreptitiously abstracted from the witness' office.

This testimony staggered Mr. Varian. The defense claimed that if the bonds were not in court when defendant was ordered to give them, they were invalid. The Court agreed with this view, and remarked, severely, that if a commissioner neglected to file the papers as required it would be a sufficient cause for his removal from office; such an oversight was a very serious thing where such a large amount was involved.

The original bonds were offered in evidence. They were endorsed "Filed March 20th, 1886." On one of them, however, "July 29th" had been written, and "March 20th" written over it. The forfeiture had been declared on March 20, and the bonds were given February 16. H. G. McMillan, deputy clerk of the court was called and testified that he had filed the bonds; he was satisfied he had them in his possession on March 20th, but had not filed them until afterward; he could not explain the erasure of "July 29th," received the bonds from Mr. Dickson, it might have been July 29th when he endorsed them, but was confident they were in his possession from March 20.

Commissioner Critchlow was recalled and said he could not remember when he gave the papers to Mr. Dickson. Mr. Young asked that the case be continued until District Attorney Dickson could be called as a witness as to when he received the papers. This was strenuously opposed by Mr. Varian, who wanted no further testimony on this point.

The court refused to postpone the case until Mr. Dickson's return, and accepted the fact of the clerk's assertion that he was confident they were in his possession since March 20th, notwithstanding Commissioner Critchlow's testimony as to when he gave them to Mr. Dickson, and judgment was given for the plaintiff. A stay of twenty days was allowed pending a motion for a new trial.

Improvement Meetings.—Last evening the Mutual Improvement Association of the Ninth Ward met and elected the following officers: President, L. O. Tait; counselors, J. W. West, A. T. West; secretary, Miss Edie Webb; assistant secretary, H. J. Smith, Jr.; program committee, Miss Belle Gerrard, Miss Harriet Woods, Miss Brown, Geo. W. Clark, Hyrum Cass; choir leader, G. W. Clark; organist, Miss Clara White. The Sixth Ward Y. M. C. A. also convened last evening, and held the annual election, resulting in the choice of the following officers: President, A. Reiser; counselors, N. T. West, F. M. Anderson; secretary and treasurer, E. J. Eardley; assistant secretary and librarian, James M. Fullmer; program committee, James Anderson, J. M. Fullmer, Joseph A. Battle, H. H. Evans, J. H. Anderson.

The Associations in the Sixth and Ninth Wards held meetings on Tuesday evenings, commencing at 7:30. At 7:30 o'clock this (Wednesday) evening, the Twenty-first Ward association will meet, the principal business to be transacted being the election of a board of officers to serve for the ensuing year.

A Heavy Suit for Damages.—In July, 1885, a two-year-old child of W. E. Lunnos lost an arm under the following circumstances: The parents were living a short distance south of the Utah Central depot, and the child and their residence was the sampling mill of J. C. Conkling & Co. The child was playing on the track in front of its home, when some workmen in the employ of Conkling & Co., not noticing it, allowed a car to roll down upon it, inflicting a injury that resulted in the loss of its arm. The father has sued Conkling & Co. for 40,000 damages, and the case was on trial in the Third District Court to-day.

## AMUSEMENTS.

SALT LAKE THEATRE.

ENORMOUS SUCCESS!

ENTHUSIASTIC RECEPTION!

J. C. Duff Comic Opera Company,

ENLARGED ORCHESTRA, F. L. HILLEN,

DIRECTOR.

TO-NIGHT (WEDNESDAY)—"The Mikado," with its gorgeous costumes, elaborate effects and perfect ensemble.

[NOTE.—In consequence of the elaborate effects, an intermission of 20 minutes will be necessary between the first and second acts.]

THURSDAY, OCT. 14.—First performance here of Suppe's Oriental Operatic Spectacle, "A TRIP TO AFRICA."

FRIDAY, in response to a general request, and for the last time,

"IOLANTHE."

Box Prices \$1.25, \$1.00, 50 and 25 cents. No extra charge for reserved seats.

WANTED.

A YOUNG MAN, FAMILIAR WITH

keeping Wholesale Notion Stock

Address, P. O. Box 445, Salt Lake City.

Before Putting Up Your

Stoves, Get

"Tuckfield's Stovepipe Anchor,"

TO SECURE THE STOVEPIPE.

No more falling pipes! Unmistakable

One of Utah's latest and best inventions.

Simple, Cheap, Effective. Will give satisfaction wherever used.

Wm. E. Lunnos, guardian, vs. J. C. Conkling et al.; trial proceeded with; an open jury for ten additional jurors was issued to fill the panel.

A 2-year-old stallion, trotting stock. A 5-year-old mare, wagon and harness. Will also be in harness mutton, beef or milk cows. Apply to JAMES WILLIAMSON, 501 South, First West St.

2000 Fine acclimated, Merino sheep for sale. For particulars address A. A. DARR, Almo, Cassia Co., Idaho.

FREE DRAWING. C. J. Gustavson's drawing takes place on the 15th inst.

HOT FROM THE LOOMS!

500 Pairs New Blankets.

100 Shawls.

100 Indian Blankets.

100 Pcs. Dress Flannels.

50 Pcs. Linsey Sheet.

100 Dozen Ladies' Wool Stockings.

100 Dozen Men's Socks.

And other New Home Made from the Provo Mills, Wholesale or Retail, by

JNO. C. CUTLER & BRO.

Agents,

No. 36 MAIN STREET, Salt Lake City.

200 BUSHELS OF WHEAT

Wanted for Harness and Saddles at C. J. Gustavson's.

COAL! COAL!

J. C. and H. Watson have opened their Coal office in Godbe Pitts & Co's.

Drug Store, where they are prepared to fill orders for coal, coke, wood, Pleasant Valley, Rock Springs, Red Canyon and Hard Coals at lowest market prices. Produce taken in exchange. No. 67 E. Third South Street, half block east of Methodist Church.

Telephone No. 133.

AT A. J. Peterson's.

The only Norwegian dealer in Salt Lake City, is the only place in town where you can get the genuine Norway and Holland herring, Norway anchovies and split codfish. A full assortment of first-class groceries at lowest prices. Produce taken in exchange. No. 67 E. Third South Street, half block east of Methodist Church.

SCHOOL BOOKS

AT PARRY & CO'S.

COAL! COAL! COAL!

Weber, Rock Springs, Pleasant Valley and Red Canyon—All the Coals sold in the Salt Lake market. Our Weber No. 1 celebrated Grass Creek coals and we are mining better coal than ever before. No other Weber brought to this market for groups with it. All our coals are nicely screened and cleaned.

Coal Packed in Union Pacific Railway Company.

Office, Wasatch Corner.

A Good Nurse.

Should not hesitate to wait upon those ill with such diseases as Smallpox, Cholera or Scarlet Fever. There is little to be feared by persons waiting on the sick if they will use Duff's Prophylactic Fluid freely. In sick-room, on the patient's bed, on the table, on the saucer, and the patient sponged off with the fluid diluted. For safety, cleanliness and comfort in the sick-room the fluid is indispensable.

A CAR LOAD

OF CHEAP BEDROOM

SUITES, as low as \$25.00 a set, and other goods in proportion. Call and see them at

DINWOODEY'S.

New Carpets from 25 cents per yard

Curtains and Portieres.

AT AUERBACH'S.

Deserving of Confidence.—There is no article which so richly deserves the entire confidence of the community as BROWN'S BRONCHIAL TROCHES.

Those suffering from Asthmatic and Spasmodic Coughs and Colds, should try them. Price 25 cts.

DISEASE IMPOSSIBLE.

Yas, utterly "impossible" on all malarial poisons are driven out of the system, leaving the blood new, rich, and pure. No pills for cramps, colic, cholera, or rheumatism, when all blood has been eradicated by the use of

BROWN'S MARIAPARILLA.

and Dandelion with Iodide of Potassium. Thousands of witnesses, among them the Druggists and Physicians, testify to the wonderful cures wrought by

BROWN'S MARIAPARILLA.

all diseases of the Blood, Liver, and Kidneys. Use only the BEST Medicines.

The Nudobakers' Branch

Have just received a car load of the Morrison Steel, Hand and Sulky Plows, also Water Steel, Hand and Sulky Plows, also South Bend Chilled Plows, Harrows, Hay Rakes.

We have also secured the agency for the celebrated Vaseline Standard Wagon and Carriage Grease. This condensed and strictly Pure Petroleum Jelly possesses all the Lubricating, Softening, Preservative and healing properties of the other well known lubricating grades, differing from them only in melting point as it is many degrees higher.

For Carriage and Light Wagon Axles, the high melting point guarantees clean hubs in any climate and prevents waste from dripping by the action of heat, and will not travel like Castor oil, or liquid oils, thus preventing injury to the underside of the axle at the point of contact or grit.

For all kinds of Agricultural Implements it is the most powerful and satisfactory lubricant known.

For Leather and Enamelled goods, it is softening and preservative, resisting the effects of rain, cold, or animal salts when applied upon a clean and dry surface.

For Stoves, Burns, Scalds and Chapped Hands it is cooling and curative.

As a Roof Ointment it has a widely established reputation.

For tick in sheep it is a perfect remedy, destroying the grub without injuring the fleece.

Put up in 1 lb. tins only, each bearing our trade mark and signature of the Inventor.

By the Globe Lubricating Co., N. Y., for Studabaker Bros. Manufacturing Co., wholesale agents, Salt Lake City, Utah.

Bucklin's Arnica Salve.

The Best Salve in the world for Cuts, Bruises, Sores, Ulcers, Salt Rheum, Fever Bites, Tetter, Chapped Hands, Chilblains, Corns, and all Skin Eruptions, and positively cures Piles, or no pay required. It is guaranteed to give perfect satisfaction, or money refunded. Price 25 cents per box.

FOR SALE at Z. C. M. I. Drug Store.

Good Results in Every Case.

D. D. Bradford, wholesale paper dealer of Chattanooga, Tenn., writes that he was seriously afflicted with a severe rheumatism of the back, and had tried many remedies without benefit. Being induced to try Dr. King's Discovery for Consumption, and he so was cured by its use in a few bottles. Since which time he has used it in his family for all Coughs and Colds, with best results. This is the experience of thousands whose lives have been saved by this Wonderful Discovery.

Trial Bottles Free at Z. C. M. I. Drug Store.

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