

G. S. KIMBALL MAY EXAMINE BOOKS

Granted Permission by Judge Armstrong to Investigate Continental and Western.

WRIT OF MANDAMUS ISSUED

Declares Two Companies Are Practically Owned by Same Parties Who Desire to Transfer Securities.

George S. Kimball was granted permission by Judge Armstrong, who issued a peremptory writ of mandamus, this morning to examine the books of the Continental Life Insurance company and the Western Securities company. Kimball is a stockholder in both companies and under the order will be allowed to employ an attorney and stenographer to assist him in his work. On account of the defense made by the companies that he wanted to ascertain the number of policies issued by the company and the names of the persons insured for the benefit of the West Coast Insurance company of which he is also a stockholder, Kimball waived the right to examine these books.

The suit to secure the writ was filed about two months ago. Kimball declared that the two companies which are practically owned by W. S. McCormick, John Derr, H. C. Edwards, W. V. Rice and W. H. Cunningham intended to transfer some securities from one company to the other to cover up an indebtedness and he wanted to examine the books before the transaction was made. The officers of the company denied him this privilege.

TWO INTERLOCUTORY DECREES.

Judge Morse hears Sleeth and Cunningham cases Saturday.

Albert G. Sleeth was granted an interlocutory decree of divorce from Mrs. Florence M. Sleeth on the ground of cruelty by Judge Morse Saturday afternoon. One occasion, he testified, she had attacked him with a butcher knife, wounding him in the shoulder and cutting his clothes in several places. She charged him with being unfaithful to her and otherwise mistreated him by humiliating him in public. They were married here Sept. 21, 1906, and have no children.

Charles S. Cunningham was granted a similar decree from Mrs. Agnes Shelton Wing Cunningham on the ground of desertion. They were married in Raymond, Canada on Aug. 1, 1907. The desertion occurred here on April 1, 1907. There is one child, Ilene Frances Cunningham, but no disposition of her custody was made.

FOR FALSE ARREST.

James T. Oswald Says He Was Damaged to the Extent of \$10,000.

James T. Oswald filed suit in the Third district court Saturday against Deputy Sheriff B. H. Seager, Sheriff Joseph C. Sharp and his bondsmen, to recover \$10,000 for alleged false imprisonment. Oswald was arrested on May 15 on the charge of fighting and was charged two days later in court. Oswald declares in his complaint that Seager used violence in taking him to jail. His feelings were also lacerated, he says, by being placed in a cell with thieves and vagrants. His standing was injured, he alleges, and he was kept away from his business and his family for two days.

COURT NOTES.

The United States district court adjourned today, June 1. The course was rendered necessary owing to the enforced absence of Judge Marshall in Oklahoma.

Thomas Meehan & Sons brought suit in the Third district court this morning against the Pioneer Nurseries company to recover \$500.47 on a bill of goods delivered on Dec. 19, 1907. It is alleged in the complaint that no part of the bill has been paid.

The final arguments in the case of the Grand Central Mining company against the Mammoth Mining company was made before the supreme court this morning, and the case was submitted. The suit has been in the courts in one phase or another for the last 10 years.

Mrs. Mary A. Varley, wife of the late William Varley, who contested the appointment of his son, John Varley, as administrator, succeeded in qualifying this morning in Judge Lewis' court, and her appointment was made. She showed that Varley had secured a promissory note with C. E. Varley, a brother, for money borrowed from their father. This disqualified Varley as administrator.

RECEPTION FOR J. W. FOLK.

An informal reception will be given to ex-Gov. Folk of Missouri at the close of his lecture tonight by the Women's Democratic club. The affair will take place at the Commercial club, and a cordial invitation is extended to the public to be present.

Prevention Better Than Cure

Give your skin a little attention now, you may save yourself considerable trouble later.

COLD CREAM,
25c a box.
CREAM LOTION,
25c a bottle.



The Pure Drug Dispensary
112-114
South Main Street.

EX-GOVERNOR FOLK OF MISSOURI HERE

Former Gov. Folk of Missouri arrived in the city on the noon train today from California. He will deliver his lecture tonight in the Barratt hall and from here he will go to Grand Junction, and thence to Colorado Springs, in both of which places he will also lecture. He will then go straight to St. Louis.

"I have very distinct recollections," said Mr. Folk this afternoon, "of my last visit to Salt Lake City. That was four years ago next September. Since that time there has been a great change all over the country in the way people look upon grafters and crime of all sorts. Now people everywhere are fighting the graffer wherever he shows his head. A few years ago the people felt that all they could do was to bear his iniquity in silence. I look upon this change as being a most healthy sign, and the future in this direction is much more encouraging than it has ever been."

No man in our late public life has done more to further the ends of good government than Governor Folk. From his advent into politics, his state began to work out a great revolution in its affairs.

As circuit attorney of St. Louis, he exposed official corruption, prosecuted the corruptists, and started a wave which aroused public conscience.

When he became a candidate for governor, he announced the doctrine now known as the "Missouri idea," that citizenship in a free country implies a civic obligation to enforce the performance of every public trust, that bribery is treason and the givers and takers are the traitors of the state, that laws are made to be enforced, and that officials should no more embezzle public power than public money.

As governor he put an end to hoodlums in legislative affairs, abolished an exorbitant fee system, put the race-track syndicate out of business, eliminated graft in the state institutions, took the police department out of politics, closed the gambling dives in the large cities, exterminated the wine rooms, and enforced the Sunday closing law.

After one legislature has passed many good measures, and another had failed so to do, he reconvened the latter and succeeded in getting acts passed on public utilities, removing officials who refused to enforce the laws, prohibiting brewers from owning saloons, a fellow servant law, one prohibiting child labor, and others of equal import and brought about a veritable "reign of law."

These are just a few things one good governor of a great state has done in a very few years.

BUSINESS NOTES

Today's local bank clearings amounted to \$1,208,230.55, as compared with \$941,352.38 for the corresponding day of last year.

The contract for the five-story office building to be built in Main street, just north of the Boston building, by the Salisbury company, has been let to the Whitely-Steen company of New York. The price is not stated. The bid of the eastern company is said to include everything. The building is to be perfectly fireproof. R. Ketting is the architect.

mittes of the Utah Hotel company was held on Saturday afternoon, at which it was decided to call for bids for the removal of all the old buildings and the wall on the hotel site, at the corner of Main and South Temple streets. Those desiring to send in bids for this work are requested to confer with Joseph Geoghegan, secretary of the board. The executive committee consists of John R. Winder, George Romney, D. C. Jackson, C. W. Nibley and Joseph Geoghegan.

The committee has also done some work towards deciding on the kind of building that will be built. It will be either nine or 10 stories, and contain at least 400 rooms, exclusive of the ground floors which will consist of stores in addition to the hotel offices.

KIMBALL PRAISES UTAH DELEGATION

Senators Smoot and Sutherland, Congressman Howell and Frank Pierce Admired.

THEIR POWER IS VERY GREAT

In All Official Circles They Are Recognized as Men of Worth and as Men Who Do Things.

"In my opinion, Utah was never more ably represented in the Congress of the United States than she is right today," said Joseph Kimball this morning. Mr. Kimball has just returned from a six weeks' trip to Washington and New York, where he went on business and pleasure combined. He was accompanied by Mrs. Kimball, and together they visited all the points of interest in the east, from Washington to Niagara Falls. They remained for a week or more at the national capital, and Mr. Kimball was escorted through the departments and met President Taft, Speaker Cannon and Secretary Ballinger and Assistant Secretary Frank Pierce of the interior department, and many others.

"Mr. Pierce is the right man in the right place," said Mr. Kimball. "He is recognized among the best men at the capital as a capable official and has the respect and confidence of all. In fact, I never met a finer set of men, from the president down. They do not seem to act as though they owned the government, but that they are the servants of the people and are there to carry on the government for the people."

President Taft is a big man in every way. He is greatly interested in western affairs, and if possible will attend the Grand Army encampment at Salt Lake this summer.

Speaker Cannon is the best cartooned man in the United States. He looks just like his pictures, but when you come to know the man, you recognize that wonderful magnanimity which is the key to his success.

SENATOR SMOOT ADMIRER.

"I wish to say that Senator Smoot is admired by every man of any breadth and depth in the senate of the United States. He is the best of the best. He is in the senate by his ability and devotion to his duty, and he is a really capable man, who is not afraid to stand up for his convictions in the face of opposition. Senator Sutherland is also a power in the senate, as is Representative Howell in the house. I am proud of Utah's delegation in the national Congress, even though their political affiliations are different from my own. Partisanship should not be so narrow but that merit should be recognized wherever met."

"One of the most delightful experiences of our trip was the visit we paid to the birthplace of my mother, Presenda Lathrop Huntington, at the old town of Watertown, New York. The old homestead still remains the same, while many of the Huntington family are living at and near the old place."

"The old place is situated within 10 miles of Sackett's harbor, and by grandfather was stationed at the harbor at the time of the battle of the British. My mother often told me of her remembrance of the bombardment. My grandfather was one of those who assisted in laying the great cable across the Hudson river, to keep the British ships out of New York harbor during the revolution. A piece of that cable is now on exhibition in New York City."

"During my stay in New York I met most of the 'Mormon' colony there, and they are all well and prospering. I also met some of the finest business men in the country, and I was deeply impressed by the methods of doing business adopted in the financial center of the continent. There was a marked difference in the atmosphere of Washington, where a man is judged by his political influence, and in that of New York, where he is judged by his financial standing. We enjoyed the trip very much," concluded Mr. Kimball, "but we are very glad to be at home again."

PROCLAIMS FLAG DAY

Governor Urges Citizens to Remember June 14, 1820th Anniversary of The Stars and Stripes.

Governor Spry today issued the following proclamation making Monday, June 14, Flag Day in the State of Utah, this being the one hundred and thirty-second anniversary of the adoption of the Stars and Stripes as the flag of the United States: The proclamation reads: "Monday, June 14, 1909, being the one hundred and thirty-second anniversary of the adoption of the Stars and Stripes as the flag of the United States, I, the Governor of Utah, do recommend the observance of that day as Flag Day, and urge every public officer, every teacher of the youth of our state, and the editors of all newspapers, to call public attention to that day, and to provide for public exercises and general celebration of the day, throughout the State of Utah by a proper display of the flag."

"In testimony thereof, I have hereunto set my hand and caused to be affixed the great seal of the State of Utah."

(Signed) WILLIAM SPRY.

AMUSEMENTS

Theater—The theater will be dark until Thursday, when Ethel Barrymore in her successful comedy, "Lady Frederick," will appear for three nights and Saturday matinee.

Orpheum—One of the strongest bills of the season is the promise for the last week at the Orpheum, which closes for the season Saturday night.

Colonial—Ralph Stuart, supported by Mary Hall and associate players, will present all this week with the usual matinee the new and original play, "At the Rainbow's End."

Grand—L. Vidar, hypnotist, and Madeline L. France, billed "Queen of Seers," are the attraction at the Grand this week.

STANFORD VS UTAH.

Provo, May 26th. Low rates on Salt Lake Route. All stations, Payson to Salt Lake City.

COAST SHIPPERS AGAINST RATES

San Francisco Jobbers to Make Vigorous Protest to Commission.

OBJECT TO SPOKANE DECISION

Claim Made That Commensurate Reduction Should be Given to Pacific Ocean Points.

San Francisco, May 24.—San Francisco will be represented at a hearing of the interstate commerce commission in Washington, D. C., on June 9, by William Wheeler, manager of the traffic bureau of the Merchants' Exchange, who will enter vigorous protest against the rates proposed by the Hill and Harriman lines as a result of the decision in the Spokane case, recently promulgated. Information relative to the proposed tariff is contained in a telegram received by Mr. Wheeler from Interstate Commerce Commissioner Franklin K. Lane, who also has notified shipping associations in other western seaboard cities. According to the statements made by Mr. Wheeler, the rates tend to favor St. Paul, Chicago, Omaha, St. Louis and other eastern terminals of western roads. Mr. Wheeler, commenting on one clause of the tariff, says:

"This principle would be destructive to the prosperity of every Pacific coast seaport and to the business of the west, much as it would destroy the advantages of a seaboard location when applied to eastbound shipments covering all Pacific coast products and manufactures."

WANT REDUCTION, TOO.

It is charged that the carriers, taking advantage of the Spokane decision, are about to declare a reduction in rates from St. Paul and Chicago to Spokane without a specific commensurate reduction from Seattle to Spokane. If the right to make this change be upheld, the representatives of the shippers complain, similar action might be taken with regard to Reno, Las Vegas, Albuquerque, Tucson, Boise, Yuma and other points in a position to claim the benefit of a location adjacent to western seaports. Mr. Wheeler affirms that the distribution of San Francisco, for instance, would be limited to territory west of the Sierra Nevada.

In a lengthy review of the new tariff, Mr. Wheeler undertakes to point out that Atlantic seaboard cities also will suffer loss in traffic because of benefits accruing to middle west centers. Its whole effect, he complains, is effective to meet and finally destroy competition by water from the Atlantic seaboard to Seattle and thence to Spokane by rail.

MAY ABANDON TUNNEL.

Engineers Believe That Tennessee Pass Tunnel Cannot be Repaired.

Leadville, Colo., May 23.—Those in charge of the work at the Tennessee Pass tunnel on the Denver & Rio Grande take a very discouraging view of the possibilities of ever being able to move the immense mass of debris that has accumulated as a result of the recent cave-in. There is a large force at work but practically no progress is being made in clearing the tunnel as fast as it can be taken out.

Chief Engineer Rickard and a corps of assistants were working night and day, but it is believed that the tunnel will eventually have to be abandoned. The towns in the Eagle river valley are seriously handicapped by the suspension of traffic, and plans are being discussed of rerouting the road over the old right of way over the pass.

NEW BURLINGTON CARS.

Latest Thing in Line of Observation Cars Put on Denver Trains.

On the new Burlington through trains between Chicago and Denver, put on May 23, the new lounging observation cars will be installed about June 10. These cars will be attached to trains No. 1 and 6, and are entirely different from any observation car in use over the country, and are the handsomest cars in the railroad service. The principal division of space is the women's observation parlor, and the men's club room. The club room is shut off by an ornamental glass partition, which forms an alcove alongside the car. The club room, or buffet, is fitted with a lounging couch in one end, and a bulkhead of seats for card players around the room are Spanish leather chairs, tables, etc. The buffet is finished in imported English oak, and the windows are of ornamental glass. Between the buffet and the women's parlor is a writing room, with semi-partitions to secure privacy. This room is fitted with bookcases, writing desks, cases for stationery, and is finished in Cuban mahogany. The observation parlor has seats for 24 people, it is full width, and is the principal room in the car. This parlor is also finished in Cuban mahogany of exquisite design. The ladies' and men's parlor is a feature of these observation cars is the observation platform itself, which is

seven feet long, and is enclosed in plate glass. The windows are arranged to let down into the railing of the platform so as to be concealed in pleasant weather, but during storms or cold weather this glass enclosure is a protection, and this observation end can be turned into a most attractive sun parlor. The doors in the observation end are of solid statuary bronze and plate glass.

Well traveled people will recognize in these cars the advances indicated in the car builders' science. This is about the last improvement that can be made in the furnishing and equipment of the Burlington's Chicago-Denver trains No. 1 and 6 unless to make them strictly limited trains, and the business hardly warrants that yet.

STANFORD VS UTAH.

Provo, May 26th. Low rates on Salt Lake Route. All stations, Payson to Salt Lake City.

LATE LOCALS.

Hunt's Condition Improved.—Word from the Groves L. D. S. hospital states that Assistant General Manager R. E. Hunt of the Utah Light & Railway company is in good condition after the ordeal through which he passed yesterday, and it is believed that he will recover.

Simon Bamberger Improving.—Simon Bamberger, who has been confined to his home for the past two weeks as the result of a nervous affection, due to too close application to business is said to be improving, though it is likely that he will not appear at the office for at least two weeks more.

Change in Officers.—Elmer Johnson was made second assistant superintendent of the Second ward Sunday school yesterday morning, in the place of Dan Swenson, who was honorably released. Archie Gusworth was also made secretary of the school in place of Rulon Haack, who is going on a mission.

Young Family Association.—A business meeting of the Young Family association will be held Tuesday evening, May 25, at 8 o'clock, at the residence of Mrs. M. Y. Douglal, 49 north State street. All interested are invited to attend.

Children Give Exercises.—A very

unique service was held last evening in the Seventeenth ward, where about 50 children of the religion classes, took up the time. After singing and praying by the little folks, three of their number gave the history of the religion class movement. They were followed by two more children who conducted a class in approved style. Five girls then repeated the six-stanza poem on the Fifth wheel. The exercises are said to have been a revelation to all present of the effective work now being done with the children by the religion classes.

Inquiry For Relatives.—An inquiry comes from England regarding the present location of Robert and Margaret Bradshaw, and their children Edward, Jessie, Elizabeth and Harriett Bradshaw. Hannah Bradshaw Davis makes the inquiry through Elder Joseph F. Evans of 26 Everton street, Swinton, near Manchester, England. They also desire to know the whereabouts of Andrew Wall, who emigrated from Farnworth, Lancashire, and Thomas, James and John Stone. Those having knowledge of the location of any of these people would confer a favor by writing to Elder Evans at the above address.

FROST PROMISED.

Weather Bureau Predicts More Showers Followed by Cold Snap.

FUNERAL NOTICE.

The funeral services over the remains of the late Emanuel Peter Pedersen, aged 35 years, native of Denmark, will be held at 2 o'clock in the First ward meetinghouse. Friends are invited.

PETERSEN.—At county infirmary, May 22, 1909. Emanuel Peter Pedersen; born in Denmark, Oct. 23, 1873.

R. E. Evans, Florist, 20 S. Main St. Floral designs a specialty. Phone 961.

The Enjoyment

contained in a box of Startups! Fruited Bitter Sweet chocolates, as compared with ordinary chocolates, is as 1 to 100. 25c to 80c the box everywhere.

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

be held Tuesday, at 2 p. m. from the funeral chapel of Joseph William Taylor, 21 south West Temple street. Friends are invited to attend. Interment in city cemetery.

DIED.

ALLCOCK.—At 67 Green street, May 22, 1909, of general debility, Emma Allcock; born Nov. 23, 1843, in Derby, England. Wife of John Allcock, a member of No. 1 ward, L. O. O. F. The funeral services will be held Wednesday at 2 p. m. from the Twenty-fourth ward chapel. Friends are invited to attend and the casket will be opened at the family residence on day of funeral from 12 to 1:30 p. m. Interment in city cemetery. Miss Jennia Star, please copy.

SULLIVAN.—Yesterday morning, at Eureka, Dennis Sullivan, aged 44 years. Funeral will take place at Eureka, Tuesday, May 25, at 2 p. m. Interment in Eureka cemetery. Friends invited.

HOLGATE.—At 45 north First West street, May 22, 1909, of heart disease, Amelia Holgate; born Aug. 24, 1844, in England. The funeral services were held Sunday, at 4 p. m. from the Seventeenth ward chapel.

RASMUSSEN.—At residence, 745 south Ninth East, Joseph Veronick, daughter of Niels Rasmussen and Christine Thorp, May 22, 1909; born Dec. 18, 1888. Funeral will be held Tuesday afternoon at 2 o'clock in the First ward meetinghouse. Friends are invited.

PETERSEN.—At county infirmary, May 22, 1909. Emanuel Peter Pedersen; born in Denmark, Oct. 23, 1873.

R. E. Evans, Florist, 20 S. Main St. Floral designs a specialty. Phone 961.

Union Dental Co.

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

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

The Charlton Shop

OUTFITTERS TO WOMEN

GREAT REDUCTION SALES

SUITS	LINEN WAISTS
1-2 Price	1-2 Price
White Serge Suits	Lingerie Waists
1-3 Off	1-2 Price
Striped Serge Suits	250 Silk Dresses
1-2 Price	1-2 Price
Petticoats	Dress Skirts
1-3 Off	EXCEPT LINEN
House Dresses	Hosiery
1-3 Off	1-3 Off

Owing to the extremely low prices we are now turning our goods—this sale is strictly cash.

NO APPROVALS NO EXCHANGES ALTERATIONS EXTRA

The Charlton Shop
122 Main Street

Melby's

Dress Hats

Just thirty beautiful, exquisite models reduced
One-Fourth to One-Half Off

The thirty hats have been selected from our superb stock for just one day's selling at this sharply reduced price. If they are not sold Monday the price goes back to its original figure. The beautiful creations are the smartest and newest effects of the season. Stunning fancy hats with alpacas and plumes, pretty flower hats, smart tailored effects in splendid new Gainsboroughs. All are here and all marked for this one day's selling at one-quarter to one-half off.

Furs Stored for the Summer Months

ONLY FIVE DAYS MORE!

OUR TIME IS SHORT, WE VACATE MAY 31ST.

GREAT SLICING OF PRICES

25c Rubber Collars	5c
6c Suspenders	15c
35c Fancy Hose	19c
50c Hose, 3 wear	25c
25c Neck wear	19c
50c and 75c neckwear	39c
15c Handkerchiefs	25c
4 for 75c Work Shirts	45c
15c Undershirts	65c
75c Belts	39c
50c Black Sateen Shirts	69c
75c Caps	39c
25 Boston	19c
75c Carriers	19c
Half Price	
White Deeply Cut Prices	
75c Boys' Knee Pants	39c
Etc., Etc., Etc.	

Men's & Young Men's New Spring Suits

Smart, Refined, Durable, of Beautiful Design and Correct in Every Way.

\$10 Suits at	\$5.75	\$22 Suits at	\$11.50
\$12 Suits at	\$6.75	\$25 Suits at	\$13.50
\$15 Suits at	\$8.50	\$28 Suits at	\$14.75
\$18 Suits at	\$9.75	\$30 Suits at	\$16.75
\$20 Suits at	\$10.50	\$35 Suits at	\$19.75

A \$25.00 CASH PRIZE.

Every purchaser of a Man's Suit is entitled to one guess. The guess nearest to the correct length of string in a jar in our show window, will win a cash prize of \$25.00. Should there be more than one winning guess, prize to be equally divided.

BARTON & CO.
45 TO 47 MAIN STREET.

Boys' School Suits.

Durable, stylish and all sizes to choose from.	
\$2.50 Suits	\$1.35
3.00 Suits	\$1.65
3.50 Suits	\$1.95
4.00 Suits	\$2.35
4.50 Suits	\$2.65
5.00 Suits	\$2.95
5.50 Suits	\$3.45
6.00 Suits	\$3.95

MEN'S HATS

\$2.50 and \$3.00 Values at \$1.35

A \$10.00 Cash Prize. Every purchaser of a Boys' Suit is entitled to one guess. The guess nearest to the correct number of Beans in a jar in our show window, will win a cash prize of \$10.00. Should there be more than one winning guess, prize to be equally divided.