## WITNESS VOTED FOR "TWO BUCKS."

Some Very Damaging Evidence in The Ogden Judgeship Contest.

#### THE CASE DRACGING ALONG.

Testimony Given to Corroborate the Claims of the Man Who Voted For "Buck" Money.

(Special to the "News.")

Ogden, Feb. 14.-The first witness called this morning in the election contest case was Daniel Lindsay, who testified that on election day he met C. B. McNell on Twenty-fourth street, near the Republican Workingmen's headquarters. Lindsay was in company with Frank Farley. When McNeil approached them and asked if they had voted yet, to which Lindsay replied, "No," McNeil accompanied them to the Republican Workingmen's club room, where the three of them had a couple of drinks together. McNeil said, "If you vote, there are a couple of bucks in it; you are to vote for the judge."

But McNeil did not explain what judge he meant, though Lindsay understood that the meaning of a couple of bucks was \$2. In company with Mc-Neil he and Farley went down the street and had another drink. McNeil put the mee in the carriage, and with them went to the Fifteenth district, where he supposed Farley voted. They were then driven to the Ninth district where Linius voted, but upon being usked for whom he voted for judge he declined to answer, and it was undecided in the mind of the court after the testimony which had been entered the testimony which had been effected tending to show that he had been bribed whether he should be compelled to answer the question. The court held, however, that the vote was illegal and instructed the witness to answer.

Judge Maginnic for the contested

asked permission to cross-question wit-ness before he gave his answer, and drew from him that he was on the way to vote when accosted by McNeil, and that he did not vote in direct consideration of the "\$2 or two bucks,"

MONEY WAS FOR VOTE.

Judge Powers for the contestant then continued the direct examination, and witness testified that McNeil said that the money was for the vote he "sent us for." and said "you go to Will Howell and he will pay you." Accordingly he went to Howell's store one morning about 10 o'clock and saw Will Howell said the him. ing about 10 o'clock and saw Will How-eft abut the \$2, and Hwell said to him call around again about 5 in the evening, which he did. A slip of paper was handed him to sign, which was a receipt for \$2. Will Howell and Reese Howell, father of the judge, gave witness 75 cents, making the \$2. Witness testified that he voted the Republican ticket straight, which had the name of J. A. Howell on it for district judge he supposed.

CORROBORATING TESTIMONY. Frank Farley was next called, and corroborated Lindsay's testimony with reference to the meeting of McNeil, the conversation that had taken place and their going to the various districts to vote, but he did not vote at the Fifteenth district at that time, as they supposed he did, as he had previously world during the day. He testified that supposed he did, as he had previously voted during the day. He testified that he did not receive any money for his and was not asked as to whom he voted for,

WHAT MRS. POOLE SAYS.

WHAT MRS. POOLE SAYS.

Mrs. Isabeli Pool testified she was employed by Will Howeli to work for the election of Judge Howell. When she arrived at this point in her testimony, Judge Maginnis for the contestee objected to the contestant showing through this witness or any other witness the agency of Will Howell for his brother—Judge Howell. The court sustained the objection at this time in order that the contestant may this afternoon argue this point and present authorities to sustain his contention. Judge Powers stated that they proposed to show stated that they proposed to show through this witness and others that they were employed by Will Howell to work for Judge Howell's election, and were paid money for their work.

ABOUT "FIXING" IT.

ABOUT "FIXING" IT.

Attorney J. G. Skeen was called and testified that he had known Judge Howell for about three years; that in July last he visited him at his office relative to Mr. Howll's candidacy to the district judgehip. Judge Howell gave him to understand that he was a candidate for the office and said, "I was just thinking that this would be a good position for you," meaning the municipal judgeship, which position Mr. Howell then occupied, and suggested that Mr. Skeen get out and help elect him and he would use his influence for the appointment of Skeen to the municipal judgeship. Mr. Skeen suggested that Mayor Glasmann had the appointive power to that office, to which Judge Howell replied, "I can get that fixed."

Witness testified that he did not support Howell and did not try for the nunicipal judgeship, but had he done so he would have had a perfect right to have demanded Howell's assistance for his appointment to the municipal

#### CONSIGNED TO THE GRAVE.

#### Impressive Services Over the Remains Of Mrs. Mary M. D. Kimball.

The old Kimball homestead on east North Temple street was crowded yesterday with sorrowing relatives and friends, who met to pay their last tribute of respect to Mrs. Mary M. Davenport Kimball, who had for half a century resided there, and whose earthly remains were about to be consigned to the grave. The casket was covered with a profusion of flowers and the services were solemn and impressive to a marked desired.

marked degree, Elder J. Golden Kimball presided and offered the opening prayer, and the benediction was pronounced by William

Burton. Bishop Orson F. Whitney, a nephew Bishop Orson F. Whitney, a nephew by marriage of the deceased, was the only speaker. He spoke in his char-acteristic, tender and sympathetic way, and at times some of those present were moved to tears. The Bishop traced the life of Mrs. Kimball from the time of her birth at Parma, New York, Feb. 27, 1826, through the days of migration with her parents, first to the state of Kentucky, then as "Mormon" convert with her parents, first to the state of Kentucky, then as "Mormon" convert to the ill-frated city of Nauvoo, where in 1844 she was married to William H. Kimball. The journey westward was rehearsed, and the speaker told in touching lan-

guage some of the early trials and pri-

vations through which she passed, jointly with her fellow pioneers.

The family of the deceased had lived near that of the speaker's father, and many reminiscences were related to show the uprightness of the departed women's life. Honest and virtuous herself, she had carefully guarded the honor of her children. Though she had somewhat changed her religious convictions since coming to Utah, she still maintained implicit faith in God and in His Son Jesus Christ as the Savior of the world. She had once remarked, "If Mormonism is true, I have never done anything that would shut me out from its blessings."

The basis of Bishop Whitney's remarks was the Fatherhood of God and the brotherhood of mun, and his discourse was replete with charity and love for all mankind.

ove for all mankind.

A quartet from the Eighteenth ward choir rendered several selections. The grave was dedicated by Bishop Whit-

#### RETURNS A BENEDICT.

Postmaster A. L. Thomas Brings His Bride Home From Eastern Trip.

Postmaster and Mrs. A. L. Thomas returned this morning from their eastern trip, and are at the home at B and Second streets. The postmaster is in the hands of his friends today, in the matter of congratulation over his re-appearance as a benedict. When asked about his Washington experience, he said it was true neither he nor Senator-elect Sutherland were called to the witelect Sutherland were called to the witness stand, somewhat to their surprise.
But Chairman Burrows was anxious
to close the hearing; particularly as
Judge Tayler had to get away, and
the time for closing arguments was at
hand. Postmaster Thomas stated his
belief that Senator Smoot would retain
his seat, though just when the report
of the committee of investigation would
be presented seemed at present inpresented seemed at present in-

Senator-elect Sutherland's credentials were presented to the senate by Senator Smoot, and filed with the clerk of the senate: but the new senator will not be sworn in until March 4. Postmaster Thomas went to Boston, but not on mining business, as was asserted, and found business conditions lively all through the east. He found a big mail awaiting him on his return home, and is in consequence quite a busy man himself today.

#### Y. M. C. A. FUNCTION.

Invitations Are Out to the Initial Entertainment in New Building.

Secy. Cox of the Y. M. C. A. has sent out 1,100 invitations to friends of the association to be present at the initial function of the Y. M. C. A. to be held in the gymnasium on the evening of the 18th inst. It is not to be any evening dress affair, and guests are ex-pected to wear their business clothes. The immediate occasion of the event is to start and organize the athletic work to be taken up by the association, and to launch it into active operation. The principal speaker of the evening will be Mr. A. H. Whitford, general secretary of the Buffalo, N. Y., association, who is due in this city Friday evening.

The committee of arrangements is the gymnasium equipment committee, and includes Dr. C. G. Plummer, J. F. Grant, W. E. Stimson, Horace H. Smith, E. A. Eberhardt, Arthur W. Gates, R. K. Cobb, Frank K. Poe, Dr. Woeley, Davis A. J. Domison, Walter Wesley Davis, A. L. Dennison, Walter H. Dayton, J. Herman Johnson, J. L. Priest, Sidney M. Bamberger, R. D.

#### SCHOOL ATTENDANCE.

County Superintendent Reports Returns From Thirty-Two Districts.

County Supt. of Schools Smith has compiled the following report of attendance in the county schools for week ending Feb. 10, 1905:

District.	rolled	ent.
21, West Jordan	226	209
22, Draper	224	- 207
23, Union	206	154
24, Murray	204	180
25, Murray		523
26, Murray	77	68
27, East Jordan		287
28, Big Cottonwood	219	197
29, Sugar	428	338
30, Mill Creek	120	106
31, Mill Creek		179
32, Brighton	38	32
33, East Mill Creek		91
34, Herriman		64
35, South Jordan	139	123
36, Mill Creek	216	194
38, Taylorsville		-152
39, Mill Creek	115	107
40, Farmers		574
41, Sandy		367
42. Granite		43
44. Elverton		111
46, Granger	73	65
47, Pleasant Green		83
48, North Point		11
50, Hunter		72
55, Mountain Dell		8
59, Granger		-7.3
61, Bluff Dale	****** 70	69
64, South Taylorsville		95
65, Bingham		95
67, Crescent		88
Samuel Company of the	Accomplished the Parket of the	

#### LATE LOCALS.

Today's local bank clearings amounted to \$471,518.48, as against \$409,943.75 for the same day last year.

The Tabernacie choir will meet as an entirety on Thursday evening. T will be no Friday evening practise, Mrs. W. H. Folland was operated upon yesterday at the Groves L. D. S, hospital for appendicitis. The operation

President J. E. Cosgriff of the Com-mercial National bank and his sister, Miss Cosgriff, left this afternoon, on a three weeks' trip to California.

was successful.

Parties from Los Angeles report that the river there is for the first time in its history what may be really called a river, and of water there is no end.

Secy. T. B. Beatty of the state board of health will go to Farmington Satur-day morning, to lecture before the local teachers on hygiene as related to

Building operations have not ceased at Fort Douglas during the winter, and work on the superstructures of the new barracks building and guard house vill begin as early next month as I

The fire department was called out this morning at 9:15 to the Scott-Stre-vell building. The alarm was over the 'phone and both departments responded,

#### Constipation, Headache, Billousness, Heartburn,

Indigestion, Dizziness,

Indicate that your liver is out of order. The best medicine to rouse the liver and cure all these ills, is found in

### lood's Pills

25 cents. Sold by all medicine dealers.

#### Five Reasons Why You Should ALWAYS ASK Your Grocer For THREE CROWN PRODUCTS.

1. They are absolutely pure. 2. They are of the highest qualityequal to any similar products produced

3. They will yield you the best results in your cooking-will meet your highest expectations.

4. They are UTAH PRODUCTS.

5. They are produced in a clean, healthful, up-to-date factory, by strong, healthful, well-paid persons, who are thorough, competent and skilled in their work-hence you get the best that science, skill and money can produce, and in every can of Three Crown Baking Powder or Spices, and in every bottle of Three Crown Extracts, is a goodly abundance of that cheerfulness and sunshine that pervades every department of our factory.

## HEWLETT BROS. CO.

When they arrived on the scene there was no fire in evidence.

The students of the L. D. S. univer The students of the L. D. S. univer-sity will visit the local government weather station tomorrow, and Section Director Hyatt will explain the scien-tific aspects of weather observation, and the methods of the service gener-

The valuable English field spaniel 'Fido," belonging to Postmaster A. L.
Thomas, died yesterday afternoon, of
pneumonia, despite the efforts of several doctors to save it. The animal was 9 years old, and was registered both in England and in this country. Its value was \$500.

Manager C. O. Harris of the Indepen Manager C. O. Harris of the Independent Telephone company was at the weather office today, arranging with Section Director Hyatt for sending daily weather reports over the lines of the company. These reports will be furnished free to the various local volunteer observers, and to all the sub-surface of the company. scribers of the company. C. F. Carlson returned this morning.

range for a concert next Sunday after noon at 3 p. m., to be given by Anthony E. Carlson, the basso, who will be assisted by Squire Coop, pianist, and Willard Weihe violinist. The program has been made up especially with view to the character of the day.

Antoinette B. Kinney and the Bank of Commerce filed suit in the district court today against the Continental Mines & Smelting corporation to quiet title to the area in conflict between the Brooklyn mine, owned by plaintiffs, and the Harrison and Harrison No. and the Harrison and Harrison No. 2 lode claims owned by defendants, located in the Big Cottonwood district. Oliver Moody filed suit for divorce

in the district court today against Etta Moody on the ground of cruelty. They were married in Fay, Ney., on Nov. 30, were married in Fay, Nev., on Nov. 39, 1900, and it is alleged that defendant has on various occasions called plaintiff vile and abusive names and has also used vile language towards his mother. On three occasions he alleges that she threatened to kill him.

The second platoon of Battery A, National Guard, under Lieut, Worthen, won the gun dismounting contest last evening, an entire gun outfit being evening, an entire gin outfit being dismounted in I minute and 24 seconds. Gen. Park was the judge. Adjt.-Gen. Bowman, and several members of the governor's staff were present to witness the contest. The artillerymen at their next meeting Monday evening, will restate the next meeting words artillery regulations. view the new artillery regulations.

The annual meeting of the stockhold-The annual meeting of the stockholders of the Consolidated Wagon and Machine company was held yesterday afternoon. The reports of the president and secretary recited a successful experience for the year just past, and predicted a successful business for the current year. The meeting was very short as there were no elections to be held, the articles of incorporation providing five years of official life for the directors.

The postoffice was loaded down today, with valentines innumerable, and the letter carriers were bowed down under the weight of their valentine loads just as though it was Christmas holidays. The general opinion of both dealers and the general opinion of both dealers and letter carriers is that hever before in the history of this city was the custom of sending valentines so extensively observed. The counters of dealers about town, today, look as though a storm had swept over them.

The weather today is moderating, and the temperature is steadily rising. The cold wave is evidently passing away, but to the north and east it still hangs on. At Grand Junction yesterday, the mercury fell to 14 below zero, and at mercury fell to 14 below zero, and at Phoenix it fell to 28, or four degrees be-low freezing, and at Yuma the ther-mometer was 38. Huron was the cold-est place on the map yesterday, 30 be-low zero, and St. Louis and Kansas Sity are still stiff in the grasp of the

At a meeting of the One Hundred and Tenth quorum of Seventy, held last night in the Fifth ward assembly rooms, Elders James M. Fullmer and Thomas Brimley were sustained as members of the Council to succeed Elmembers of the Council to succeed Elders Archibald Freebairn and Hugh Watson, transferred to other quorums. The meeting was addressed by Elder Joseph W. McMurrin of the First Council of Seventy, who discussed the duties of a Seventy in an intensely interesting manner. esting manner,

Jack Sharp returned this morning from a trip to Goldfield. He says the country is taken up for a radius of 20 miles at least, and what prospecting is being done within that limit, is with a view to bonding and leasing. Prospectors are scattered out in the regions beyond but their presents are upperpectors are scattered out in the regions beyond, but their prospects are uncer-tain. Tonopah has become a settled and permanent camp, and is destined to become a second Comstock, being a silver camp, while Goldfield is a gold proposition. Mr. Sharp is enthusiastic over the general outlook for Nevada.

TO CURE & COLD IN ONE DAY Take Laxative Bromo Quinine Tablets Druggists refund money if it falls to cure. E. W. Grove's signature is on box. 25c.

#### PERSONALS

Banker F. E. McGurrin arrived home this afternoon, from the frozen, Siberlan

Harold Pembroke left for the north this morning on a mining and engineer-ing trip for one week.

George Savage has gone east to be absent a month, purchasing for the Christmas trade of the current year, Judge Morris L. Ritchie, one of the judges of the Third district court, went to Toosle this morning, to be gone for two or three days. He was accom-

panied by Edward Garnett, official sten-

#### HOUSE TO VISIT SENATORS FAVOR WIPING OUT DEFICIT

Pass Bill Calling for Appropriation to Utah Fair Commission of \$7.500.

#### DON'T LIKE HOUSE TACTICS.

Claim That "Explosion" in House Was Only Result and Not Cause of Shortage Discovery.

Tiring at what are considered dilawhich still awaits acceptance by the house. The passing of the measure carries with it the moral support of the senate to the investigating committee, and to Senator Johnson, treasurer of

and to Senator Johnson, treasurer of the commission.

The bill is S. B. 7, introduced originally by Johnson, and referred to the committee on appropriations, of which Williams is chairman. Senator Bennion of the committee brought the bill up today, recommending its passage, with the sum of \$7,500 substituted for \$10,000, the amount originally requested. Senators today discussed the situation in the house, before the session began, and were not complimentary in their estimates of the good it has accomplished, or the spirit of fear that a "nügger" is in the commission woodple, that seems to pervade the house

p le, that seems to pervade the house members. Yesterday Representative Harry Joseph was in the senate for an Harry Joseph was in the senate for an hour, collecting data for more talk in the house, in reply to Johnson's explanation of Friday. He made the assertion that credit was due the backers of the investigation for unearthing or "digging up," as he expressed it, the \$4,000 on hand now above what was on hand Jan. 1, 1905.

This statement Senator Johnson em-

This statement Senator Johnson em-phatically denies, and says that no credit whatever is due the investigators for unearthing one cent. The cesses of the commission's checking, he declares, and was on hand before a word was ever said about investiga-tions, and before, in fact, the Legislature had ever convened.

NEW BILLS.

There was a run of new bills, eight

There was a run of new bills, eight of them coming in.

S. B. 68, by Johnson, prevents the carrying of concealed weapons, of any kind in Utah. It is similar to measures in force in nearly every other state.

S. B. 69, by Hollingsworth is on the vexed subjects of stray animals. It provides that a majority of the taxpayers of any county may petition for a permit to turn stock loose and fence the lands, the stock in such cases to be exempt from sale or empounding as xempt from sale or empounding as

S. B. 70, by Hollingsworth, exempts wages carned out of the state and pay-able out of the state from garnishment except where defendant is served per-

sonally.

S. B. 71 by Hollingsworth amends the section relating to the fiscal year, changing its date of beginning from Jan. 1, to Dec. 1.

S. B. 72, by Hollingsworth, relates to tax laws, and the time when the tax law becomes negative.

lien becomes operative. S. B. 73, by Hollingsworth, provides a form of service for printed sum-

#### MORE NEW BILLS.

S. B. 74, by Rasband, provides for an inspector of mettaliferous mines, and makes provisions for the safety and health of men employed in them.
S. B. 75, by Bennion, amends the law relating to taxes and the manner of service and publication of assessments on corrections. ments on corporations.

S. B. 76, by Bamberger, permits the garnishing and attachment of the wages

and salaries of all public officials.

S. B. 77, by Lawrence, fixes the date of municipal elections, and provides for biennial city elections, beginning No-

vember, 1905.
S. B. 78, by Lawrence, is a companion megaure, reducing the city council of cities of the first class to five members, with a salary of \$1,500 ouch.
A petition was receil I from Weber county, asking for amendments to the wild game law. It was presented by Senator Hollingsworth.
The committee on public institutions

Senator Hollingsworth.

The committee on public institutions reported on Hollingsworth's bill No. 42, providing for appropriations for the Portland fair. The bill was amended to make the governor instead of the state board of examiners the proper authority to file vouchers with.

#### MRS. KATE EDWARDS. Is Calmer and Nerving Herself

For Her Execution. Reading, Pa., Feb. 14.-Mrs. Kate Ed. Reading, Pa., Feb, 14.—Mrs. Kate Edwards today is more composed than at any time in two weeks and it is believed that she is nerving herself for her execution on Thursday. Today she wares with a firm step from her cell to the office in the jail, where she met her lawyers for the preparation of her affidavits to be presented to the board of pardons tomorrow. Sheriff Sassaman has made every preparation for the execution and in the event of an unfavorable decision from Harrisburg the erection of the scaffold will be commenced.

Mrs. Edwards and Greason will be Mrs. Edwards and Greason will be hanged at the same time.
Greason is almost dumbfounded. He has confidently expected a new trial and his uitimate freedom and he apparently can scarcely realize his terrible situation.

Mrs. Edwards has given up all hope, and has selected the text for her fundered.

#### Same Thing in Missouri.

Jefferson City, Mo., Feb. 14.—The twen-ty-second bullot today falled to materially change the deadlock over the selection of a United States senator, The vote was: Neidringhaus, 63; Cockrell, 63; Kerens, 11; Petujohn, 2; Pinkelenberg, 1; Clark, 1.

#### Irish Nationalist Campaign.

Lond. Feb. 14.—At a meeting of Irish Nationalists in the committee room of the house of commons today, presided over by John Redmend, it was decided to at once comence an active campaign and move amendments to the address in reply to the speech from the throne on the subjects of home rule. Catholic universities and the Irish land act.

# PROVO ON FRIDAY.

Vote of the Members Decided the Matter That Way This Afternoon.

#### TO ABOLISH DISTRICT ATTYS.

Bill For That Purpose Introduced-Joseph To Come Forward With Lewis Clark Measures.

Acting on an invitation from Dr. M. tory and inflammatory tactics on the H. Hardy, medical superintendent of the part of the house, the senate today ex- | mental hospital at Provo, the house this pressed its disapproval of any attempt afternoon decided to visit that instituto discredit the report of the investi- tion on Friday next. The house also gating committee of the St. Louis fair | decided to send a special committee on a commission by passing, under suspen- tour of inspection to the University sion of the rules, a bill to appropriate | branch normal at Cedar City. This money to cover the deficit. The meas- committee to be named by the speaker ure calls for \$7,500, the amount asked and to leave at a time suitable for a for by the committee in its report, proper inspection of conditions at that institution.

#### COMMITTEE REPORTS.

The committee on public health recommended the passage with amendments of H. B. 128 by Dean, in relation to befouling waters; also the nonpassage of H. B. 112 by Mr. Dean providing for labels on all bottles of pro-

prietary medicines.

A majority of the committee on peni-A majority of the committee on penitentiary and prison recommended the passage of H. B. 95 by Edward, relating to the state board of corrections; Mr. Wilson, a member of the committee, submitted a minority report, recommending that the bill do not pass. The committee on enrollment and engressing reported favorably the following: H. B. 21 by Kinney, relating to judges acting as attorneys; H. B. 12, by Kuchler, providing to whom process

by Kuchler, providing to whom process shall come from municipal courts: H. B. 68 by Kinney, relating to motions and orders; H. B. 69 by Kinney, relat-

and orders; H. B. 95 by Kinney, relating to preparation, settlement and signing bills of exceptions.

The committee of judiciary recommended the passage of H. B. 89 by Kinney, entitled. "An act for the enforce? ment of judgments in counties other than the one in which the same was entered;" also the non-passage of H. B. 58 by Kinney by request relating to B. 58 by Kinney, by request, relating to the per diem and mileage of witnesses in the district court or before a grand

RESOLUTION OF SYMPATHY.

The following resolution of condolence to Representatic Thompson on the death of his 10-year-old son, was pre-sented by a special committee, consist-ing of Representatives Wilson, Simons and Cottam:

"Whereas, The house of representa-tives has learned with profound sor-row of the death of Rulon S. Thompson, the bright and beloved son of our re-spected colleague, Representative Orvil

L. Thompson;
"Therefore be it, Resolved, that the sincerest sympathy of the house of representatives be tendered to Representative Thompson and members of his family in their sore affliction.
"And he it further Resolved that a "And be it further, Resolved that a copy of this resolution be spread upon the minutes of the house, and that a copy be engrossed and presented to Representative Thompson."

VALE DISTRICT ATTORNEYS.

Representative Miller introduced in the house this afternoon a bill seeking to abolish the office of district attortion abolish the criminal prosecuto abolish the office of district attorney, and bringing the criminal prosecutions of the state under the supervision of the attorney-general. The bill provides for the appointment of three deputy attorney-generals, whose salaries shall not exceed \$2,000 per annum each. As the seven district attorneys now receive an aggregate of \$18,000 a year, or \$36,000 for each blennial period, it will be seen that the saving to the state will amount to quite a handsome sum annually. Besides, Mr. Miller contends that it will minimize difficulty in the matter of prosecutions and make the record of such cases vastly more complete than it has ever been.

LEWIS & CLARK BILL.

#### LEWIS & CLARK BILL

Representative Joseph is preparing Representative Joseph is preparing a bill appropriating the sum of \$29,000 for a state exhibit at the Lewis & Clark Exposition, and placing certain restrictions on the commission, so as to prevent a recurrence of the reported World's fair scandal,

#### FOR THIRD READING.

The bills scheduled for third reading this afternoon were as follows: House bills. Nos. 65, 3, 59, 73, 127, 74, 62, 45, 113 and 138, and senate bills Nos, 17, 29, 40 and 46. H. B. 3 provides for the examination of private banks and is tkely to provoke considerable discus-

#### SHEEP BILL PASSED.

Sen. Clegg's Measure Had Hard Sledding Through the Senate.

The new sheep bill passed the senate yesterday after a tedious attempt to amend it in every possible way, almost every senator except Loose taking a crack at some point of grammar or punctuation. Upon a final vote it passed unanimously. The new measure repeals the present law, and does away with a sheep inspector, substituting a board of three sheep commissioners who shall receive the same pay as the who shall receive the same pay as the

who shalf receive the same pay as the inspector formerly received.

The opposition to the bill was led by Callister, backed by cattlemen from his section, who sat near him during the debate. Earlier in the day a protracted committee session had attempted to straighten out differences of opined to straighten out differences of opinion. It was attended by many stockmen, among them being O. P. Hatch and Stern Hatch, of the Deseret Live Stock association; W. D. Candland of Sampete; J. Oxtier of Nephi, and Ed Callister of Salt Lake. The final agreement was that the bill best conserved the interests of the cattle and sheep men at large over the state, and that it could not be amended to advantage.

The famous land board bill of Senator Walton came forth from the com-

The famous land board bill of Sena-tor Walton came forth from the com-mitter room, weak and feeble from much amputation. The old partisan clause was there, however, and when the bill is read for the third time to-day it is expected that Senator Bamber-ger will still further disturb the re-mains by attempting to chop off the partisan feature. One new clause in the bill makes the \$300,000 bond for the secretary to be secured from a surety company, instead from bondsmen ap-

company, instead from hondsmen ap-proved by the governor.

The judiciary committee's substitute bill No. 57 for that of Hollingsworth on the subject of county boundaries, was passed by a unanimous vote. It au-thorized the state board of examiners to order surveys made to establish boundary lines now in dispute, or that may be reported by county commission-

ner had the only one to be recorded. It provides greater punishment for the crime of fornication Senator Williams introduced a me-morial to Congress asking for more laws against adulterated food.

#### SIDELIGHTS ON SENATORS.

Senator Walton received a postal card today, addressed to "State Senator Walton or Marks."

Senator Gardner is leading a forlorn hope 'against Walton's land board measure. He wants only three commissioners instead of five.

Senator Lewis is still absent on his visit abroad. An extension on his traveling privileges may soon be made, as his 10 days are about gone.

Senators were busy this morning reading the report of Adjutant General C. S. Burton of the National Guard for 1903 and 1904. The printed document was distributed to them yesterday. Docket Clerk Bachman is the subject

of many complimentary remarks on the way he attends to the duties of his of-fice. The question of inefficient offi-cers does not seem to have troubled the

"The curse of economy is what Bamberger says the State University is suffering from. He thinks the time is ripe for individual citizens as well as the Legislature to do big things for the University in making it in fact the center of the state's educational institutions. A visitor at the senate today in reply to a question of how he liked the Legislature said that he would tell as

to the senate, and as to individual members of the house, but as to the house collectively, well he absolutely couldn't and wouldn't express him-On the back was fastened a cartoon, representing a blind-folded investigator, saying. "I don't see a thing," while the grafters laughed in the background. Walton smiled as he looked at it. He doesn't seem to be much bothered at the steam heated discussions of the house on the committee's report.

#### LEGISLATIVE GOSSIP.

house on the committee's report.

Reports of the state boards of dental examiners, medical examiners and pharmacy were on the desks of the legislators today; likewise the report of the adultant expectations. of the adjutant general.

## SULLIVAN-HEARST EPISODE IS AIRED,

Washington, Feb. 14.-The Sullivan-Hearst episode had another airing in the house today, when Mr. Sullivan again, rising to a question of personal privilege, declared that on yesterday Mr. Hearst had ignored his offer to make a statement concerning his connection with the homicide to which Mr. Hearst alluded.

Mr. Sullivan admitted it to be true that on Nov. 24, 1885, his father, Eugene J. Sullivan, and himself were convicted of manslaughter in the superior court of Middlesex county, Mass.

of Middlesex county, Mass.

Mr. Suilivan explained that while his father was conducting a ucensed hotel in Boston he was attacked by a drunken man. He (Suilivan), then 17 years old, went to the rescue of his father. The man was knocked down and struck his head against the curbstone, became unconscious and never recovered. His father was sentenced to three years imprisonment. Suilivan was held to be only technically guilty and was neither imprisoned nor fined. His father was pardoned after serving a year er was pardoned after serving a year

having admitted that he was not even morally guilty.

morally guilty.

"I am constrained to say, however," said Mr. Suilivan, "that if my father were now alive and he were to be attacked in my presence I would come again to his defense." All the facts, he said, were fully published in all the newspapers in the city of Boston at the time, and were before his constituents when he was elected to the Massachusetts senate in 1900 and 1901, and to the Congress of the United States in 1902 and 1904, "and it was not," he said, in conclusion, "until 20 years after that alleged offense that any individual was found who felt that it was necessary or proper to allude to the circumstances of the case,"

the case." Mr. Sullivan received foud applause from both sides of the chamber when he declared that he walked out of court a free man and had not been impris-oned a day nor fined a cent. The ap-plause broke out afresh when he de-clared that under similar circumstances

if his father were alive he would go to his defense. He took his seat amid renewed applause, several members going to his seat and shaking his hand. When Mr. Sullivan concluded his Republican colleague. Mr. Gardner, feelingly spoke of his intimate association with Mr. Sullivan in the Massachusetts senate. He testified to Mr. Sullivan's worth as a man, and said amid great applause that "there is no man in Massachusetts today for whom I personally swould sooner lay down my life and say that the man is honest and above reproach, than Mr. Sullivan."

After Mr. Shober (N. Y.), also rising to a question of personal privilege, had expressed the prouf feeling of those who have advocated the principles advanced by Mr. Hearst, Mr. Hemenway (Ind.) reported the sundry civil appropriation bill and immediately thereafter the naval appropriation bill was taken up with an understanding that eight hours shall be devoted to general debate and that the house shall convene at 11 a. m. each day while the bill is under consideration.

Mr. Foss (III.), chairman of the committee on naval affairs, explained the bill saying among other things, that the amount carried by it, \$190,070,90, was moderate in consideration of all the circumstances which the committee had before it.

#### DAILY GRAIN LETTER.

Messra. Logan-Bryan of Chicago James A. Pollock & Co., over then private wire, on the grain and provision situation, as follows:

Chlcago, Feb. 14.-Wheat-Broomhall

cables Liverpool, prices higher on fears of crop damage in India. Minneapolis stocks decreased 500,000 for half week stocks decreased 500,000 for half week and that point reports were good demand for No. 1 and No. 2 Northern, with a little better inquiry for the best of the rejected stuff. They report flour shipments for three days 104,245. Today's market was strong from the opening, and while ruling nervous, at no time did it hesitate or show the slightest tendency to weaken. The action of the market would indicate that at least a portion of the large short interest has awakened to the fact that the daily improvement in the statistical podaily improvement in the statistical po-sition of wheat is rapidly undermining their position and gally adding strength to the speculative side of the market. There is very little evidence that the commanding interest is doing snything. Kentucky Wesleyan College.

Winchester, Ky., Feb. 14.—The Kentucky Wesleyan college, the official school of the Methodist Episcopal church South, burned today, causing a loss of about \$75,000.

Inay be reported by county collimission—to the speculative side of the market. There is very little evidence that the commanding interest is doing enything. At the close tonight, the market is less than a cent away from the ligh price mittee to which it had been referred, and as amended was passed.

Of new bills introduced Senator Gard-

which can but stimulate the cash damand and bring about depleting stocks. To us the situation looks extremely hazardous for the short interest.

Corn—Short covering, induced by strength in wheat, added matertally in advancing corn prices today. There is no denying the fact taht the speculative situation in this market showed decided improvement, with the short interest large and more than even on the defensive. The cash demand, however, seems as slow as ever. All things considered the action of the market is very satisfactory and the sustained improvement thus far seems to hold out promise of a better market.

Oats—Strength in this market is, fluenced altogether by the action of corn, which induced moderate shout covering and a little increase in our side demand. The visible supply decreases slowly and we feel this is the one factor counting against improvement. The action of the market is strong, and we rather look to see it develop into a fairly good trading afair.

Provisions—Aside for

evelop into a fairly good trading af-Provisions—Aside from a firm ten the action of other pits apparently had little affect on prices. All things considered, the best we can hope for at the moment is a scalping market.

#### NEW YORK CLOSING STORYS

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International Paper
National Biscuit
National Lead

United States Steel ... United States Steel pfd Western Union FOR RENT. 11% BLOCKS NORTH OF TEMPLE, coms, water in K., electric lights, \$25.55. Salt, 29 Grape St.

#### LOST.

STRAYED FROM 150 JEREMY ST ear-old bay mare, branded W G t shoulder. Leave information at E. lding, 53 West First South 8. ESTRAY NOTICE.

y mare, about 8 years anded on left thigh I tref mare, about t light 850, white face it, no brand visible. S sen, Poundkeeper of First Precinct Bell Phone 1867-Z.

#### PROBATE AND GUARDIANSHIP NOTICES.

Consult County Clerk or respective sign-ers for further information.

NOTICE TO CREDITORS.—ESTATE of Samuel L. Sprague, Deceased, Cresitors will present claims with vouchers to the undersigned at the office of G. H. Backman, 32 South East Temple Street. Sait Lake City, Utah, on or before the 15th day of December, A. D. 18%.

LINZI E. SPRAGUS,
Executor of the Estate of Samuel L. Sprague, Deceased,
Date of first publication, Feb. 14, A. D. 1905.

G. H. Backman, Attorney for Executor. G. H. Backman, Attorney for Excession.

In the Third Judicial District Court, in and for Salt Lake County, Siste of Utah, Department No. 1. In the matter of the estate of David Fullmer, Notice. The petition of David Fullmer, Praying for the admission to probate of a certain document, purporting to be the last Will and Testament of David Fullmer, deceased, and for the granting of Letters of Administration, with Will annexed to David Fullmer, has been set for hearing on Saturday, the 25th day of February, A. D. 1905, at 10 o'clock & m. at the County Court House, in the Court Room of sald Court, Salt Lake City, Salt Lake County, Utah.

Witness the Clerk of said Court with the county of this lith day of

ty. Utah.
Witness the Clerk of said Court with
the seal thereof affixed, this lith day of
February, A. D. 1995.
(Seal) J. U. SLLDREDGE, JR., Clerk,
By W. H. Farnsworth, Deputy Clerk,
Cannon, Irvine & Snow, Attorneys for
Petitioner.



The J. G. McDonald Candy Co, are the sole manufacturers of WHIPPED CREAM CHOCOco. are the sole manner.

of WHIPPED CREAM CHOCO-LATES and propose to protect the public against imitations. We are also the originators of Opera Bar, Za Za Bar, Sapho Bar, Chocolato Foam Nut Nuggetts, and Druggist Stick. On some of these articles we have been copied and the public deceived, but as yet there is no imitation on our WHIPPED CREAM CHOCO-LATES. We take this opportunity of advising you that McDonald's is the original, and we will protect our interests against infringers.

. G. McDonald Candy Co.

