

**MORE WITNESSES  
WERE "EXCUSED"**  
Government Officials Did Not  
Care to Hear Their  
Testimony.  
SUMS PAID FOR RICH LAND.

Alleged That Numerous Stenographers,  
Clerks and Girls Received \$50  
Each for Signing Papers.

At yesterday afternoon's session of the interstate commerce commission investigation some more witnesses were excused at the expressed desire of the U. S. attorney. As was the case with U. S. Williams, general manager of the Utah Fuel company, the testimony of John J. Judson, the local druggist, Wilford Moyle and Samuel E. Sudber, was not required. The three last named are alleged to have been mixed up in the local land scandals of Utah, up in fact, it is intimated that they were active in securing "straw men," and girls, to sign their names to divers papers which were sent to the Utah Fuel company valuable lands they had never owned.

RECEIVED \$50 EACH.  
For this little amount of money, numerous stenographers, clerks and girls were paid the sum of \$50 each, much to the stimulation of trade and the circulation of cash. The big boom in military in Salt Lake four or five years ago is now explained.

In connection with the statement of Counsel Allison for the Utah Fuel company to the effect that the chairman of the interstate commerce commission had had a conversation with the President of the company, the Denver & Rio Grande and had told him that he wanted Capt. W. P. Colton, cashier of the Rio Grande, to testify, Mr. Judson was not employed by the Rio Grande, but Mr. Williams knew that Mr. Colton would know. Commissioner Clark made the statement for the benefit of the state, and the examination of Prof. Jones who was on the stand at the adjournment for lunch, proved to be both tedious and tedious, and upon the examination of Mr. Judson, Commissioner Clark sustained the objection on the grounds of waste of time.

**THE POWDER TRENCH.**

David Thomas, county attorney for Utah county, was next called. He told how in 1901-2 he was superintendent of the Spring Valley coal mine in Utah county, where oil was discovered. The property was not developed. He said that Mr. Forbes of the land department endeavored to get the land under the placer act and endeavored to get the California Consolidated Oil company on the ground. The United Pacific caused a tunnel to be erected around the oil discovery. This fence was destroyed and well boring machinery hauled to the scene. Then it was that the tunnel was filled with powder. Later on instructions from D. A. McAllister, the tunnel was blown up and access to the property for vehicles was blocked. When Mr. Forbes came and conducted an investigation, the oil company abandoned their project. The railroad company agreed to clean out the tunnel and ascertain what was in it. The company found water and gas. Mr. Thomas—Wasn't it abandoned because of the seepage of oil and the formation of gas was so that it could not be worked?

Mr. Thomas—No, there were other reasons for it being abandoned, but it was a gaseous mine. "Was not the oil seepage so great that it made it almost impossible to build a tunnel?" was asked. "There was gas in the tunnel and there were also oil seepage. Oil wells were sunk in that immediate vicinity, and in a majority of them oil was found."

**SPAUDLING TESTIFIES.**  
P. W. Spaulding, an attorney at London, was the next witness. It will be recalled that at the former investigation held here Mr. Spaulding proved a very unwilling witness. This time he told how he made some easy money by making a cash coal entry in the Evanston district. The money was furnished by D. O. Clark or Geo. Black. The amount he received was about \$1,100.

"What was your profit in that transaction?" asked counsel. "Two hundred dollars."

"Who paid you this profit?" "Either Mr. Clark or Mr. Black. I am not certain which. He thought that he received the figure and he inquired of Mr. Black whether he was the owner of the coal company would buy the land, and Mr. Black said he would. He stated that no star chamber session with regard to any protest was ever held in his office. He was slow to answer the questions and evaded some of them, and Mr. Thomas stated that the witness was tending to the commission. The witness continuing, said he never heard of George Black coming to Evanston with a number of men as witnesses in a protest proceeding."

"What matter was it that you were referring to when you came down this afternoon with Mr. Spence?" "Coming down today I asked Mr. Spence what I was here for and he told me that I was simply here to corroborate the testimony given yesterday at a meeting in his office. He was an understanding that if you took up this land and turned it over to the Utah Fuel company you would receive a profit."

**STANDARD OIL COMPANY.**  
Alexander Nesbitt of Evanston was called and he had testified that the Standard Oil Company stock is owned by the Amalgamated Copper company. The Standard Oil Company is owned by H. H. Rogers and Mr. Rockefeller are stockholders in the railroad which transport the product of the Standard Oil mines.

**MISS ANDREWS GOT \$50.**  
Miss Zella Andrews, who resides at 28 East Third South street, was then called. She stated that Mr. Williams had been in-law.

"Did Mr. Williams ask you to take up some coal lands?" asked counsel. "Yes, sir."

"State the conversation at that time." "All he said was that if I took up that land I was to get \$50."

"Sign some papers." "Do you remember what papers you signed?"

"No, I don't remember now." "Do you remember leading that land to anybody?"

"No, I don't know anything about it."

# ROYAL Baking Powder

**ABSOLUTELY PURE**

Healthful cream of tartar, derived solely from grapes, refined to absolute purity, is the active principle of every pound of Royal Baking Powder.

Hence it is that Royal Baking Powder renders the food remarkable both for its fine flavor and healthfulness.

No alum, no phosphate—which are the principal elements of the so-called cheap baking powders and which are derived from bones, rock and sulphuric acid.

ROYAL BAKING POWDER CO., NEW YORK.

"Who acted as your attorney in fact?" "I think it was Robert Forrester."

"Where were you paid the money?" "I was paid the \$50 in the Dooley block." She thought Mr. Forrester was present at the time she received the money, and did not remember who signed the check.

**WHAT SPRAGUE DID.**  
The next witness was W. D. Sprague, purchasing agent for the American Smelting & Refining company. He told how he was formerly in the employ of the retail department of the Pleasant Valley Coal company when he made a cash coal entry on land in the vicinity of Cedar Creek. He said it was coal land.

"To whom did you transfer your title?" asked Mr. Thomas. "I don't remember."

"What profit did you make on that transaction?" "Fifty dollars."

"Who gave you the \$50?" "Mr. Forrester."

In answer to a question from the commissioner he stated that he understood when he took the land it was for the benefit of the Pleasant Valley Coal company.

Mr. Thomas—Didn't you know that you had no right to do that?

"No, sir; I didn't know that. I didn't understand that fully until afterward. I didn't know it, or I would not have taken it."

Mr. Allison said that counsel, assumed that that was the law, but it was not the law; eminent counsel had said so.

Mr. Thomas said that "eminent counsel" had said so, but they were employed by the coal companies.

Mr. Allison—No, they are not eminent.

Commissioner Clark said that they could not settle that point there.

**OTHERS MADE ENTRY.**  
Owen L. Davis, who operates the Kenyon cigar stand, was the next witness. He told how he had made a cash coal entry in southern Utah. He said he got the land from Mr. Judson and did not get the government anything for it. Robert Forrester was his attorney in fact. Witness said that he received \$50 for his trouble.

Clarence B. Sprague, chemist of this city, testified that he made a cash coal entry on land near Sunnyside or Cedar Creek. He took up the land at the suggestion of Forrester for the Utah Fuel company. Witness said that he had suggested to several friends to come in on the easy money. Among those he approached were Miss Thomas, Miss Alf, Miss Brook and George N. Lawrence. Forrester said that he wanted some names and witness gave him these. Mr. Sprague's sister and mother also "took up land" and received \$50 for their trouble. At the suggestion of Robert Forrester, witness made a cash entry on land near the Sunnyside mine.

"Did you turn it over to him or his company?" asked government counsel. "I do not know. I made the deed in blank," answered witness.

"At whose request?" "At his request."

"Was this state land?" "I have been told so. I paid no money for this selection."

"Do you know that the State of Utah deeded you that land in consideration of \$400?" "I don't."

In answer to Mr. Clark, the witness said he received \$420 for his work in making the cash entry. The commission then adjourned until 10 o'clock Friday morning.

**AFFIDAVIT IN FULL.**

Read Before Commerce Commission in  
Spite of Strenuous Objections.

The affidavit of M. A. Meyendorff, special agent of the interstate land office, which was read before Commissioner Clark at yesterday's session after strenuous objections on the part of the corporation counsel, a digest of which appeared in last night's "News," in full is as follows:

Among the agents in Colorado was one Mr. N. J. O'Brien, who was like-

**SLEEP WALKING**

Dangerous Habit Overcome by Change  
Of Food.

The causes of sleep walking are various, but the sleep walker always has a disturbed nervous system. Loss of appetite, and getting nervous, indigestion and thereby poisoning the nerves through the stomach, is a cause of this trouble.

"My daughter for five years was troubled with indigestion which resulted in extreme nervousness," writes an Indiana mother. "She would eat heartily of meat, vegetables and pastry for a time, and then become sluggish, lose her appetite, and get so nervous she could not attend to her school work."

"On such occasions the family doctor would call and by giving her medicine would fix her up for a while, only to have the old trouble come back in three or four weeks."

"She would walk in her sleep some times when her nerves were greatly disturbed by indigestion."

"For breakfast we usually had some kind of cereal and for a change got some Grape-Nuts. We all took to the new food, my daughter became so very fond of it she often made her breakfast on Grape-Nuts, exclusive of anything else—sometimes also for lunch."

"We soon noticed a marked change in her nerves, she ceased to walk in her sleep and had no trouble with her stomach. We were confident the Grape-Nuts had brought the happy change, and continued to use it, so that now after more than a year she is a rosy, robust girl full of animation, strong and well." Name given by Postum Co., Battle Creek, Mich.

"There's a reason."

subjects connected with my work were completely ignored by the commissioner of the general land office.

In October of 1904 I was subpoenaed as a witness in the United States district court at Denver. While in Denver on that occasion rumors reached me that some trouble was brewing for me because of what was denominated my interference in the Wyoming cases. I learned from O'Brien that Senator Warren would be in Denver shortly. In Dec. 5, 1904, I met Senator Warren at the Hotel Oxford. I told him that I had heard efforts were being made to injure me officially. The senator said he was not interested in any such movement and did not think that Mr. O'Brien had anything to do with it. Senator Warren then told me that the general land office would not hurry the Wyoming land cases, and that, of course, I would not have to concern myself about them. He then produced from his pocket copy of my letters addressed to the commissioner relative to the Wyoming cases which I had been investigating. I identified these letters as copies of my letters because of the fact that the senator held these press-copy letters in front of him upon the table and read out of them extracts which I recognized in substance and believed them to have been copies of my letters to the commissioner. It was on the occasion of my trip to Washington, between Dec. 5 and 15, 1904, that I saw G. F. Pollock, chief of division "B" at Washington and asked him what to do with the affidavits containing information about these coal land frauds, and he then told me to either send the affidavits to him or destroy them.

**HOW LAND WAS OBTAINED.**

A mass of correspondence bearing on the contents of the affidavit was attached thereto and read by Mr. Marchand. The following interesting affidavits show that the Union Pacific Coal company secured much of its lands in Wyoming were read, and created much amusement:

State of Colorado, County of Denver.

G. W. Mullikin, being first duly sworn, deposes and says: I am a citizen of the United States of America. My residence and postoffice address is Denver, Colo. On Dec. 11, 1903, I had occasion to see Mr. Penrose, chief of division of the Union Pacific Railway company, and after discussing my conversation with him I told him I wanted to see the gentleman in the next room (room 25, Union depot, Denver), whose name I did not remember, but who wore heavy eyeglasses and a heavy set man. To this he replied, "Oh, you want to see Mr. Gifford." I went then into Mr. Gifford's room. This Mr. Gifford I found to be the same person who early in July, 1903, paid me \$100,000 for the coal lands near the Union Pacific Coal company. Mr. Gifford was with me, Mr. Charlie C. Scott, one of them, \$4 for my signing power of attorney to file in my name a coal claim and also my relinquishment of said land. This act was never explained to me in any manner, and I was not aware of it until I learned it from said Mr. Gifford, or else I would not have executed said relinquishment. I told him that I had up to town this coal land business would put me into trouble with the United States government. To this he replied, "Oh, pay no attention to this talk; it is all hot air." He also told me that he, too, made a filing for a coal claim. He also gave me certain cautions, among them he said, "If anybody ever asks you any questions about it, you say that you have been all over the ground and that you have spent \$100 on the place, and if anybody asks you if you received any money for filing, just tell them it is none of their business." He then told me to see Mr. Mussholder, and that he would explain to me all more fully. The above-mentioned Mr. Gifford was in charge of the office when I and others were, through misrepresentation, induced to enter into this coal land filing, and seemed to be so when I saw him there yesterday. Since my interview with him I learned from Mr. A. J. Smith of Denver that his initials were W. I. and that he was the general manager of the Union Pacific Coal company. The Mr. Mussholder, above mentioned, who in some capacity is at the shooting gallery on Larimer street, near Nineteenth, Denver, Colo.

Witness, A. J. Smith.

Subscribed and sworn to before me this 12th day of December, A. D. 1903, at Denver, Colo.

M. A. MEYENDORFF,  
Special Agent, G. L. O.

**ANOTHER AFFIDAVIT.**

State of Colorado, County of Denver.

Victor Labat, being first duly sworn on his oath, deposes and says: I am a naturalized citizen of the United States, of lawful age; my occupation is expressman; my number is 185; my stand is on the corner of Larimer and Twentieth streets, Denver, Colo.; my residence and postoffice address is Denver, Colo. Some time during the early part of July, 1903, while at my stand, one Albert Bartell, a saloonkeeper right opposite where my stand is, called me over and asked me if I wanted to make \$3, and when I asked him in what way, he told me that the Union Pacific Coal company wanted to file on coal lands in Wyoming. Not knowing the first thing about this business, I wanted to know if it was perfectly right and legitimate. He answered me it was, that I would have no danger whatever. Further on he told me that if I did not want to use my own name, I might use any other name, and so, upon his advice, I used the name of Victor Laforque. Mr. Bartell said then: "We are all going now to the Union depot, where the Union Pacific company's office is located, and you better take the boys in your wagon." These words may not be the exact words he used, but what he said was very much to that effect, and then as many as could get into the wagon, among them one Charles C. Scott, a waiter at a restaurant where occasionally I take my noon meals, and drove to the Union depot. There I went upstairs and after I signed some papers I was directed to another man, who paid me \$4, and out of that I had to pay Bartell \$1. There were about sixteen men in that room, for the same purpose, I suppose.

VICTOR LABAT.

Witness, Charles C. Scott.

Subscribed and sworn to before me this 27th day of November, 1903, at Denver, Colo.

M. A. MEYENDORFF,  
Special Agent, G. L. O.

**HEADACHES AND NEURALGIA.**

Headache, Cold and Grip remedy removes cause. Call for full name. Look for signature E. W. Grove, 25c.

**COURT WAS SUSTAINED.**

In the Matter of Asmus Boysen vs. Harry Wadsworth.

(Special to the "News.")

Cheyenne, Wyo., Nov. 29.—A decision of the United States circuit court of appeals at St. Paul was rendered.

Deafness Cannot be Cured

By local applications, as they cannot reach the diseased portion of the ear. There is only one way to cure deafness, and that is by constitutional remedies. Deafness is caused by an inflamed condition of the mucous lining of the Eustachian Tube. When this tube is inflamed you have a rumbling sound or imperfect hearing, and when it becomes completely closed, deafness is the result, and unless the inflammation can be taken out of this tube restored to its normal condition, hearing will be destroyed forever. Nine cases out of ten are caused by Catarrh, which is nothing but an inflamed condition of the mucous lining of the Eustachian Tube. We will give One Hundred Dollars for any case of Deafness (caused by catarrh) that cannot be cured by Hall's Catarrh Cure. Send for circulars free.

F. J. CHENEY & CO., Toledo, O. Sold by Druggists.

Take Hall's Family Pills for constipation.

cently handed down in the case of Asmus Boysen against Harry Wadsworth, agent of the Shoshone Indian reservation in Wyoming, in which the injunction granted by Judge J. A. Riner of the federal court here, was sustained.

Boysen had entered upon the reserve to select 640 acres of land, the right to selection having been granted by an act of Congress in lieu of certain leases held by Boysen from the Indians. Wadsworth evicted Boysen, and the latter's prospecting machinery was destroyed, but it is not known who committed the depredation. Boysen secured from Judge Riner an injunction restraining Wadsworth from interfering with Boysen, and the latter again entered the reserve. He was again evicted pending an appeal to the circuit court. In the meantime, however, the reservation was opened to settlement and Boysen re-entered the same. Boysen has been fighting for two years now to secure title to a piece of mineral land in the reserve that is supposed to be fabulously rich. It is said by some that Boysen secured from the Indians inside information regarding the location of the famous Lost Cabin gold mine, and that as a result of this information he has relocated the alleged bonanza on the Big Horn river, where he has established a town called Boysen. Expensive milling and mining machinery is now being installed to work the ground.

**LAID TO REST.**

Funeral Services Over Remains of the Late Mrs. Campbell.

The funeral services of Mrs. Ruth Agnes Loveless Campbell were held from the residence of Mr. John Campbell in Sugar House ward, Wednesday, Nov. 28, 1906, at 12 noon, Bishop John M. Whitaker presiding. A quartet consisting of Mrs. Lotie Wheeler, Mrs. Katie Alkire, Mrs. Margaret Borg and Miss Nettie Thompson, Miss Ida T. Whitaker, accompanist. The floral tributes were beautiful and there were a number of relatives and immediately friends. The quartet sang, "Near Dear Savior to Thee." Prayer was offered by "Christianian, Song Song, "Wanted on the Other Side." Bishop Whitaker made sympathetic remarks and explained the great purpose of life and the hopes in a glorious resurrection. Encouraged the bereaved husband to look up, seek for greater light and prepare for the eternity to come; that this life is but a school and the measure of salvation will be measured of sacrifices, overcoming evils of this life to attain higher development. Song, "The Lord is My Light." Benediction, Am. E. Clements. The grave was dedicated by Elder N. C. Christensen.

**G. B. BURBANS TESTIFIES AFTER FOUR YEARS.**

G. B. Burbans, of Carlsbad Center, N. Y., writes: "About four years ago I wrote you stating that I had been entirely cured of a severe kidney trouble by taking less than two bottles of Foley's Kidney Cure. It entirely stopped the brick-dust sediment and pain and symptoms of kidney disease disappeared. I am glad to say that I have never had a return of any of those symptoms during the four years that have elapsed and I am evidently cured to stay cured, and heartily recommend Foley's Kidney Cure to any one suffering from kidney or bladder trouble." For sale by F. J. Hill Drug Co.

**McNeely's Famous Furs.**

McNeely's Furrier, Knutsford Building.

Pies of MOUNT'S Mince Meat hold the boards today.

Big double-header basket ball game, Y. M. C. A., Saturday, 7:30 p. m.

**Boys' Suit Sale**

SATURDAY there will be something doing here in Boys Suits. We are showing a splendid variety, and every boy will want a Suit. Read the following cut prices and COME.

\$2.50 Values at....\$1.95

\$2.75 Values at....\$2.10

\$3.00 Values at....\$2.40

\$3.50 Values at....\$2.80

\$4.00 Values at....\$3.20

\$4.50 Values at....\$3.60

\$5.00 Values at....\$3.95

\$5.50 Values at....\$4.40

\$6.00 Values at....\$4.80

\$6.50 Values at....\$5.20

\$7.00 Values at....\$5.60

Don't for a moment think of missing this Sale.

Barton & Co.

Clothiers to Men and Boys,

45-47 Main St.

## Prepared---Not Manufactured.

Ghirardelli's Ground Chocolate is prepared, not manufactured. There's a difference. It is made by Nature and prepared by Ghirardelli. The Ghirardelli process simply renders available all the natural goodness of the cocoa bean. That's why it is so pure, delicious, satisfying and health giving, and that's why everybody likes it so well.

Ask your grocer for it. Be sure that you get it.

## Ghirardelli's Ground Chocolate

### KEITH O'BRIEN

TWO DAYS SPECIAL

## Sale of Silks

FRIDAY and SATURDAY

65c, 75c and 85c Taffetas--75c, 48c

85c and \$1.00 Peau de Cygnes 48c

Your choice of these almost complete lines of dependable silks. For two days following THANKSGIVING DAY, 48c per yard

McNeely's Famous Furs.

McNeely's Furrier, Knutsford Building.

Pies of MOUNT'S Mince Meat hold the boards today.

Big double-header basket ball game, Y. M. C. A., Saturday, 7:30 p. m.

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\$4.00 Values at....\$3.20

\$4.50 Values at....\$3.60

\$5.00 Values at....\$3.95

\$5.50 Values at....\$4.40

\$6.00 Values at....\$4.80

\$6.50 Values at....\$5.20

\$7.00 Values at....\$5.60

Don't for a moment think of missing this Sale.

Barton & Co.

Clothiers to Men and Boys,

45-47 Main St.

## THE APOLLO PIANO

IS THE ONLY "COMPLETE" PIANO IN THE WORLD!

It is the only "player piano" that has telescoping end centers, and a take-up roll for playing all the different standard perforated music rolls; in fact, it contains five distinct scales of 58, 65, 70, 82 and 88 notes each.

This means the entire range of the modern piano keyboard, 7 1-3 octaves--88 notes can be used most effectively in this player.

No other "Player Piano" (Combination Piano) or Cabinet Piano Player has a range of over 5 octaves--65 Notes.

The "Apollo" also has the unique and superior feature of being the only instrument with a Transposing Tracker Range (mouthpiece), by which the music can be transposed to a different "key" to suit any voice or accompanying instrument, such as violin, flute, mandolin, guitar, cornet, etc.

**SPECIAL NOTICE.**

The "Apollo" can be had in the form of an easily moved separate cabinet, ADJUSTABLE to any upright, square or grand piano, but not fastened to it, and easily rolled away when hand-playing is desired.

The "Apollo" Piano is a high-grade, standard upright piano, with the Apollo Concert Grand mechanism included in the case, always ready for either hand playing or automatic playing.

Prices Moderate. Cash or Monthly Payments.

Old Pianos taken in part payment at fair valuations.

## CLAYTON MUSIC CO.

Leading Music Dealers, 109-113 S. Main street.