

HEPBURN ACT IS INTERPRETED

Claims Filed Since Aug. 28, '07, Must Have Occurred Within Two Years or Are Barred.

SO RULES THE COMMISSION.

Knapp, Prouty, Clark and Harlan Voted in Affirmative; Clements, Cockrell and Lane in Negative.

Washington, Dec. 20.—An official interpretation of the railroad rate law, popularly known as the Hepburn act, has been made by the Interstate Commerce Commission. This action of the commission is of first importance regarding all claims now pending before the commission, or likely to be filed, for damages or reparation. The claims now pending include demands for reparation made by the members of the Yellow Pine association, which aggregate between \$2,000,000 and \$3,000,000.

The commission has issued no formal announcement of its interpretation of the limitation provision of the interstate commerce act, but simply directed that the following entry be made on the minutes of the body:

"Claims filed since Aug. 28, 1907, must have accrued within two years prior to the date when they were filed, otherwise they are barred by the statute. Claims filed on or before Aug. 25, 1907, are not affected by the two years' limitation in the act."

"Voting in the affirmative: The chairman and Commissioners Prouty, Clark and Harlan."

"Voting in the negative: Commissioners Clements, Cockrell and Lane."

"The commission will not take jurisdiction of, or recognize its jurisdiction over, any claims for reparation or damages which are barred by the statute of limitations as interpreted by the commission, and the commission holds, finally, that it will not recognize the right of the carrier to waive the provisions of the statute."

"Commissioner Harlan, voting in the negative on the above interpretation of the limitation of the act, desires to be recorded as holding that the limitation in this act, like the limitations in other acts, does not affect the jurisdiction of the commission, but is a personal privilege that may be waived by defendants in proceedings before the commission. He expressed himself also as inclined to the view that a defendant who offered to waive the bar of the statute as to one claimant might be required by the commission also to waive it as to all other claimants, whose claims involved the same rate or issue, in order to avoid discriminations."

Relative to the construction of the law as to the statute of limitations, the act went into effect Aug. 28, 1906.

BRYAN CRITICIZES ROOSEVELT.

Wichita, Kan., Dec. 20.—William J. Bryan spoke here tonight, devoting the greater part of his speech to criticism of President Roosevelt's policies. He was accorded a non-political reception, and the auditorium where he spoke was crowded to overflowing. He evaded placing himself on record as to national prohibition, saying: "I am not discussing this issue."

ELEPHANT "MIKE" DEAD.

Bridgeport, Conn., Dec. 20.—"Mike," the largest African elephant in America, died in the circus winter quarters here yesterday. The cause of his death is unknown. "Mike" was severely burned in a train wreck last spring while traveling with the now disbanded Forepaugh-Sells show. There are few African large eared elephants in America and "Mike" was the largest, measuring 10 feet 4 inches in height and weighing six tons.

EXPRESS RATES.

Reduced Ones May be Secured for Utah and California.

Denver, Dec. 20.—Reduced express rates for Utah and California may be secured by George J. Kindel after he has attended the session of the interstate commerce commission in Washington, Feb. 6, when arguments will be made in the Denver express rate case filed by him.

Requests have been received by Mr. Kindel to go to Utah and California for the purpose of taking up the fight for those states against the express companies. "There is not the least doubt that the commission will order a reduction of express rates to Denver," says Mr. Kindel, "and it would be an easy matter to have the rates from New York to San Francisco and intermediate points lowered. The express rates to California to Denver, compared to the rates to the other states, are proportionately higher than to Denver, compared to the rates supposed to be based."

NEGROES FOR FORAKER.

Montgomery, Ala., Dec. 20.—In calling a meeting for Jan. 21, local negroes are covering the city with placards calling for effort for Foraker for president. The cards carry the picture with "Our choice for 1908" under it. The cards are signed by the most prominent negroes of the south.

MRS. THEODORE BIRNEY DEAD.

Washington, Dec. 20.—Mrs. Theodore Weld Birney, founder and honorary president of the National Congress of Mothers, died at her home in Chevy Chase, near here, today. The funeral will be held Monday.

LINDENAU SENTENCED.

Gets Three Years for Labeling Olga Molitor.

Korlsruhe, Germany, Dec. 20.—Karl Lindenau, who was prosecuted on a charge of complicity in the labeling of Olga Molitor and of having attempted to blackmail her, today was sentenced to three years' imprisonment and to five years' loss of civil rights. The trial of Lindenau is a sequel to the recent trial of Karl Hau, who was convicted of murdering his mother-in-law. Lindenau testified that Olga Molitor and not Hau shot and killed her mother. Lindenau is 60 years of age.

TEA

Does it pay to advertise? Depends on circumstances.

What circumstances? The tea and the dealing.

Your grocer returns your money if you don't like his tea. Best we pay him.

Gives a Recipe To Cure Catarrh

Eminent Authority Gives Advice How to Prevent and Relieve All Catarrh.

SIMPLE HOME MADE REMEDY.

Make Some Up Yourself and Try it as It Don't Cost Much and is Said To Do the Work Promptly.

The coming months will be a harvest for the doctors and patent medicine manufacturers unless great care is taken to keep the feet dry, also dress warmly.

This is the advice of a well-known authority and should be heeded by all who are subject to rheumatism, kidney and bladder troubles and especially catarrh. While the latter is considered by most sufferers an incurable disease, there are few men or women who will fail to experience great relief from the following simple home prescription, and if taken in time it will prevent an attack of catarrh during the entire season.

Here is the prescription which any one can mix: Fluid Extract Dandelion one-half ounce, Compound Kargon one ounce, Compound Syrup Sassafras three ounces. Shake well in a bottle and use in teaspoonful doses after each meal and again at bedtime.

These are mostly vegetable ingredients and can be obtained from any good prescription pharmacy at small cost.

The Compound Kargon in this prescription acts directly upon the eliminative tissues of the kidneys to make them filter and strain from the blood the poisons that produce all forms of catarrhal affections. Relief is often felt even after the first few doses and it is seldom that the sufferer ever experiences a return attack within the year.

This prescription makes a splendid remedy for all forms of blood disorders and such symptoms as lame back, bladder weakness and rheumatism pains are entirely dispelled.

As this valuable, though simple recipe comes from a thoroughly reliable source, it should be needed by every afflicted reader.

WHOLESALE INDICTMENTS.

Nine Hundred and Thirty-Eight in Kansas City for Sunday Violations.

Kansas City, Dec. 20.—Nine hundred and thirty-eight indictments were returned here today by the county grand jury, principally for violation of the Sunday closing law. Of this number 65 indictments were against the managers and employees of theaters for specific violations of the first Sunday; several hundred were against pool and cigar store owners, and 20 against negroes for selling, or bootlegging whiskey on Sunday.

In the two months this grand jury has been in session it has returned a total of 2,049 indictments, over 600 of which have been against actors, actresses, and theatrical managers and attaches. This all is a result of the Sunday closing crusade started by Judge William H. Wallace of the criminal court.

OKLAHOMA UNIVERSITY.

Fire Damages it to the Extent of Hundred and Fifty Thousand Dollars.

Norman, Okla., Dec. 20.—Shortly after 3 o'clock this afternoon painters at work on the dome of the main building of Oklahoma university accidentally set fire to the structure. The flames quickly spread and for a time there seemed no chance of saving any of the college halls. Vigorous work on the part of the students confined the flames to the main building. The college records, which were in vaults, are thought to have been uninjured. The loss is estimated at from \$125,000 to \$150,000, partially covered by insurance.

PETTIBONE JUROR WANTED TO MAKE STATEMENT

Boise, Ida., Dec. 20.—Immediately after court adjourned this afternoon in the Pettibone trial, after a day marked by intense interest, Juror E. L. Evans arose, asked permission of Judge Wood to make a statement to the court and the two leading counsel in the case. Judge Wood, after studying a moment, said that it would not be proper for him to speak to them in private, but that if he had anything to say, he could speak in open court, as the jury could not be separated.

"I have no objection to speaking in the presence of the jury," said Evans, but when Judge Wood instructed him to speak, the juror, turning to pass out with the others, said: "I do not think that it would be proper."

The juror's face was flushed as he spoke, and his eyes were filled with tears, indicating that whatever he wished to say he considered of grave importance. Attorneys on both sides profess to have no intimation of what the juror proposed to tell.

Evidence in corroboration of Harry Orchard's testimony was given this afternoon by Mrs. Ida Toney, Orchard's second wife, who was on the witness stand all the afternoon, and will be recalled tomorrow morning for further cross-examination. She told of Pettibone coming to their home at Independence under the name of Morgan, bringing with him a small valise, and of leaving with Orchard, going toward the house of Orchard, leaving home in company with Steve Adams on the night of the Independence depot explosion; of his bringing her a large roll of money after one of his trips to Denver, and of her efforts to find him after his disappearance.

Most of the morning session was consumed in the cross-examination of young Charles Neville by Clarence Morrow, chief counsel for the defense, in court again today after an illness of nearly a week, and he concluded the cross-examination of Mrs. Toney this afternoon.

CASHER DISAPPEARS.

Chicago, Dec. 20.—Richard Noelck, cashier of the city bank of August Saehn & Co., Bryn Mawr and Evanston avenues, this city, has disappeared. The business of the bank was halted today and Mr. Saehn is paying off his depositors with checks on his personal account.

The bank had a capital of \$20,000 and a surplus of \$40,000. The deposits are \$10,000.

Noelck had been separated from his wife for a month. He disappeared a week ago last Monday.

WOMAN DIED DEFIANT.

Moscow, Dec. 20.—The woman, who, on Dec. 4, made an unsuccessful attempt to kill Adolf Jurschellmann, governor general of Moscow, by means of a bomb, was executed here today. On the scaffold she said to the executioners: "I will soon stop your hangings."

HERE'S TO THE GIRL

Who likes sweets. Our beautiful Christmas baskets filled with Lowrey's delicious Chocolates are now displayed. Artistic packages from one-half to five pounds.

HILL DRUG CO. "The Never Substitutes."

"We will soon stop your hangings."

COUNT WITTE BREAKS SILENCE

Seeks to Prove Kuropatkin Missed Government as to Russia's Preparedness for War.

QUOTES SECRET DOCUMENTS.

Accuses Him of Not Supplying Port Arthur With Enough Siege Guns—Sensations Prompted.

St. Petersburg, Dec. 20.—The court having refused him an opportunity to refute on the witness stand Gen. Kuropatkin's testimony at the trial of Gen. Stoessel that before the war with Japan Count Witte had recommended the abandonment of Port Arthur, considering the opening of Port Dairey had destroyed the importance of the fortress, Count Witte has broken his long silence in a two column letter to the Novoye Vremya.

It is an interesting disclosure of excerpts from secret documents which throw light upon the inner councils before the war and seeks to prove that Kuropatkin was guilty of misleading the whole government by an estimate of Russia's preparedness for war. In July, 1903, according to Count Witte, after a tour of inspection in the Far East, Gen. Kuropatkin in a written report to the emperor said:

"Two years ago we thought ourselves ready to defend the Amur region, and North Manchuria. Today we cannot only do that, but can be perfectly confident of the fate of Port Arthur."

Count Witte narrates that the site of Port Dairey and the idea to create a commercial port there was suggested by Kuropatkin himself as a means of restricting Port Arthur to military uses and at the same time carry out the promise to open any acquired Chinese port to the trade of all nations.

Count Witte multiplies instances of discrepancy in Kuropatkin's official acts and the money in the case. He also accuses him of not having provided sufficient siege guns at Port Arthur. The committee promises sensational developments.

AHEARN'S ELECTION.

Mayor McClellan Says It's Illegal and Refuses to Recognize Him.

New York, Dec. 20.—At the meeting of the board of estimates today, Mayor McClellan refused officially to recognize John F. Ahearn, recently removed from the presidency of the borough of Manhattan by Gov. Hughes. The mayor said the election of yesterday was contrary to law, and that the office of borough president was still legally vacant.

ROBBED AND SHOT.

San Francisco, Dec. 20.—Two daring burglars who were prepared to resist all attempts to spoil their plans, entered the room of Casene Marchello, an Italian laborer, at Dupont and Lombard streets at 2 o'clock this morning and took his trousers containing \$30 from under his pillow as he slept; then, when the victim awoke and realized that all his savings were being taken, he cried out, and they shot him through the right lung and escaped with their booty.

The criminals were of the most desperate kind. The room which they entered was in a middle flat, approached by outside stairs, with men above and below in the other flats, and situated in a garden 30 feet from the street and below it, having to be approached by steps leading down to it. Before going to the room of Marchello, they had taken the trousers, containing 50 cents and a silver watch, of T. Lombardi, another roomer in the same house, without awakening him.

This Week's Remarkable

Reductions mean exceptional and timely savings to hundreds of women who have deferred the buying of furs until the present time. All furs at half price, Mehesy, Knutsford Hotel.

CHARITY GIVING.

Joseph H. Choate Advocates Adherence to Mosaic Law on Subject.

New York, Dec. 20.—Joseph H. Choate, in an address at the annual meeting of the State Charities Aid association yesterday advocated adherence to the old Mosaic law that one-tenth of all property be given to charity. He said he did not believe many of the rich women and men who composed his audience had lived up to the law, and that if all the people of the country had done so there would not have been any financial troubles like those through which the country has just passed.

MONTANA PIONEER DEAD.

Butte, Mont., Dec. 21.—Joseph Smith, pioneer, aged 74, is dead at Virginia City, Mont. He was one of the characters of the famous gold placer mining days of Alder gulch.

KILLED WITH UNLOADED GUN.

Chico, Cal., Dec. 20.—Arthur Roberts, a 3-year-old boy, was shot in the head and killed today during a military drill by the school children of Dayton school district. The children, armed with guns supposedly unloaded, aimed and pulled the triggers. Instantly the Roberts boy, who had just emerged from the high school building, threw his hands to his head and cried: "I'm shot."

CHRISTMAS SALE.

Florence Shaffer, Art Studio, 301 Brook's Arcade. Water-color studies. Art novelties, etc. Prices 75c to \$2.50.

Everything in leather goods for Christmas at Schramm's. Where the Cars Stop.

NEW ROAD TO BUTTE.

Helena, Mont., Dec. 19.—Articles of incorporation of the Butte Root Railroad company were filed with the secretary of state today by C. G. Butler and other residents of Portland. The purpose of the company is to construct a railroad from Lapwai Junction, on the Clearwater, in Idaho, to Butte, an estimated distance of 250 miles.

KNAS FLOWERS

At the Flower Shop, under National Bank of Republic.

HERE'S TO THE GIRL

Who likes sweets. Our beautiful Christmas baskets filled with Lowrey's delicious Chocolates are now displayed. Artistic packages from one-half to five pounds.

HILL DRUG CO. "The Never Substitutes."

BUTTE TELEPHONE TROUBLE.

Senator Clark Announces His Intention To Settle Differences.

Butte, Mont., Dec. 21.—Former United States Senator W. A. Clark left Butte last night for New York, after announcing his intention to mediate the differences between the labor unions of Butte and the Rocky Mountain Bell Telephone company. The refusal of the company to dismiss a restraining order directed against the unions was the rock upon which the negotiations split.

This is the season of decay and weak and vitality; good health is hard to retain. If you'd retain yours, fortify your system with Hollister's Rocky Mountain Tea, the surest way, 45 cents. Try or Tablets, Z. C. M. I. Drug Dept. 117-119 South Main Street.

Half-Price Fur Sale

Continues until Xmas. Be sure you take advantage of it before it is too late. Mehesy, the Furrier, Knutsford Hotel.

New Popular Copyright Fiction

The following are a few of Important Fall Books of Fiction:

Price Postpaid

Arizona Nights, by White, author of Blazed Trail, \$1.50
Ancestors, by Atterton, author of the Conqueror, 1.75
Barbary Sheep, by Hichens, author of Garden of Allah, 1.25
Beth Norvell, by Farish, author of Bob Hampton, 1.50
Car of Destiny, by Williamson, author of the Lightning Conductor, 1.50
Cruise of the Shining, by Duncan, author of Doctor Luke of Labrador, 1.50
Daughter of Anderson Crow, by McCutcheon, 1.50
Days Off by Van Dyke, author of Story of Other Wise Man, 1.50
Empire Builders, by Lynde, author of The Grafters, 1.50
Fruit of the Tree, by Wharton, author of House of Mirth, 1.50
His Own People, by Tarkington, author of Gentleman from Indiana, not 1.50
Helpmate, by Sinclair, author of Divine Fire, 1.50
Halo, The, by Von Hutten, author of Pam, 1.50
Joseph Vance, by DeMorgan, author of Alice-for-Short, 1.75
Lion's Share, The, by Thamel, author of Man of the Hour, 1.50
Lone Star, The, by Lyle, author of The Misadventures, 1.50
Money Magic, by Garland, author of Main Trunk Roads, 1.50
Romance of an Old Fashioned Gentleman, by F. H. Smith, 1.50
Santa Fe's Partner, by Janvier, author of Agate Treasure House, 1.50
Satan's Hand, by Hallie Ermitte Rives, 1.50
Shuttle, The, by Frances Hodgson Burnett, 1.50
Traitor, The, by Thomas Dixon, Jr., 1.50
Way of a Man, The, by Hough, author of The Mississippi Bubble, 1.50
Weavers, The, by Parker, author of The Right of Way, 1.50
Younger Set, The, by Chambers, author of The Fighting Chance, 1.50

We have hundred of other titles, that space will not permit the listing.

Call in and look over large and varied stock.

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Only One "BROMO QUININE," that is Laxative Bromo Quinine on every box. 25c Cures a Cold in One Day, Grip in 2 Days

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Special Attention Given to Mail Order Business Quick Delivery

Cor. Second South and Third West Streets
Salt Lake City

SHOES for Deformed FEET a SPECIALTY.

JOHN CAMENCIN,
Artistic Shoemaker

102 W. Second South,
Salt Lake City.

"That Good Coal"

BAMBERGER,
101 Melghn Street.

Make This Memorandum

"When down town be sure to stop at Parks"

You can solve your Christmas questions quickly and ECONOMICALLY for our stock is unlimited and we are doing business with the usual rush—reasonable prices do it.

FOR LADIES:

Shopping Bags,
Purses,
Lockets,
Chains,
Pendants,
Brooches,
Bracelets,
Watches,
Opera Glasses,
Etc.

FOR GENTLEMEN:

Fobs,
Chains,
Watches,
Pipes,
Umbrellas,
Locketts,
Studs,
Cuff Links,
Tie Pins,
Etc.

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Parks's

JEWELRY STORE 170 MAIN ST. SALT LAKE CITY, UTAH.

WE CAN DRESS YOU UP-TO-DATE FOR THE HOLIDAYS

The Mercantile Installment Co.

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The House That is Ready for the Fifth Year

NOW IS THE TIME TO MAKE THE RIGHT PURCHASE



To help you make the holiday season a merry one, the same as we have done here-tofore. We have pleased hundreds of people with our liberal terms, which enabled them to make purchases and please their dear ones without the stringency of paying cash down. This year we are prepared with more goods than ever before, and with such liberal terms that everyone can afford to purchase valuable presents for their friends, such as—

Women's Coats, Suits, Furs, Silk Waists, Men's Overcoats, Suits, Hats; Children's Coats and Suits

The real cold weather has just begun and to present most valuable gifts we advise you to purchase the above articles mentioned. Remember we charge you nothing for the accommodations. We sell you at prices that no cash stores in town can equal. Your credit is good for everything that you may need. Give us trial and let us prove to you that we do exactly as we advertise. We have also decided in order to help you, that we will cut prices unmercifully, which will bring them down from

ONE-THIRD TO ONE-HALF THE REGULAR PRICES.

COME EARLY AND GET THE BENEFIT.

OPEN EVENINGS UNTIL AFTER THE HOLIDAYS.

NON IS THE TIME TO MAKE THE RIGHT PURCHASE