

providing for the election thereon, and shall state that Salt Lake City reserves

shall state that Sait Lake City reserves the right to reject any and all bids. And, whereas, it is not deemed ex-pedient to issue all of said bonds and pay useless interest thereon during the time the funds therefor are lying idle, said notice shall further require bids to be made upon said bonds to be pur-chased and paid for in the following manner: manner

WATER BONDS.

Two hundred thousand dollars theref on April 1, 1905; Two hundred thousand dollars there-

doing he use and enforce an resal semedies to that end. Be it further Resolved. That a copy of this reso-lution be delivered to the city treasurer, and be mailed to each contractor conerned at once TO ADVERTISE FOR BIDS.

and.

Lewis Haller, vs. the Southern Pacific Railway company. Mr. Haller was a messenger in the commissary department of said com-pany, and was killed in the great explo-sion on the Lucin cut-off some months ago. The amount sued for was \$75,000, and the stipulation for judgment is in the sum of \$6,500. Be it Resolved. By the city council f Salt Lake City, Utah; that Whereas, Salt Lake City is indebted Mongolian Who Came Here Illegally contractors for work done for the Whereas, Said city is looking to the funds to be derived from special assessments to pay said contractors; and Whereas, A large percentage of moneys now due to the city and de-linquent on special assessments is out-standing, and the city has immediate STRANGE JUSTICE.

Permits One Partner to Go Free and Another to Get Five Years.

nd pressing ned of said moneys; there-Acting upon the instructions of the Resolved. That the city treasurer be, nd he hereby is instructed to proceed t once to collect all outstanding special sessments now due, and that in so loing he use and enforce all legal court, the jury in the case of the State of Utah against J. E. Driscoll, late yes-terday afternoon returned a verdict of terday afternoon returned a verdict of not guilty, and the defendant was dis-charged from custody. Driscoll was charged with robbing Anton Vidick of \$80 in cash and a watch in a saloon on the night of Oct. 4, 1904. C. D. Bosh was also implicated in the robbery and was completed and is now serving a

As the result of his trial yesterday afternoon before United States Commissioner Twomey, Leo Wing Bong, a Chinaman charged with being unlawfully in the United States, was ordered deported to China. Leo claims to have lived at Rock Springs, Wyo., for 29 years, but his trouble is with the tech-nicalities of the law under which he should have provided himself with pa-pers proving his right to be in America. The case will be appealed according to the statement of the accused China-man, who is now in the custody of the United States marshal.

BACK TO CHINA.

Must Return to His Own Land.

United States marshal.

Before adjournment the first ballot for United States set for was made the special order for this afternoon at 2:30. NEW HOUSE BILLS.

The measures introduced during the The measures introduced during the afternoon were as follows: H. B. No. 28-Joseph, creating the of-fice of inspector of coal and metallifer-ous mines. Mines and mining. H. B. No. 29-Joseph, for the protec-tion of miners in metalliferous mines. Mines and mining. H. B. No. 30-Cromar, creating the of-fice of holder unspector and providing

e of boiler inspector and providing the inspection of steam boilers Lab

H. B. No. 31-Kichler, providing com pensation for attorneys appointed to lefend indigent prisoners. Judiclary, H. B. No. 32-Kinney, providing that laints in justices' courts shall be





Clothing and Girls' Apparel, owing to needed altera-

July 1, 1905 Two hundred thousand dollars thereof on Oct. 1, 1905;

And the remaining two hundred and fifty thousand dollars on Dec. 1, 1905.

SEWER BONDS.

Fifty thousand dollars thereof on 1905; Fifty thousand dollars thereof on July

thousand dollars thereof on

1, 1901

Oct. 1, 1905. Said notice shall further require all bids upon said bonds to be accom-panled by a duly certified check or draft in the sum of \$10,000, payable to the treasurer of Sail Lake City, to ac-company each bid as a guarantee of good faith on the part of the bidder, and to reimburse the city for its loss and expense in this behalf in case the bidder should not perform his bid after

and expense in this behalt in case the bidder should not perform his bid after acceptance thereof by the city. All bids shall be well sealed, and shall be placed in the hands of the city recorder on or before 7:30 o'clock p. m. on the 20th day of February, 1905, and the same will be opened at said hour. No bid for less than the face value of said bonds will be considered. This resolution shall take effect upon its sonoral.

its approval.

BLACK OBJECTS.

President Hewlett at once moved the adoption of the resolution. Black op-posed the motion and moved as an posed the motion and moved as an amendment that the matter be referred to the municipal laws committee and the city attorney associated. He said that the resolution did not conform to the public statement issued by the committee, and hence should be made to do so. The committee had repre-ented that the city would be saved interest on a large amount of the money by not having some of the bonds issued until the money was bonds issued until the money was needed. The money for the Utah lake improvement, he said, would not be acceded for a year after the United States government had completed the improvements contemplated at the lake and even then the city could have 10 years in which to pay all of it. He said he did not want to be a party to any such misrepresentation as the committee had made.

HEWLETT REPLIES.

President Hewlett took exception to the statement of Black and said he did

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is a woody outside cover of the grain and serves a good purpose-the same as a walnut shell-but you can't digest either. The entire outer coating is removed from the grains of wheat before making the delicious and appetizing California Wheatine.

Flaked wheat food for breakfast. All good grocers,

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The following resolution was introduced by Black and was unanimously adopted. Resolved, That the board of public works be, and is hereby instructed to advertise for proposals for the construc-

A thorough search was made by the attorney to find the man, but he could not be located. A transcript of his tes-timony at the preliminary heating was ruled out by Judge Armstrong, on techtion of all watermains, pipe sewers and gravel sidewalks that have or may be ordered by the city council from Oct. 31, 1904, to Octo. 31, 1905. nical grounds, and without such evi-dence the state could not prove that a

THE SMOKE NUISANCE.

The following communication from Mayor Morris with reference to the smoke consumer for the city jail and the smoke nuisance was referred to the police and prison committee:

To the Honorable, the President and Members of the City Council: Gentlemen-I respectfully call the at-

condition of your honorable body to a condition existing in this city that de-mands prompt attention. As you are aware, there is an ordinance against the smoke nuisance which at present it a impossible to enforce. Almost one year ago the heating plant

at the new city jail was completed-that is, in so far as the heating apparthat is, in so far as the heating appar-atus is concerned—but the stoker, which the city under its stipulated con-tract ordered placed, has not as yet been installed, and at this writing it seems that there is no concerted dis-position on the part of your honorable body to compel the contractor to carry or her account with the municipal. out his agreement with the municipal

ity.

For several months past I have upon Judge Armstrong has dismissed the various occasions been assured by members of the council that the stoke Dallimore, who was cited to show cause would be installed "very soon," but judging from the action of your hon but. why he should not be punished for con-tempt of court for disobeying an order orable body at the last council meet-ing, it would seem to me that the mat-ter is as far from final and satisfactory settlement now as at any time since the installation of the plant. the court restraining him from dis-posing of any of his property pending the determination of the divorce pro-ceedings instituted against him by his wife, Jane S. Dallimore,

In view of these facts, I, therefore, most carnestly suggest that your honorable body take immediate steps to equip the plant with a stoker. Until equip the plant with a stoker. Onto this is done and the city is placed in a position of being able to consume its own snoke, it is absolutely impossible for the ordinance prohibiting this nuis-ance to be enforced. Very respectfully, RICHARD P. MORRIS, Mayor.

W. Frank Hills has filed a petition in the probate division of the district court asking to be appointed special ad-ministrator of the estate of James O. Mitchell, deceased, who dropped dead on the street on Saturday from heart failue. The petition alleges that the deceased had no heirs in this county and that he was indebted to petitioner. The only estate left by deceased is a life insurance policy in the sum of \$1.000. A NEW POLICEMAN. Chief of Police Lynch sent in the ap-pointment of Fred A. Clark as a patrol-man to succeed Offcer F. J. Lincoln, resigned. The appointment was confirmed, City Auditor Felt submitted the department payrolls for the first half of January amounting to \$6,700.51 which were referred to the finance committee with the chairmen of the various com-mittees associated with power to act. insurance policy in the sum of \$1,000.

CLAIMS FOR DAMAGES. The claim of Nephl Y. Scoffeld for \$500 damages for personal injuries received by him by falling on a sidewalk owing to an obstruction on the same on the night of Dec. 1, 1904, was referred to

the committee on claims. The accident occurred on Seventh East street. An echo of the accident to Council-man Black which occurred while he was attending the banquet at the fire was attending the banquet at the fire station Thursday night, was heard at the council meeting last night when he submitted a claim against the city for 37½ cents damages. He claims that he has been deprived of the benefit of collecting 500 a week on his accident policy by reason of the fact that the pole hole at the station into which he fell was not large enough to ad-mit of his body passing through. He thinks that the city should either pay him damages in the sum of 37% cents thinks that the city should either pay him damages in the sum of 37½ cents or enlarge the pole hole to six feet in diameter. His claim was referred to the asphalt committee.

cted and is now term in the state prison for the crime. He was brought in from the prison to testify against Driscoll. The inability testify against Driscoll. The inability of District torney Loofbourow to find Vidick an have him present at the trial is the principal cause of the ac-quittal of Driscoll.

crime had been committed at all. Dist. Atty. Loufbourow then undertook to introduce Driscol's confession as evi-dence of the crime, but this met with an objection from Attorneys McGurrin

& Gustin, who represented Driscoll, who raised the point that until evidence is

Dismissed the Case.

ntempt proceedings against Frederick

It was found that Dallimore had only

It was found that Dallimore had only been collecting rent from some of his property, and as the restraining order did not include the collection of rents the court decided that Dallimore was not in contempt of court. He will be restrained from disposing of any of the rents collected in the future.

James Mitchell's Estate.

W. Frank Hills has filed a petition

Defendants Won.

The jury in the case of William Ce-

derlof et al against Miland Knight et al, which has been on trial in Judge Ritchie's court for several days past, has returned a verdict in favor of de-

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PERSONALS.

Prof. G. L. Swendsen is in Logan visiting his sister, who is ill. H. C. Moore, a merchant of Kimberly, is a guest at the Southern hotel. T. H. Smith, a well known Logan

horseman, is registered at the Cullen. W. H. Cromer has removed to the Southern Hotel to reside for the winter.

Cashler George M. Cannon has gone raised the point that until evidence is produced by the state showing that a crime had been committed, the confes-sion of a defendant can not be used against him. The contention of the at-torneys for the defense was sustained by Judge Armstrong. The district at-torney then asked that the case be dis-missed but the court granted the moto New York on a two weeks' business

Monroe Wilkinson has gone to San Francisco to spend the remainder of the winter.

Mr. I. E. Suckling of New York, rep-resenting Mme. Melba, is a guest at the Knutsford.

inised, but the court granted the mo-tion of the defense to instruct the jury to return a verdict of net guilty. Such a verdict was returned, and Driscoll, whose confession of the crime has been Sam Gilson returned to Carbon coun-y this afternoon, after a stay of several weeks in this city.

Editor John J. Vandemoer of the Enwhose contession of the orige ever since his arrest, walked out of the court room a free man, while his partner, who, it is said, had little to do with the crime, was taken back to the state prison to serve out his term of five years. at the Knutsford from Denver.

Word from Judge Norrell states that his health is rapidly improving, so that it is much better at present than for

Dr. George S. Sears of Manti has been operated upon successfully for appendicitis at St. Mark's hospital, and is doing well.

Sergeant Bright of the Twenty-fourth United States infantry is in town from Fort Harrison on a furlough, visiting with friends.

C. L. Patterson and wife of Denver have removed to this city to reside, and are stopping for the winter at the Southern hotel.

Government Timber Inspector James Houston of Redding, Cal., is at the Cullen en route to southern California from an eastern trip.

Hon. Samuel Douglas of Payson, father of Mrs. J. J. McClellan of this city, is in town visiting with the fam-ily of Prof. McClellan.

H. B. Bolden of Columbus, Ga., has removed to this city to locate as gen-eral manager of this territory for a type writer company.

Bert Scabold and wife are at the Knutsford from New York for a few days. Bert's many friends are glad to see him once more in Sait Lake.

Colonel George Dorsey of Fremont, Neb., and brother-in-law of General Agent I. A. Benton of the Denver & Rio Grande passenger department, is at the Knutsford.

Engineer P. L. Petersen has returned from the Jordan Narrows, where he has completed borings under the direction of Captain Hammond, where it is proposed to build a canal,

J. T. Ross of Cleveland, a business associate of Barney Mahler, is a guest at the Kenyon. He has come on at Mr. Mahler's request to help him in his conferences with the Light & Rallway people.

Mr. Freeman S.Morningstar and fam-Mr. Freeman S. Morningstar and fam-liy have taken the George Dern resi-dence on the southeast corner of H and First streets for the winter, and will be at home to their friends after the first of the week.

Assistant Secretary Fairfield of the Assistant Secretary Fairheid of the Commercial club has returned from a visit to Nebraska, where he says it was so cold that people go clad from head to foot in the fur of the polar bear and walrus hide. The cold winds are so keen and searching that they will penetrale any other kind of a combina-tion.

omplaint of the plaintiff is not verified and when, upon the special appearance of the defendant, it is found from affi-davits filed by either party that the action is brought in the wrong county

or precinct or city. Judiclary. H. B. No. 33-Thompson, for the re-peal of the state bounty haw. Special committee on bounty frauds. H. B. No. 34-Roberts, prohibiting members of district school boards from appointing their members to offices of rofit. Education

H. J. M. No. 1-Joseph. memorializ-ing Congress to establish a bureau of mining, with headquarters in the inter-mountain states. Federal relations.

HIS PA A LAWMAKER.

(With Apologies to James Barton Adams.)

's in the legislatur' now, n' I'm a proudish kid; says she cain't imagine how le got there, but he did. says there wasn't nothin' wrong e way the cards was dealt. t he was on the ticket 'long ' Teddy Rosenvelt, d' mebbe that's the reason he t sich a big matority. t sich a big majority

tell you, now, but he looked grand Right after 'lection day! s' put on dog to beat the band No matter what 'I'd play, it on a white hand-pollahed shirt An' hard-b'lled Derby hat, o' hand-me-downs so loud they hurt My eyes, an' said 'at that as jos' the sort o' rig fequired y statesmen propaly attired

Got dignerfied as he could be. An' said it was a shame Ma didn't show no pride 'at he Had riz 'way up to fame. An' down there at the capital He'd look so neat an' prim That them big city wimmen all 'D be dead zone on him be dead gone on him tol' him not to sing that song loud or she would go along,

Las' night the preacher come upon His weekly visit and He felt real sorry pa had gone To jine that statesmen band. He'd bin a pillar o' the church. A prayerful, upright God-fearin' man without a smirch Upon his shield so bright Fur many, many, many years. But now, alas' he had his fear!



Utah Historical Society Will Ask State Aid-Officers Elected.

The Historical Soclety of Utah held its eighth annual meeting yesterday, when the following were chosen officers of the organization for one year: President, Orson F. Whitney, vicepresident, Mrs. Isabella Cameron Brown; recording secretary, Jerrold R. Letcher: corresponding secretary, Al-fales Young. A board of control was Was also elected, consisting of E. W. Wilson.

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tions necessary for more room.



