

LYNCH TO BE RE-SENTENCED.

Convicted Slaver of Col. Godfrey Prowse Will Stand Before Judge Booth Tomorrow.

JUDGE STEWART SO ORDERS.

Expected That the Condemned Man Will Make a Speech Before the Death Sentence is Passed.

Upon motion of Dist. Atty. Elchon, Judge Stewart this morning issued an order to Sheriff Emery and Warden Dow directing them to bring James Lynch before Judge Booth in the criminal division of the district court tomorrow morning at 11 o'clock to be resented. It is expected that Lynch will make a speech before the court again passes the death sentence upon him.

JUDGMENT REVERSED.

Supreme Court Instructs That Demurser in Ash Case be Overruled.

The supreme court has reversed the judgment of the lower court in the case of the Neiden-Judson Drug company et al., appellants, vs. the Commercial National bank of Ogden and R. T. Hume, administrator of the estate of Shirley D. Ash, deceased. The action was brought to recover a stated mortgage executed by Ash in favor of the bank upon a stock of drugs. It was argued by plaintiffs that the claim of the bank be not classed as a preferred lien over that of other creditors of Ash. In the lower court a demurser to the complaint was sustained and judgment entered in favor of defendants for costs of suit. This judgment the supreme court reverses with instructions to the lower court to overrule the demurser and proceed with the trial of the issue. The opinion of the court was written by Justice Barth and concurred in by Chief Justice Basquin and Justice McCarty.

Johan Starr Sues.

The Utah Consolidated Mining company has been made defendant in a damage suit filed in the district court by Johan Starr to recover \$1,999 for personal damages received while employed in defendant's mine on Aug. 27, 1903. Plaintiff's leg was broken and he was otherwise crushed by falling ore.

Judgment for Plaintiff.

Judge Hall this morning rendered a decision in favor of plaintiff in the case of S. G. Paul against L. H. Hodges and wife. It is decided that defendants be required to redeem lots 7 to 13, inclusive, Martin's subdivision of the west half of block 33, plot C, from sheriff's sale within three months from this date at a sum of \$500. Upon failure of defendants to so redeem the property, the title to the same shall be quieted in plaintiff.

Federal Court Cases.

The damage suit of J. S. Young vs. the Southern Pacific, tried in the federal court yesterday, resulted in a ver-

Your grocer moneybacks Schilling's Best; he is glad to pay-out the money; it costs him nothing; it isn't his money.

dict for defendant, the court having so instructed the jury.

The time of the federal court today was taken up in the hearing of the cases of Silverman Bros., wool merchants of Chicago, against John H. Radford and Charles E. Carter, to recover \$2,044.59 and \$4,296.71 respectively, money advanced on the purchase price of certain quantities of wool.

Injunction Suit Heard.

The injunction suit of Sarah A. Gibbs et al., vs. the Rio Grande Western Railway company et al., was again taken up by Judge Hall this morning and the introduction of testimony in the case proceeded with. It is expected that it will take several days to come to a final decision.

COURT NOTES.

The damage suit of J. S. Young vs. Young & Son, the Pacific Railway company occupied the entire day in the federal court yesterday. Plaintiff sued to recover for injuries received through being struck by a spike while working on the Lynch cut-off.

L. L. Mills filed suit for divorce today in the district court against Cora E. Mills on the ground of desertion. They were married in Independence, Kan., on July 28, 1894, and it is alleged that defendant deserted her husband on Sept. 1, 1898.

Claudia McNeil has filed a petition in the district court for letters of administration of the estate of John McNeil, who died in Park City on Nov. 8, 1903. The estate consists of cash in bank amounting to \$300 and real estate valued at \$2,000. There are five heirs to the estate. The petition will be heard on Friday, Nov. 27.

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

RURAL MAIL CARRIERS.

A Regular and Substitute Appointed For Middleton, Idaho.

(Special to the "News")

Washington, D. C., Nov. 7.—Richard H. Rutledge has been appointed regular and Mary Rutledge substitute rural free delivery carriers at Middleton, Idaho.

A patent for a printing press has been issued to William Logue, Ketchum, Idaho. PENSIONS.

Pensions granted, Utah—Albert W. Kelley, \$10; John R. Wilson, \$1; Edwin S. Cushman, \$8; Enos S. McCafferty, \$6; Wyoming—Peter Anderson, \$10.

Headache

Often a warning that the liver is torpid or inactive. More serious troubles may follow. For a prompt, efficient cure of Headache and all Liver troubles, take

Hood's Pills

While they rouse the liver, restore full, regular action of the bowels, they do not grip or irritate, nor irritate or inflame the internal organs, but have a positive tonic effect. 25c. C. L. Hood & Co., Lowell, Mass.

BOSTON STOCK MARKET.

Closing quotations today as reported by Hudson & Sons Co., brokers, were:

B.M. Asked.

Alamagomedon 38½ 28½

Can. Mecur 65 70

Daly-West 32 32½

Utah 27½ 28

U. S. 17½ 17½

Close of business.

At all drugstores or by mail at 2. C. M. L. Drug Store.

LATE LOCALS.

H company of the infantry will hold a drill and dance tonight, in the armory.

Manager Quigley of the Studebaker company is in Idaho, looking after the interests of his house in that state.

Today's local bank clearings amounted to \$77,472.85, as against \$749,967.21 for the corresponding day of last year.

William McCullough of Bingham, and Miss D. Wood of this city were married in the county clerk's office today by Deputy Clerk David A. Smith.

Local vehicle men are placing sleighs in their show windows, in view of the coming snowy and cold weather. A good season in this line of goods is looked for.

The coal situation continues unchanged from what it was yesterday, and dealers say there will be no further advance in winter. Present prices are here to stay until the flowers bloom in the spring.

All of the second story steel of the Federal building is now in place, and the second story walls are going up. The structure has now reached a point where some adequate idea of its imposing character can be had.

The contract given to Engdahl & Ruine of this city for the mason work on the Y. M. C. A. building, covers the mason work, and is for \$29,000. The contract for the carpenter work will be let later.

State Auditor Tingey is having his record of marks and brands recorded in his office between June 1, 1902, and Oct. 1, 1903, published in pamphlet form for distribution among the stockmen of the state. It is expected that the pamphlet will be ready in about two weeks.

An electric candle is in the market that looks like the ordinary wax candle set in the candlestick. The device contains a small battery, while at the apex of the candle is a small incandescent lamp, and by pressing the thumb it is made to glow. The battery will run for eight hours.

The excavating gangs of the Independent Telephone company have removed the Pioneer monument, and the steam drilling machine attracts considerable attention. The brick floors of the new building will be laid in the central station on State street, and interior construction is going rapidly pushed.

There will be a drive service examination in this city, Dec. 8, for the examination of paleontologic draftsmen in the geological survey corps at \$340 to \$900 per annum; also, Dec. 15, for the position of assistant steam engineer at the United States penitentiary, Fort Leavenworth, with salary at \$900.

Fisher S. Harris, city treasurer-elect, has appointed George H. Wood, ex-auditor, to be his chief deputy. Mr. Wood is one of the most prominent young Democrats in the city and his experience in office work will well qualify him for the position to which he has been appointed. Mr. Harris, it is understood, while exercising general supervision over the office, will continue as assistant secretary of the Commercial club, a position he has held since its organization.

Attend the Dress Goods Sale.

Entire stock of all kinds marked 10, 20, 30, 40 and 50 per cent off.

AT WALKER'S.

Night Was Her Terror.

"I would cough nearly all night long," writes Mrs. Chas. Applegate, of Alexandria, Ind., "and could hardly get any sleep. My hair consumption so bad that if I washed it it would fall right out. It was frightfully and spit blood, but, when all other medicines failed, three \$1.00 bottles of Dr. King's New Discovery wholly cured me and I gained 28 pounds." It's absolutely guaranteed to cure Coughs, Colds, La Grippe, Bronchitis, all Throat and Lung Troubles. Price 50c each. Trial bottles free at A. C. M. L. Drug Store.

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THE UNION SAVINGS & INVESTMENT CO.

HON. B. H. ROBERTS, President.

O. G. SNOW, Vice-President.

JOSEPH NELSON, Treasurer.

M. A. BREEDEN, General Attorney.

A. H. SNOW, Secretary.

DR. E. WRIGHT, Director.

How

Much wages does your money earn? Seven per cent is good wages, especially if compounded. Real Estate security and plenty of margin. Look into this.

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