Accompanied by General Traveling Auditor Crandall of U. P.

NEW ROUTE FOR FREIGHT.

All Through Business on Harriman System May be Handled via Galveston-Railroad News.

Erastus Young, the recently appointed general auditor of the entire Harriman system, including steamboat lines, arrived in this city last night accompanied by General Traveling Auditor G, T, Crandall, of the Union Pacific. The two gentlemen have spent the major portion of the day in the auditing department of the Oregon Short Line looking into the working of the system that has now been adopted by all the auditing departments of the Harriman lines.

They will leave for the West this

SHORT LINE COLLISION.

Northbound Passenger No. 9 Smashes Into a Freight at Pocatello. Special Correspondence.

Pocatello, Idaho, Feb. 6 .- A rear end collision occurred in the yard at about five o'clock this morning when the Salt Lake passenger No. 9 northbound ran into the rear end of second section of freight No. 21, which was just pulling in on the side track with a trat load of "battleships" or loaded stee coal cars, of 100,000 pounds capacity each. Conductor Havenor was in charge of the passenger train, with engine No. 401, and Wm. Chrisman.en-gineer, and Chas. Thompson, fireman who libth jumped after applying the air brake. The caboose was partly telescoped. Brakeman Robt. Reardon, however, was the only one injured, re ceiving a flesh wound in the foot, which was pinned in the wreckage. The prop erty damage is comparatively smal

The Short Line have requested the building used by them as city hall, and fire department, for the purpose of us-ing it for the O. S. L. stationery de-partment, which will be removed from Salt Lake the moment it is vacated, which, the mayor thinks, can be done before the first of March. The O. S. L. is putting up 5,000 tons of very fine ice this month, fourteen to fifteen inches thick.

NEW SIDETRACKS.

Southern Pacific Engineer Tells of Contemplated Construction.

We have received instructions to build \$200,000 worth of new sidetracks on this division alone," said Resident Engineer Robinson, of the Southern Pa eific. in a recent interview, "and we will push this work as fast as possible, use when the summer rush of traffic be

These sidetracks will be scattered all along the division at the various passing points for trains in the yards, and wherever else they are required In addition to this we will practically reconstruct the line between Reno and Sait Lake or Ogden, and will make it the best road in the United States. this extra work is demanded by the in creased traffic, and if these improvements are not made, and made at once ve would be unable to handle the tre mendous business that will be offered The road will now have a maximum grade of twenty-one feet, with three degree curves throughout.

"We have laid out a practical route from Emigrant Gap to Truckee, which includes a tunnel several miles in length, and are only awaiting the neces. sary money to begin work on its con-struction. We are also constructing two additional oil tanks near the roundhouse in Sacramento, each to have a capacity of 2,300,000 gallons This, with tanks already in place, will give us a storage capacity of 6,000,000 gallons at this point alone, and it will not be long before all of the locomotives operating on the valley divisions will be burning oil."

HARRIMAN'S NEW MOVE.

Morgan Idne will Handle Most of The Freight from Pacific.

Galveston, Tex., Feb. 7.--What is claimed to be the transfer of the Mor gan Line steamers from New Orleans to Calveston was announced today from New York, J. C. Stubbbs, traffic man ager of the Southern Pacific, has been in New York for several days, conferring with Prest Harriman. On his recommendation the executive commit-tee acted in line with Mr. Huntington's original plans. Mr. Stubbs says all through business can be handled via Galveston within sixty to ninety days and it was so ordered by the executive

This means that all freight from Texas, Colorado, Utah, Arizona, New and Old Mexico, California and the Pacific coast, Sandwich islands, China and Japan will be routed via Galveston It is announced with official authority that the executive committee of the Southern Pacific will carry out the late Huntington's plans at Galveston These plans contemplate the building of terminals at Galveston; a ship repairing plant and general depot storage and refrigerating warehouse cotton compress, elevators, etc.

Earnings in Michigan.

Lansing, Mich., Feb. 7.—The earnings of Michigan railroads during the year 1901 exceed by more than 8 per cent those of the previous year, which in turn was over 7 per cent more than the earnings of 1900. A statement based on monthly reports of the companies daing hostows in Michigan doing business in Michigan issued by that the total earnings in this state for 1901 were \$42.374.569, as compared to \$39,176,939 for the previous year, an in crease of \$3.197.629. The earnings to December alone were \$3,490,160, or \$214, 020 in excess of those for the corres-ponding month of 1900. The increase

## Hood's Pills

Are prepared from Nature's mild laxatives, and while gentle are reliable and efficient. They

## Rouse the Liver

Cure Sick Headache, Biliousness, Sour Stomach, and Constipation, Sold everywhere, 25c. per box. Prepared by C.I. Hood & Co., Lowell, Mass.

in the earnings noted will add nearly \$100,00 to the taxes of the railroads, the last computation of which under the specific tax law is soon to be made. Next December the railroads of the state will be taxed on the valuation of their material property.

New Bond Issue.

New York, Feb. 7.—According to John Byrne, president of the Pittsburg, Shawmut & Northern Rallroad com-pany, which was closely associated with the fallure of the Seventh Na-tional bank of this city, and that of Marquand & Co., brokers, the Herald says, arrangements have been made for refunding the outstanding bonds and the procuring of new funds for financing the road. The old issue amounts to \$6,000,000, at 5 per cent. According to Prest. Byrne, there will be a new issue of \$10,000,000 at 4 per cent.

Rhoades Acquires Grit.

I. O. Rhoades, general / purchasing agent for the Oregon Short Line, ap-parently lives under a jucky star, which he expresses himself as being better than a cracked ceiling. This morning he had occasion to leave his room for a minute to go into the front office. At this precise moment, Critzer, "the become emphatic with the result that the ceiling fell, and great was the fall thereof. Had Rhoades been sitting in his chair he would have suddenly developed bumps that would have folle the most expert phrenologist to diag For the rest of the day th purchasing agent has had more grit than even Funston. The desk papers than even Funston. The desk pand everything in the room have shedding plaster and hair the livelong

SPIKE AND RAIL.

Alan Wilson, traveling freight agent for the Alton at Denver, is in this city

General Agent Tripp, of the Missouri Pacific, is numbered among the of-ficials who are out of town, J. C. Johnson, of the Nickle Plate at

Denver, is among the visiting railroad men in town. General Manager Herbert, of the Rio Grande lines, left for Denver this morning on No. 6.

E .J. Arries, agent for the New York Central, with headquarters at Massena Springs, N. Y., came in from the East this afternoon.

Acting Auditor McNitt, of the Oregon Short Line, has been confined to his home for a couple of days past suffer-ing from a bad cold.

H. A. Allen, the new assistant superintendent of the Pullman service at Ogden, has arrived and entered upon

A corps of San Pedro surveyors are a camp about eight miles east of Oasis station in Millard county. They are said to be working hard on the completion of the survey.

The Oregon Short Line will run an exursion from Salt Lake to Logan and return on Monday, on the occasion of the visit of the Salt Lake Opera company to that town. The train will leave

William H. Capwell, a well known newspaper man, of Dallas, is making arrangements to bring a big colony of settlers to Utah who will locate on the lands of the Bear River Land and Water company north of Ogden this

At a meeting in Chicago yesterday of the general passenger agents of th the same fares and arrangements for Colorado and Utah that prevailed last summer be used during the coming sea-

The two committees appointed to intruct the Oregon Short Line employe in the new rules and signal code adopt t by the entire Harriman system are hard at work instructing the various employes of the transportation depart-

REPORT OF COMMITTEE.

Board of Governors of Commercial Club Meet At Knutsford.

Mayor to be Pressed Into Service and Asked to Help in Southern Pacific Cut-off.

The board of governors of the Commercial club met last evening at the Knutsford to hear the report of the special committee appointed to act on the Southern Pacific cut-off matter. The report, which included the telegraphic correspondence which has passed between the committee, Mr. Harriman and General Manager Kruttschnitt, was accepted and the committee continued. Instructions were also given to the committee to call upon the members of the club and all public-spirited citizens for whatever assistance they might deem necessary from time to time

A motion was also passed instructing committee to confer with the ting him to send a message to the Council requesting a favorable action of that body in regard to the Southern Pacific being brought into Salt Lake as a part of its main line.
It was thought that a communication

from the Council accompanying the ex-pression from the Commercial club ould have additional weight with the Southern Pacific executive committee. report submitted by the ommittee last evening was as follows: "Salt Lake City, Feb. 6, 1902. To the Board of Governors, Com-

erelal Club, City.
"Gentlemen: Your committee to "Gentlemen: Your committee to uring a hearing from the management f the Union Pacific and Southern Pacific rattroads in behalf of Salt Lake's advantages as a terminal on the proposed new route for transcontinental raffic, bcg leave to submit the attuched report. While the data available in the short time allowed the committee are necessary incomplete, we believe sufficient facts are set forth to justify us in expecting a favorable decision from the management of the ailroad companies if the case is properly presented to them. The tele graphic correspondence with Mr. Har-iman and Mr. Kritschnitt, which is made a part of this report, shows a dis-position to accord us a fair hearing, which of itself may be taken as an in-dication that Salt Lake's claims will

e considered on their merits. In presenting its report, the committee wishes to make acknowledgements of serivces rendered by Mr. J. H. Murock of he local weather bureau, Professor Marcus E. Jones and others who have assisted the committee in the collection of information. The Salt Lake public generally has shown a most gratifying inferest in the movement inaugurated by the club as shown by numerous voluntary expression. by numerous voluntary expressions of interest and offers of assistance in the

"All of which is respectfully submit-"T. G. WEBBER,

"M. A. NELDEN "F. A. DRUEHL,

At the meeting last evening there weitz. T. G. Webber. W. A. Neiden, John C. Cutler, Joseph A. Silver, C. P. Mason, John J. Daly and F. A. Druehl.

HAD A GREAT TIME. Students of L. D. S. University Com-

mercial Day.

The students and faculty of the L D. S. University, to all intents and purposes, owned the northern section of the business portion of Salt Lake for about an hour this afternoon. Headed by Held's band and a corps of youthful artists actively engaged in burning powder through the barrels of shot guns the students marched in double file and visited the former habitations of the L. D. S. college. The route taken was practically the same as that set forth in the "News" last night, and the streets were lined with the populace which tarried to take in the sight of young men and maidens armed with tip horns and other instruments of tor-

mud as merry as the proverbial larks.
The occasion for this demonstration
was "Commercial Day," being the first
anniversary of the date of occupancy
of the Business College building, and
the festlyities were under the auspices
of the commercial class.

of the commercial class.

After the grand march the various organizations headed by the standard bearers wended their way to the University, where an interesting program was rendered for the delectation of all who were present.

FOUR BOYS IN COURT. Judge Praises their Display of the American Spirit of Fight.

In Judge Diehl's court this afternoon four boys pleaded guilty to engaging in an unlawful fight, From the testimoney of Officer Gillespie it appears that yesterday at noon three boys, Peter Hay, Sidney Leaver and Alexander Daniquist were leaving school when they, like boys will, took it into their heads to throw snow balls at one Henry Shepherd. The latter did not approve of the program and retaliated with in-terest and then dared the three to meet him after school and fight it out. The boys expressed their willingness to the proposition and after school the four met on North Temple near Third West and went at it. The officer did not say which side carried off the honors up to the time he put in his appearance on the scene and then he carried off all

Hay, Leaver and Dahlquist admitted the truthfulness of the officer's statements, but Shepherd, who is sixteen years of age and has a voice like a foghorn, avowed that he was merely "standing on the corner" when he was assaulted by the three. Then, he said, he resented it and offered to fight all

of them in a knock down and drag out. "Well," said Judge Diehl, after patiently hearing the statements of each, "you all displayed that good American nit your valor to carry away your good udgment. I think you have all had punishment enough in being dragged up here, and as you all appear to be pretty good boys you are discharged this time.

G. T. Jassons & Co., Persian and Oriental rugs. Removed to 74 E. 3d So.

UTAH MUSICIANS HOME. Got a Warm Reception at Pocatello, ldaho.

Organist J.J.McClellan, H. S. Goddard and Miss Luella Ferrin returned this morning from Pocatello where they appeared last evening on the occasion of the fourth anniversary of the Fraternal Order of Eagles, and the first for Poca-tello Aerie No. 119. Advices from Pocavent to date in that city. to the soloists named Miss Slience Dales, the Nebraska violiniste, was also ditorium, where the S. R. O. sign was hung out early, a banquet, with cov-ers for 164, and a ball at the pavilion vere indulged in.

The reception given to the Utah con-tingent of artists is said to have been nearty in the extreme.

OLD ROBBERY CASE.

Woman Comes Out of Prison to Testify Against Negro Companion.

Andrew Murray, the burly negro charged with complicity in the crime robbing Ah Sing, a Chinaman, several months ago, had a preliminary hearing before Judge Diehl this morn-

The case was prosecuted by Assistant County Attorney Loofbourow, and defended by Attorney Ray Van Cott. The principal witness against Murray

was Tillie Williams, the woman who is now serving three years for the rob

The woman told a most graphic story about the robbery and declared that she did not take the money, but that I was Murray who took it from the Chinaman's pocket.
"After Murray took the money," said

the woman, "we ran down the alley west of Franklin avenue and Murray pulled out a knife and said he would out the Chinaman's head off if he fol lowed. He then cut up the Chinaman's purse and threw it away. In the purse there were two checks, one for \$125 and the other for \$100. Besides the checks there were three \$20 gold pieces, two \$10 pieces, a \$5 and \$4 in silver. Then we got a carriage and went to the road house and got to drinking. We also got in a fuss and Murray smothered me to death. This was on Sunday. Next night we got arrested in the room." The Williams woman said that Murray sewed the checks up in the sleeve of his shirt, and tried to hide some of the gold, but the officers found it. She said that after they were arrested Murray tried to get her to "do the time" and say nothing about the robbery or his part in it.

The case was continued until this af-ternoon and it was a late hour before

BE ARRAIGNED TOMORROW. Peter Mortensen and Others to Aps pear in the Criminal Court.

Peter Mortensen will be arraigned in the criminal bench of the district court tomorrow morning on the charge of murdering James R. Hay. Fourteen other offenders or suspects will be arraigned at the same session of the court. These latter are charged with

It is believed that Mortensen will take the statutory time in which to plead and go back to his cell in the county jail to await the coming of that day, which may or may not be fixed tomor

RECEPTION AT MURRAY. Primary Gives Fine Affair in Honor of Stake Officers.

There was a largely attended and altogether very fine reception at Murray last night given by the primary board in honor of the officers of the Granite Stake. Among those present were Presidents Joseph F. Smith and John R. Winder, Apostle A. O. Woodruff, Prest. Frank Y. Taylor and many oth-

During the evening a very entertain-

Apostle Woodruff, Prest. Taylor, Louis B. Felt, Aurelia Rogers, Apostie Woodrun, Pres. Louie B. Felt, Aurelia Rogers, Luiu Greene Richards, Miss Anderson, Miss Derbidge, Mrs. Edna L. Smith, Mrs. Bennion, and Mrs. West. The speech of Wheat velcome was delivered by Mrs. Wheel er, the president, Songs, instrumental music and recitations were also given and the occasion voted a pleasant and

F. G. BARKER DEAD. Street-Car Motorman Falls a Victim To Tuberculosis.

Frederick George Barker, son of John H. and Susan D. Barker, of Cache county, died in this city yesterday afternoon, of tuberculosis, after an illness of nearly nine months. He was employed as a fireman on the Oregon Short Line and later as a motorman on one of the city street cars.

The funeral will be held Sunday at twelve o'clock from the Nineteenth ward meeting house. The remains will be shipped to Newton on Monday,

where interment will be made The deceased was born in Providence Cache county, 32 years ago, but had only been married about a year. He leaves no child.

ALMS COLLECTOR ARRESTED.

Officers Gillespie and Davies this afternoon arrested a man who gave his name as T. A. Dowling. The charge against him is soliciting funds for a widow whose husband was recently killed, it being claimed that the money he obtained was fraudulently secured for his own benefit. He has been solic iting assistance from prominent business people here and has collected

PERSON ALS.

Robert D. Grant has returned from a trip to the far east and to British Co-

Mrs. F. E. McGurrin has been seriously ill at St. Mark's hospital, and an operation was necessary; but she is eported better today.

Ex-Manager E. J. Jolly of the Pacific underwriters at this point, is in the city for a few days from San Francisco on

Very Rev. Dean M. Grogan of the Catholic church at Napier, New Zea-land, is a guest of President Larkin of All Hallows college in this city. The dean is en route to Philadelphia, whence he will go to Europe on a trip around the world, and he will be absent from his home for a year. This is the first vacation Dean Grogan has had in twenty-two years, and he is enjoying it. He is much pleased with Salt Lake, and will remain here for a week yet. The dean and Father Larkin were school mates and used to play mumblepeg and hop Scotch together. 

AMUSEMENTS. 

The rush for "Martha" seats continued all day yesterday and today at the Theater box office, the main demand being for the matinee tomorrow afternoon. Only three more performances will be given here, tonight, tomorrow afternoon and tomorrow evening. The Short Line excursion to Logan on Mon-day promises to be heavily patronized.

Ole Olsen has been seen so often in Ealt Lake that it hardly need describng at this time. It drew a good sized addence at the Grand last night, and Ben Hendricks, one of the best Swedish mpersonators who has yet rendered the tile role, played it with the same hu-mor and fidelity as ever. The play is filed with up-to-date specialties all of which took well with the audience. The adies' Swedish quartet can be ranked as fair only, but most of the other acts were of a good grade.

The advance sale for "Way Down East" is now going on at the Theater.

Telegrams received this morning state that Miss Emma Lucy Gates duplicated her New York success last night in Boston. Judging by the accounts, the enthusiasm was even great-er than in New York City which is all Boston audiences are noted as being the most critical and perhaps the best informed of any in the United States.

Messrs McClellan and Goddard and Miss Silence Dales and Miss Luella Ferrin returned this morning from Po-catello where they had a royal recep-tion last night. They furnished the musical program for the celebration of the fourth anniversary of the Order of Eagles. The affair was held in the auditorium before a packed house. the musicians are enthusiastic over the Pocatello Opera house and the audience that filled It.

CYCLE STORE ROBBED. Believed that Boys Were Guilty of the Offense.

The Wilkes Cycle company's store on Second South street, west, was broken into last night and a cheap pistol and a half dozen pocket knives stolen. Entrance was gained by breaking the window in the rear door. The matter was reported to the police this morn ing and Sergeant Burbidge and Officer Davies investigated the affair and came to the conclusion that the job was done by some boys. It is said that yesterday a young Chinese boy called at the store and examined the very revolver, which was afterwards stolen, with a view to purchasing it, and it is believed the boy knows some-thing about the robbery.

CAPT. THOMAS COUCH DEAD, One of the Best Known Mining Men On Pacific Coast.

San Francisco, Feb. 6 .- Capt. Thomas Couch, one of the best known mining men on the coast, died last night at the Homeopathic sanitarium. For nearly four weeks little hope has

been entertained for his recovery His remains will be sent to Great Falls, where thew will be interred. Capt. Couch has for years been identified with the management of Anaconda properties and later the Mariposa mines. He retired with the Mariposa mines. He retired from the management of the latter sev eral years ago and engaged in dredging near Oroville, where he developed a big enterprise which is at present one of the best paying in the state. He was a native of Cornwall, Eng-land, and 58 years of age. He is be-

lieved to have left an estate valued in the neighborhood of half a millian. HIS WORK IN BUTTE.

Butte, Mont., Feb. 6.-When the Boston & Montana Mining company first began operations in this city Mr. Couch was selected to manage its affairs, a position be held for several years. The building of the smelter at Great Falls was also the result of the captain's energy, his judgment in the matter of se lecting the site and getting the work under way being considered one of his greatest achievements.

There is a Class of People

Who are injured by the use of coffee Recently there has been placed in all the grocery stores a new preparation called GRAIN-O, made of pure grains that takes the place of coffee. most delicate stomach receives it without distress, and but few can tell it from coffee. It does not cost over ¼ as much. Children may drink it with ing program was rendered. The speak-ers were Presidents Smith and Winder, package. Try it. Ask for GRAIN-O.

SON DECLINES TO PAY THE RENT

Executors of Estate of A. H. Raleigh, Deceased, Enter Suit.

SUPREME COURT OPINION

New Trial Now Granted in Case of Western Loan & Savings vs L. H. Berg and Wife.

William Asper and Alfred Solomon, executors of the last will and testament of A. H. Raleigh, deceased, this morning filed a suit against Joseph H. Raleigh to recover \$135 for the rental of the premises known as 324 north, First West street, which belongs to the estate of deceased. They also ask for treble rents as damages for the unlawful retainer of the premises.

It is understood that defendant claims that the property in question was given to him by his father, Bishop Raleigh, prior to the latter's demise.

DECISION REVERSED. Supreme Court Grants a New Trial In Western Loan Case.

Justice Baskin today delivered the case of the Supreme court in the case of the Western Loan & Savings company vs L. H. Berg and wife, reversing the decision of the lower court, in not granting plaintiff's motion for a

w trial, and remanding the case for The suit was brought in the First judicial district and was for the foreclosure of a trust given to plaintiff to secure a promissory note on which a balance was due amounting to \$239. When the case was called for trial the attorneys for plaintiff did not ap-pear and judgment was rendered against it, thereupon a motion for new trial was made and was denied by the trial court. It is from this decision that plaintiff appealed.

It was shown by affidavits of one of plaintiff's attorneys and the clerk of the court, that the case was set without due notice to plaintiff and before the issues had been joined. The opinion holds that it is clear from the record that the failure of plaintiff to appear for trial was even before the product and the for trial was excusable neglect and the motion to set aside the judgment and grant a new trial should have beer sustained by the court below. Chie Justice Miner and Justice Bartch both concurred in the opinion of Justic-

M'MASTER LOSES.

Judge Morse Finds in Favor of Defendant in Fee Suit. The findings of fact and conclusions

of law in the cases of Alexander Mc-Master vs. The Hines Mercantile Co. et al, have been signed by Judge Morse. The suits were brought to recover fees from the defendants, for services rendered by the justice in connection with actions instituted in his court by the Merchants' Protective association on behalf of the parties sued, who were the plaintiffs in the actions plaintiffs in the actions defense to the action was that the Merchants' Protective association was esponsible for the fees, and it also ame out upon the hearing, that Mc-Master had a contract with the Pro-tective association, which was to the effect that he was not to be paid his ees unless he plaintiffs recovered, with

the cases were filed. In one finding the court holds: "That by the terms of said contract, the plaintiff herein, while a public officer to-wit, a justice of the peace, became and was personally and beneficially interested in the suits instituted before him as such justice of the peace, by the defendant's herein, for which the fees set forth in the complaint herein are claimed, and would be in the prosecu-tion thereof, materially benefitted by rendition and collection of ments therein against the parties

One of the court's conclusion of lay That the contract under said fees accrued and were incurred, is against public policy, and void and cannot be enforced; and that the over from the defendants nor at all the amounts claimed in the statement complaint filed herein, nor any sum

Judge Morse accordingly gave judg-ment in favor of defendants for the dismissal of the suits and for costs.

TWO DIVORCES.

Florence E. Selby and Judson P Fowler Granted Decrees Today.

Judge Hall this morning granted s decree of divorce in favor of plaintiff in the case of Florence E. Selby vs James E. Selby. The grounds on which the decree was rendered were failure to support. The defendant was in default, having left the state some time ago and gone to Mexico where he was last heard from. Mrs. Selby was given the custody of their minor hild and was restored to her maiden name, that of Florence E. Fields.

Judson P. Fowler was granted a decree of divorce, by Judge Hall today, from his wife Susie Fowler, on the grounds of desertion. Mrs. Fowler did not appear and her default was en-

Sharp Practice Claimed.

E. J. Wilkinson, trustee in bankruptcy, of the Star Grocery company suing the Anderson-Taylor company or \$383.74, which amount was paid b the Star Grocery company and credited to its account upon alleged threats of defendant to attach its stock of merchandise, and after it was known by de endant company that the former company was insolvent. It is alleged that the payments were secured so that defendant would get more than its per-centage of the assets of the insolvent company and thereby prejudice the rights of the other creditors, which is a violation of the bankruptcy law.

Probate Court.

Frank J. Tucker has applied to the district court for letters of adminis-tration on the estate of Stephen W. Tucker, deceased. The petition states that the personal property of the estate is valued at \$100, and the real property at \$2,000. The real property described as the west one-half of lot block 6, plat B. There are six heirs to the estate named in the peti-tion. The matter was set for hearing Friday, Feb. 21.

Petitions were filed in the district court by Ann Sanders praying that she be appointed administrator of the estate of Thomas Ward and Sarah Ward, deceased, The estates which are practically the same consist of an un-divided one-half interest in \$780.01 cash on deposit in the Deseret Sav-ings bank, and real estate of the value of \$800, described in the petition as part of lot 7, block 63, plat C. There part of lot 7, block 63, plat C. There are five heirs, being the same in each A construction of the cons LACE CURTAINS
AND NEG &

NEW LINE FOR SPRING READY FOR INSPECTION.

Genuine Fine Hand Made Arabians,

Sashes, Panels, Ornaments, Bed Sets. We show a complete assortment of Machine Made Curtains, from the lowest grade up, the finish of which is unsurpassed by any other

Renaissance Laces; Stoves Bonne Femme

H. DINWOODEY FURNITURE CO.

Branconnonnonnonnonnonnonnon B

similar tine.

cision yesterday afternoon in the case of Frank Thompson, respondent, vs S. Hays, appellant, affirming the judgment of the lower court which found in favor of plaintiff.

The case was brought to quiet title to the water right in Brown and Sanford irrigation ditch in Big Cottonwood and it was decided by the lower court that the title was in plaintiff. The decorded by the lower court that the title was in plaintiff. fendant Hays appealed to the supreme court on the ground of errors com-mitted on the trial of the cause.

Judge Rolapp rendered the decision of the court which is concurred in by Justices Bartch and Baskin. The decision states that the record in the case is fatally defective, inasmuch as it fails to set forth any motion for a new trial and does not state any grounds up on which such motion would be made Consequently, the grounds for a new trial not being in the record, the court cannot surmise what the grounds were and has no means of knowing whether any errors occurred on the trial, wheth er the findings supported the proof Hence in this case the only thing before the court is the judgment roll and as no errors appear upon its face the judg-ment of the lower court is affirmed.

COURT NOTES.

The Utah National bank is plaintiff in two suits filed in the district court. One is against F. E. Houghton, J. J. Thomas and N. A. Fortescue to recover \$270.40, and interest and \$50 attorney's fees claimed to be due on a promissory note. The other is against J. R. Foulks and Nellie B. Foulks on a note given to secure the payment of the note in the first case. The amount sued for in the last case is \$250 and interest and \$50 attorney's fees. Anna C. Schied has commenced suit

for divorce in the district court against her husband, W. T. Schied, on the grounds of desertion and failure to sup-A cup of caramel cereal for breakfast

will surely please you. Ask your grocer for it or call at our store. ST.HELENA SANITARIUM FOOD CO. 63 East First South

LATE LOCALS. The employes of the old Consolidated Implement company will show their good will towards and appreciation of their manager, George A. Snow, who has retired from his position consequent upon the consolidation of the Im-

plement company and the Co-op Wagon

and Machine company, by giving a ban-quet in his honor next Saturday night at the Knutsford hotel. Preparations are being made to ensure its being a very successful affair. The half-tone cut of Miss Lucy Em ma Gates which appeared in the "News" on Wednesday evening was

from a photo by Johnson.

The employes of George Mueller, proprietor of the Royal cafe, resent the statement of some of the restaurant strike sympathizers that he is opposed in any way to union labor or to shorter hours. They say that he now pays better wages and gives more time to his help than any other man en-gaged in like business in the city. Mr Mueller himself says that he is not arrayed against the union. But he does not care to sign any contract, particularly as the one in circulation would give his employes no privilege that they do not now enjoy.

President L. J. Jordan of the Union Stake, Oregon, arrived in Salt Lake this morning and registered at the White House. He is still engaged in getting settlers for that section of the country, and reports excellent progress in his work. He will be at the White house for several days and will be cleased to see prospective homeseekers

The Relief Society of the Granite Stake will hold its conference on Tuesday, Feb. 11th, beginning at 10 o'clock a. m., in the Wilford ward meeting house. EMMA S. WOODRUFF, President.

Armeda Young, Secretary, The Congregation Monteflore (the orthodox Jews) has a committee looking up quarters for a synagogue. The Con-gregation has been unsettled ever since t left the annex of the Thirteenth ward meeting house.

The funeral of Wayne Brown, who died from injuries received in coast-ing, will be held from the residence, 66 D street, tomorrow at 2 p. m., with private interment at Mt. Olivet. Rev Dr. Paden will conduct the services at the house. It was on the D street hill that Capt. Woodbury, teenth infantry, broke his arm in the winter of 1889-90. He, with Lieut. Gregg, and other officers and ladies vere coasting down that hill "double ripper" when they ran into a hack at Brigham street, throwing the entire company into the street, and injuring the captain as mentioned. He was a year in recovering the use of his

pital through shock from an operation on Monday last for hernia. His age, 88, is making it difficult for him to re-cuperate. The bishop was a pioneer of 1847, and has been a well known figure in this part of the country for many years. The officers of the National Guard esident in this city have organized a school at the armory under the direc-tion of Colonel Sam Park. The hours of holding the officers' school at Fort Douglas prevents attendance there, so

an evening school has been started here. The officers meet every two weeks. The colonel is devoting a large share of his

time to the growth and development of

Bishop Archibald Gardner of West

estate. The petitions will be heard feb. 21 at 10 o'clock.

Supreme Court Case.

Supreme Court Case.

The Regimental command which is now in better condition than ever before Colonel Park is preparing to organize a regimental band, and a Daughter of the Regiment is talked of, with a hand counter would be a part of the Regiment is talked of the part of th some and popular young singer of city as the prospective daughter. A few bottles of our fine unfermenter

grape julco left. Try it. ST. HELENA SANITARIUM FOODCO. 63 East First South

BUSINESS NOTES.

Today's bank clearings amounted to \$481,850,63 as against \$500,339,98 for the same day last year. By the terms of a warranty deed fled in the recorder's office today, George W. Keel has transformed to

Keel has transferred to Fel

Keel, for a consideration of \$8,

acres of land being the north half o section 27, township 3 south, range west of Salt Lake meridian. The Willard Canning company, Willard, Boxelder county, filed its ticles of incorporation in the secreta of state's office today. It is comp of Willard and Ogden parties and principal place of business is Will and the purpose for which it is inc porated is to conduct a general ning business. The capital stock \$10,000 which is divided into shares the par value of \$25 each. Peter Lovis president; E. F. Rich, vice presiden R. E. Davis, secretary; A. L. Bre treasurer, who, with T. W. Baker

stitute the board of directors. Try our foods. The best is no more expensive than the cheapest. ST. HELENA SANITARIUM FOOD CO. 63 East First South

AFTERNOON MINING CALL May Day Was the Feature - Shorts Seek Cover.

May Day was decidedly the feature on the mining Exchange this afternoon and surprised not a few traders. In consequence of the excellent reports from the property the stock, which has been firm for some days, took a turn upward and the "shorts" sought to cover at almost any figure, it being freely predicted that the stock would go to

a dollar a share.
Throughout the list stocks remaine firm at about this morning's figures. A press time the following sales and que

tations had been recorded: B.d Asked. Ajax . . . . . . . . 500 Carisa . . . . . . 5,400 Con Mercur . . . 700 75 Daly West .. 75 26 50 Lower Mammoth . Mammoth.... May Day.. .. .... 18,700

CLOSING STOCKS.

(By leased wire to the Central Stock Exchange, 215 Main street). New York, Friday, Feb.

Smelter com ... | 47\6 | 47\6 | 47\6 | 288\6 288

Gen. Elec. 28114 2831/2 11% Rock Island Erie, preferred. 69% 69% 3278 Southern Ry .. 33% Anaconda 3376 Monon, com-Texas Pac. ... 6436 Ills. Cent. N. Y. Central B. & O. ..... 164 104% 104% 1711/2 1283/8 130 14

Reading, com. Am, Sugar ... St. Paul .... 166% 135% 167¼ 166% 136% 134 U. S. Steel .. 74% Amal. Copper . 103% 103% 102% Atch. preferred Atch. com. .... B. R. T. ..... 64% Peoples Gas .. Mo. Pac. ..... 103% 103% Lou. & Nash ... 104% 105%

'asting copper. COPPER AND LEAD. New York, Feb. 7.-Copper weak at 12%@13c. Lead firm at 4.10@4.15.

May wheat ..

May corn .....

Bar silver

8414 83% 6814 67

PROBATE AND GUARDIANSHIP NOTICES.

Consult County Clerk or the respective signers for further information.

NOTICE TO CREDITORS.—ESTATE OF Frederikka Madsen, deceased. Creditors will present clasms with voucners to the undersigned at the office of James H. Moyle. Descret National Bank Building, Salt Lake City. Utah, on or before the 10th day of June. A. D. 1902.

Administrator of the Estate of Frederikka Madsen, Deceased.

Date of first publication, Feb. 7, A. D. 1902.

James H. Hoyle, Attorney for Estate.

HELP WANTED.

TWO GOOD GIRLS. CRESCENT, 137 West Second South.

ONE BAY MARE ABOUT? YEARS OLD, hind feet white, star in forehead, brand left shoulder. If the above described animal is not claimed and taken away on or before February 17, 1802, she will be sold at City February 17, 1802, she will be sold at City Festray Pound, at 2 p. m. John O. Mattor, Poundkeeper.

ESTRAY NOTICE.