

EVERYTHING QUIET AT M'KEESPORT.

Strikers Retire to Their Homes to Await Decision of National Advisory Board—May be General Strike.

Pittsburg, April 17.—Quiet prevails this morning about W. Dewee's Wood plant of the Sheet Steel company, at McKeesport, the strikers having retired to their homes to await the decision of the national advisory board, in session here today, as to the advisability of calling out the employees of the other mills.

The strikers had an exciting night. It was reported that the company would make an attempt to bring outside men to McKeesport, and that a score or more men were on barges across the river awaiting an opportunity to be smuggled into the works. Patrols were thrown out and every avenue of approach guarded, but the expected movement did not develop.

The hammer house is the only department in operation and unless the sheet mills resume work soon the men in this department will have no material to work on after Friday of this week. Manager Cooper posted an order notifying all employees in the run out force, bar mill and sheet mill to report for work Thursday, April 18, 7 a. m. or consider themselves discharged. They were requested in the latter case to call at the office and get their money. A high board fence has been built around No. 2 mill, and it is reported that an attempt will soon be made to start it. The plant has sixteen mills.

There was a full attendance of the national officers and trustees who make up the advisory board at the meeting held at the national headquarters this morning. No one was admitted but the members of the board and the vice president, General Manager Smith, President Shaffer, were invited to be present but Mr. Smith did not attend. Secy. Jarrett was on hand before the sum of time in placing before the members of the Amalgamated association the position his company has taken in the fight now on.

President Shaffer stated that he would, if possible, go to McKeesport after the meeting to add the men now on strike and counsel them to be mild in their acts. No action had been taken by the board up to 12:30 p. m. It was stated that they were waiting on one of the vice presidents who had not arrived but was expected this afternoon. It was the general expression that a strike would be ordered, but that the decision would not be reached until late this afternoon. This seems assured unless concessions were made on both sides.

The combine, it is said, will be asked to vacate the position it has taken in the matter, or else the strike will be declared. Around the Amalgamated headquarters a general air of expectancy prevailed. Men of all crafts were dropping in at all times and eagerly inquiring as to what the prospects for a strike were. They seem to realize that if the struggle is precipitated, its effects must of necessity be far reaching, concerning them all.

Previous to the meeting, Mr. Shaffer said he would ask for power to call out at his discretion, the employees of the Sheet Steel company, and then, if he deems it necessary, as a last resort, to extend the strike order to all the plants of the United States Steel corporation. Said he:

"I could not yield the point demanded of me at McKeesport, and I would rather die fighting than lie down. The issue has been drawn, there can be no backing down now."

"We have received telegrams from our members in different sections of the country endorsing the stand we have taken and saying they will stand by us if it comes to a general strike."

A canvass of the members developed a strong individual disposition to grant the employees of the other mills. President Shaffer wired President Gompers, of the American Federation of Labor, explaining the situation at length and asking for any assistance the federation could give if the conflict came. Fifty thousand men is considered by labor authorities to be a fair estimate of the membership of the Amalgamated association. The association is, according to the statement of Secy. John Willis, in a more prosperous condition financially than ever in its history. Of the total membership, 15,000 are employed by the Republic Iron & Steel company, which is not a member of the Morgan combine, and by the independent mill plants here and elsewhere. Of the American Sheet Steel company's plants, 55 per cent of the total capacity is in organized mills. The company operates 15 large plants and a number of small ones, some six of the thirty plants owned by the combine being shut down and partially dismantled. Twelve of the plants are union mills.

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MINISTER LOOMIS MAKES DENIAL.

Never Said Unpleasant Things About Prest. Castro.

ON CONTRARY, LIKES HIM.

Refuses to Discuss Recent Diplomatic Incident—Barcelona Affair is Now Practically Closed.

New York, April 17.—Frank B. Loomis, United States minister to Venezuela, spent last night in quarantine with the rest of the passengers on the Red D liner Caracas, on which he came from Porto Rico. On disembarking today Mr. Loomis drove at once to the Hotel Victoria where he will be quartered until the end of the present week, when he goes to Washington to report to the state department and President McKinley.

To the Associated Press reporter who met him at quarantine today Mr. Loomis said: "I did not say any of the unpleasant things that have been attributed to me about President Castro during my stay at San Juan or anywhere else. The fact is I like Mr. Castro very much. I was interviewed at San Juan, it was more of a pleasant chat than anything else. There were other passengers aboard and present who said some unkind things but I certainly did not. I cannot understand how the criticisms were put in my mouth unless the views of the passengers alluded to were made mine. I am quoted as saying that President Castro drew but \$12,000 a year salary, yet had made \$2,000,000 in two years. Now, I do not even know positively that he drew the salary named, but I know nothing of any money he has made. I also deny that I said he plotted to secure my recall or removal."

"I cannot discuss the recent diplomatic incident with Venezuela. There are several points in connection with it that I will report on to the department and naturally they are quite confidential. I may say, however, that the preliminary steps towards a legal settlement of the asphalt case have been taken in the Venezuela courts. That is precisely where our government wished the dispute to go. We insisted that the dispute be submitted for adjudication without prejudice and carried over to the court. Of the American government does not reserve the right to intervene if justice is not done, but we want the matter passed upon by the courts. There was some feeling at the height of the incident, but it has subsided. The case is generally considered to be quite satisfactory. I cannot say how long it will take to reach a decision in the asphalt cases. I presume the law has its delays in Venezuela as elsewhere."

"President Castro seems to have the country under control. A constitutional convention, the eleven they have had, I believe, has adjourned, and there is to be an election in the autumn. It is quite certain that Castro will be elected president and inaugurated next spring. The constitutional convention has changed the tenure of the president from four to six years. Andrade is, I am told, at Caracas, and I feel that the result is true. Our government generally has a colony of Venezuelans there thinking of home and anxious to improve the political conditions. I am told Andrade plans an expedition to Venezuela, but I do not anticipate any trouble for some months."

"Venezuelans who have discussed Andrade with me say that while he is well informed, rather able and quite broad minded, he is lacking in strength and too kind hearted to make a successful leader. He is a one mother man, a younger man, will be brought forward to oppose Castro. However, of all these matters I have no personal knowledge and am merely telling you what Venezuelans say."

"The Barcelona incident, in which our consular agent was twice arrested by local officials in an attempt to extort money from him has been practically closed and in a manner quite satisfactory to me. Our government demands a full and complete apology and the fullest reparation. Just before leaving I was given assurance that the fullest amends would be made. I believe that the assurances given me will be carried out. I do not expect this return to Venezuela for at least five months. Four years in the tropics have left me in need of change and rest; my physician says I am going to try and get leave for a trip to Europe."

Lemars, Iowa, Bank Closes.
Washington, April 17.—The controller of the currency has received word that the Lemars National bank of Lemars, Iowa, closed its doors this morning. National Bank Examiner Meyer has been temporarily in charge, pending the arrival of Special Agent Thorburn, who has been appointed temporary receiver.

GAMBLING HOUSE ROBBED.
Four Armed Men Hold Up Place of Ben Marsh of Memphis.

Kansas City, Mo., April 17.—A Star special from Memphis, Tenn., says: Two men with drawn revolvers robbed Ben Marsh's gambling house back of the Peabody hotel this morning. The robbers spent three hours in the place and got away with \$3,000. The police have so far failed to get any clue as to the identity, or whereabouts of the men. They were evidently experts in the holdup business, working quietly and with precision.

Marsh and the assistants were balancing their cash after the night's play when the robbers rushed into the room. There was \$2,500 in a wallet lying upon a table and \$500 in bills in the hands of Marsh. The four men in the room were ordered to lie down on the floor if they expected to escape with their lives. The men quickly dropped to their knees, and the robbers snatched the money in sight. One man kept the money covered while the others stuffed the money in his pockets.

After securing the money on the table the robbers ordered Marsh and the others to stand up and they went rushing out the back door. The robbers made no resistance as they were informed that the slightest move would mean instant death. They secured but a small amount from their victims' pockets overlooking a wallet in Marsh's trousers containing \$200.

Then covering the inmates with revolvers the robbers backed from the room and dashed out of the door. When the police department was notified, detectives went to work actively on the case but so far have found no clue to the robbers.

AMUSEMENTS.
The sale for "Fatinita" is going rapidly forward at the Theater box office. The indications are that the final performance tomorrow night will be as heavy as any of its predecessors.

No tickets will be sold for the old folk performance tomorrow afternoon.

A NEW BISHOP OF LONDON.

Consecration of Dr. Ingraham Resembled a Political Meeting.

HIS REMARKS WERE HISSED

Cries of "No Popery"—Mr. Kenist, Anti-Ritualist, Makes Charges Against Him in Open Church.

London, April 17.—The scene in the Bow Street church today, during the consecration of the Right Rev. A. F. W. Ingraham as bishop of London, resembled a political meeting rather than a religious service. John Kenist, the anti-ritualist, entered an expected protest against the appointment. He spoke for some time in a loud voice. His remarks caused an extraordinary uproar and he was greeted with cheers, hisses and shouts of "Order," "Shame," "No Popery," etc.

Mr. Kenist in the course of his remarks, accused Dr. Ingraham of being unfaithful to all his promises when he was consecrated bishop of Stepney, adding that he had helped law breakers, had encouraged clergymen who, in defiance of the rubrics, elevated the host, offered masses and practised the confessional, etc. He concluded with saying that he was prepared to appear in the courts and prove that Dr. Ingraham was an unfit person to hold the position of a bishop of the Protestant church, owing to his encouragement of these illegal ritualistic practices.

The friends and opponents of Mr. Kenist became so uproarious that the vicar general tried to clear the church. Dr. Ingraham appealed to his friends to listen quietly. Eventually the vicar general overruled the objections and the election of Dr. Ingraham was confirmed.

Disorderly scenes and hustling occurred outside the church and finally Dr. Kenist was escorted home by a score of policemen and followed by a howling mob.

AFFAIRS OF THE COUNTY.
After wading through a mass of routine business yesterday afternoon, the county commissioners adjourned till Thursday. The Rapid Transit franchise to Forest Dale from State street via Eleventh South will probably be granted on that date.

The commissioners yesterday confirmed County Fruit Tree Inspector Boyce's appointment of Deputies Ernest Barley and Samuel E. Allen for Salt Lake City, and for Grand County, and Thomas H. Waite for the Union district.

The county board will sit at a board of equalization of taxes from June 3 to 21, inclusive.

VARIOUS COURT CASES.
Magnetic Healer James McNamara and his wife and Proprietor W. J. Montgomery of the Grand Pacific hotel and his spouse, had a mix-up over the possession of some furniture in the hotel recently, which resulted yesterday in the heater swearing out a complaint before Justice Kroeger.

Referee Eldridge yesterday afternoon took testimony in the divorce case of G. C. vs. Lode Snyder. The referee recommended that the decree be granted. Snyder testified that his wife left him 18 months ago after selling a house in Denver, worth \$3,500, which he had given her. H. C. Fisher was a witness for plaintiff.

Frances G. Luke has petitioned the probate court that she be appointed administrator of the estate of Panny Knapp, deceased, estimated at \$5,000. The hearing will be May 3.

Walter L. Hansen asks to be appointed administrator of his deceased father's (Peter E.) estate, amounting to \$2,000 in real estate. The widow and children are the heirs. Set for April 19.

Charles E. Tolhurst has commenced suit against James T. Keith and William C. Cunningham for \$15,000 damages. Tolhurst, who is a dentist, claims that on August 19, 1959, the defendants conspired together induced the county clerk of Uinta, Wyoming, to cancel upon the records of the office the registration of his dental diploma, dated January 3, 1958. He claims to have graduated from the Western College of Dental Surgeons of St. Louis, Mo., on March 1, 1957. At the time of the cancellation of the registration he was doing a business in Evanston of \$25 a day. He says that the defendants, who are Wyoming dentists, now practicing in Salt Lake, investigated the cancellation and caused him to be prosecuted and fined \$50 in justice's court for practicing without first filing a copy of his diploma. Tolhurst alleges that his prosecutors perjured themselves in order to convict him, and the conviction was annulled in the district court. He charges that pending his trial before the justice he was kept five days in a filthy cell. All these proceedings have been published in several newspapers to plaintiff's humiliation and damage to his professional reputation. He asks the district court to grant him redress from his persecutors to the tune of \$15,000.

In the case of Harriet M. Matson vs. Butterfield Mining company et al on motion of Attorneys Power, Straup & Lippman and by consent of counsel, Judge Hall ordered that the bill of exceptions in this cause may be filed, none pro true, as for March 14.

On motion of Frick & Edwards it was ordered that they be allowed to withdraw as attorneys for the defense in the case of Colorado Beach Sanitarium company vs. Clara E. Mackie and Senior F. Mackie.

This is an action brought by Watkins for a release from a mortgage on real property belonging to him in this city, which he and his wife executed February 1, 1957, to secure a loan from the Home Investment company of \$800. Plaintiff claims that the loan was repaid February 1, 1961, but the defendants refused to discharge the mortgage, to the plaintiff's damage in \$180. The defendants in their answer to the complaint claim that they never lent plaintiff or his wife any sum of money at all, but at the request of plaintiff and on Frederick Hodder on November 1, 1957, the defendant company executed a trust deed in which the company was the apparent beneficiary and Watkins and his wife the grantors, but that Hodder was the real beneficiary under the deed. The defendant further claims that the failure on the part of plaintiff to obtain a release of the trust deed is wholly due to the violation of plaintiff's contract in compensating defendant Miller for his services in that behalf.

The Whole Truth!

There's nothing so bad for a cough as coughing.

There's nothing so good for a cough as

Ayer's Cherry Pectoral

The 25 cent size is just right for an ordinary, everyday cold. The 50 cent size is better for the cough of bronchitis, croup, grip, and hoarseness. The dollar size is the best for chronic coughs, as in consumption, chronic bronchitis, asthma, etc.

Three sizes: 25c., 50c., \$1.00.

If your druggist cannot supply you, send us one dollar and express a large bottle to you, all charges prepaid. We care you give us your nearest express office. Address, J. C. AYER CO., Lowell, Mass.

WARD ENTERTAINMENTS.

SEVENTH WARD.

An entertainment in honor of George G. Smith, who leaves soon for a mission, will be given at the Seventh ward meeting house this evening. The program will comprise the following excellent features:

Quartette Fred Butler, Alex. Pyper, C. H. Hyde and Ben Pullmer
Soprano solo Lily Pye
Recitation Vida Fox
Gospel Frank Penrose and Sperry Lawson
Tenor solo Thomas Ashworth
Contralto solo Mabel Cooper
Fifteen minutes with the Humorists.
..... Miss Clawson and George Margretts
Baptist David Robinson
Our Missionary Elsie Barrow
Duet Mabel Cooper, Thomas Ashworth
Soprano solo Emma Jorgenson
Remarks Elder George G. Smith
Dancing.

ELEVENTH WARD.

For two nights beginning this evening that promises to be a very fine entertainment will be given in the Eleventh ward meeting house. The offering is a charming opera in two acts entitled "Jack, the Giant Killer," and it will be presented by the primary children of the ward under the direction of Mrs. J. C. Graybill. The cast includes: Mrs. Nellie Penrose Whitney, Miss Jessie Sears, and Miss Lulu Penrose.

PEOPLE WHO ARE PASSING

Mayor George Smith and wife of Park City are guests at the Cullen.

President Daniel Heimer of Morgan Stake and Moral Hygiene, the party—all New Englanders, who left New York, Boston, and Philadelphia on March 7th and went to California via New Orleans. The party is under the immediate direction of Mr. Charles Cooke.

J. H. Graybill of Nampa, Idaho, is a guest at the Knott. He is in the city agent for the Oregon Short Line, which is now using every effort to get a good class of men to settle in the Snake river valleys in Idaho. Speaking of Nampa Mr. Graybill said: "About a month ago I was discovered near Nampa and the people made a great rush to take up the land. There seems to be a good quality of oil there, but as yet no systematic development work has been done. Some machinery is now on the way to sink a deep well to see how great a flow may be encountered. There will be a large increase in the population of Idaho during the coming summer and it is the intention of the Short Line to give every encouragement possible to the right sort of settlers."

Bette Miner—George W. Jordan, a well-known restaurant man of Salt Lake is in the city. He came up to congratulate W. H. Davey on his election as mayor.

WITH THE JUSTICES.

W. J. Montgomery was taken before Justice Kroeger this morning to answer to the charge of assaulting one James McNamara. It seems that last month the men had some trouble over the removal of some furniture which Montgomery claimed to have a lease upon.

McNamara objected and Montgomery is alleged to have punched him in the face. The defendant listened to the reading of the complaint and took until tomorrow at three o'clock to enter his plea.

TO CURE A COLD IN ONE DAY.

Take Laxative Bromo-Quinine Tablets. 35c.

You will waste time if you try to cure indigestion or dyspepsia by starving yourself. That only makes it worse when you do eat heartily. You always need plenty of good food. Laxative Bromo-Quinine Tablets are the result of years of scientific research for something that would digest not only some elements of food but every kind. And it is the one remedy that will do it. P. C. Schramm.

Perfect digestion is the only foundation for perfect health. The food we eat makes all the blood we have, which in turn feeds every nerve, muscle and tissue in the body. HERBINE gives tone and vigor to all the functions and ensures good health. Price, 50 cents at Z. C. M. I. Drug Dept.

EXCURSION TO PROVO.

Wednesday, April 17th.
Via Oregon Short Line. Round trip only \$1.25. Special train 7:15 p. m. See members of Opal Club for particulars.

BORN.

To the wife of Mr. John Ramsey, of Salt Lake City, a fine boy weighing 14½ pounds. Mother and child doing well.

DIED.

HUGHES.—In this city, at 125 south Sixth West street, of general debility. John Hughes, aged 86 years, 4 months. Deceased was born in Llanidan, Denbighshire, North Wales, and came to this city thirty years ago.

Funeral services will be held from the Fifteenth ward meeting house, Friday, the 19th inst., at 1 o'clock p. m. Friends are cordially invited to attend.



The Eyes

Of every one who have bought their house decorations from us have proved to their owners that there's quality here. We guarantee what we sell and sell only what we guarantee. The prices are right, reasonable and readily paid by those who see the values that represent them. Just now it's

WALL PAPER

that is brought to your attention. We have an exceptionally fine line at "way down" prices.

H. DINWOODEY FURNITURE CO.

SCHOOL BOARD MAY BORROW.

Decision Reached at the Polls in Yesterday's Election.

THE VOTE WAS 1930 TO 317.

A Very Light Ballotting—Women Out in Full Force—Fourth Precinct Cast Largest Vote.

The following is a table showing the vote cast yesterday in the school election:

	Yes.	No.	Major.	Total.
First	456	93	352	578
Second	505	73	432	578
Third	255	62	193	317
Fourth	350	42	354	433
Fifth	229	47	242	296
Total	1,930	317	1,613	2,247

It can be seen from the foregoing that the school board has been given the power that it has been asking for for a long time, which it says will enable it to keep the schools open until the end of the year. This authority, as also can be seen, was given by a vote of 1,930, while the opposing vote was 317. The election glided through without a ruffle, and the vote was very light. This no doubt can be accounted for in the assumption that the opposition to the proposition would be very light. As it was, most of the voting was done by the women.

The Fourth precinct proved to be the strongest supporter of the proposition. Its vote being at a ratio of 3½ to 1. While in the Third precinct there was one opposing vote to every four in the affirmative.

As soon as the polls closed it did not take the judges very long to count the votes. Immediately after which they transmitted them to the board of education. The latter met at 8 o'clock and made an official canvass. This perfunctory duty was performed very quickly. Clerk Moreton reading the reports of the judges, Mr. Critchlow then moved that the minutes be made to show that the returns had been canvassed, and that the result was found to be the same as reported by the judges. The motion pending the committee report the board was authorized to audit the expense accounts arising from the election, after which the meeting adjourned.

REALTY AND BUILDING.

Agness Shearman Folsom of San Francisco this morning conveyed to Glen R. Bothwell, part of lot 2, block 8, plat E, on Arsenal, between First North and Current streets, for \$3,500.

The Western Investment & Trust company this morning conveyed to Elizabeth Brown, a lot at the southwest corner of North Temple and Second West streets with an alley way, for a consideration of \$8,000.

LATE LOCALS.

Three new cases of smallpox were yesterday reported to the city board of health: Charles Frasto, 32, 246 south Third West; A. C. Clayton, 33, 153 east First South; James Evans, 29, 219 west Fourth South.

The funeral services over the remains of the late William Calder, will be held in the Twenty-first ward meeting house tomorrow at 2 p. m. All those desiring to view the remains can do so at the family residence, 185 K street, between the hours of 12 and 1 p. m.

JUDGE TIMMONY'S COURT.

Frank Flemming and Mrs. Whitecotton were charged with being drunk and disturbing the peace. Both entered a plea of guilty to each charge but Flemming said it was all his fault and he wished to receive all the punishment. "Oh we are guilty, that's all," said Mrs. W. Whitecotton as she sat down in disgust. Flemming was given fifty-five days at labor and Mrs. Whitecotton forty-five days.

Ed Murtie with a brand new haircut stood up and swore that he was not drunk. Officer Chase said that Murtie was not only drunk, but "good and drunk and staggering." Thirty days was his portion.

John Eckman is being tried on the charge of befouling the water in Parley's canyon by permitting stock to run at large in the canyon.

LICENSED TO WED.

Five marriage licenses were issued yesterday afternoon. The contracting parties are Henry Arthur Schweikart and Nellie Cook, both 29 and both of Salt Lake; Charles C. Anderson, 45, Huntington, and Wallburg Christian, 26, Logan; Patrick Sheahan, 45, De Lamar, Nev., and Elva E. Godbe, 27, Salt Lake; Albert Wallin, 22, and Hilda Anderson, 24, both of Salt Lake; Charles J. Wright, 34, and Lillie Walter, 26, both of Murray.

Two licenses were issued today, one to Edward Smith, 22, and Ida Smith, 20, both of Eureka, and the other to Charles Farrer, 24, and Laura Elge, 21, both of Sandy.



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CLEMENT SUES CAPT. DE LAMAR.

Seeks to Recover Part of the Profits From Sale of Bingham Mines.

RESULT OF OLD AGREEMENT

Made in 1898 Between Clement and De La Mar—E. A. Wall and W. S. McCormick Made Defendants.

Victor M. Clement, a mining engineer, filed suit today in the district court against Joseph R. De Lamar, Enos A. Wall and W. S. McCormick, to recover one-fourth interest in the net profits of one-fourth interest in the Dick Macintosh lode mining claims, and a number of other claims in the West Mountain mining district at Bingham, valued at \$50,000.

Clement claims that on November 18, 1898, he entered into an agreement with defendant, De Lamar, whereby defendant agreed that if he should purchase any mining property examined and reported on to him by Clement that Clement should receive one-fourth of the net profits realized from the purchase and operation or sale of any property so examined and reported on. It was further agreed, he claims, that the defendant should not sell any property without the consent of Clement. He claims that the mining property at Bingham was purchased by De Lamar from Col. Enos A. Wall for \$50,000, and that De Lamar now proposes to sell it back to Col. Wall for \$100,000, and that the deed was placed in escrow in W. S. McCormick's hands March 17th.

Clement asks that De Lamar be decreed to be his trustee for one-fourth of the net profits realized from the sale of the mine. He claims that the mining property at Bingham was purchased by De Lamar from Col. Enos A. Wall for \$50,000, and that De Lamar now proposes to sell it back to Col. Wall for \$100,000, and that the deed was placed in escrow in W. S. McCormick's hands March 17th.

Suit for Divorce.

Blanche Sullivan has commenced divorce proceedings against her husband, Van for desertion since April 1, 1959, and refusal to support her for more than a year. Mrs. Sullivan asks restoration of her maiden name, \$10,000, and \$15 a month alimony. The marriage took place in Sheehan, Idaho, December 4, 1958. There are no children.

TWO DECISIONS.

One Affirmation and a Reversal by the Supreme Court Today.

An affirmation and a reversal were handed down by the Supreme court today. The affirmation is in the case of Frank Azzala vs. Blanche St. Claire, appellant. Both opinions are written by Justice Haskin. The other two members of the bench concur.

The Azzala-St. Claire case, which was tried before Judge Higgins at Nephalem last June, was an action brought by plaintiff to recover possession of certain real property damages for wrongful withholding possession from her. The verbal agreement a lease and bond of the Golconda lode to the Lower Main north Mining company for 99 years, surface ground in March, 1958. In May he built a two-story house on the same ground and on Sept. 29 of the same year the company conveyed the ground to plaintiff.

The Tintic Lumber company furnished lumber to build a house and on April 2, 1958, plaintiff executed to the company a bill of sale of the house to secure payment. On April 15 plaintiff paid the lumber company \$15 and gave a note for the balance of \$15. On August 15th the lumber company agreed to convey the bill of sale to plaintiff for \$150.00 and \$404 to be paid in monthly installments, stipulating that all its title and interest in the property should pass to defendant by this agreement.

The plaintiff's opinion is to the effect that the lumber company could not convey an absolute title to the house but only its interest in the house. Defendant therefore acquired no greater rights than