

PETITION FOR INTERVENTION.

Movement in Behalf of S. Bamberger and Other Stockholders.

WANT RECEIVER APPOINTED

Action Taken in the Foreclosure Suit Against the Union Light & Power Co. Will Delay Foreclosure.

As was stated in last evening's "News," notice has been filed in the Federal court, of the intention to move that Simon Bamberger be allowed to appear as intervenor in the foreclosure case of the Farmers' Loan and Trust company, vs the Union Light and Power company. The copy of the petition in intervention which accompanied the notice sets forth that Mr. Bamberger has held 176 shares of the stock of the defendant corporation since November 23, 1899, that the Farmers' Loan and Trust company is acting solely in the interest and under the direction of the Utah Light and Power company; that it is necessary to a full and complete foreclosure of the trust deed held by the Farmers' Loan and Trust company, that the Utah Light and Power company be made a party defendant to the suit to protect the petitioner as a stockholder.

It is further alleged that ever since the delivery of the property to the Utah Light and Power company, the former company has been in the use and possession of the property and premises of the latter company, but added to the same and that it is impossible to obtain the greatest or any fair amount for the property without the appointment of a receiver. The petition further goes on to say, that when the defendant company was organized in 1897, the property was appraised at \$4,500,000, and that the value of the property of the company has since been so enhanced that its worth now far exceeds the mortgage and bonded indebtedness; that if the Utah Light and Power company be allowed to manage the foreclosure proceedings the property will be sold at a figure which would represent but a small amount of the actual value of the plant. It is further alleged that some of the outstanding bonds are held by persons who gave no value for the same, that such bonds are held by persons in the active and controlling management of the property, and that unless some person in interest be allowed to intervene such bonds will be proved as valid.

The petition sets forth that the president and directors of the Union Light and Power company are actively interested in the Utah Light and Power company, and have refused to appear and will continue to refuse to appear for the protection of the rights of the defendant corporation. It is also alleged that the petitioner was not present when the mortgage of the company took place, that the same was done without his knowledge or consent, contrary to law, and that the board of directors of the new company are practically the same as the old company. Permission is therefore asked, on behalf of the petitioner and all stockholders similarly situated, to join in the relief sought and to answer the bill of complaint filed by the Farmers' Loan and Trust company, and pending the filing of this answer or after its filing the appointment of a receiver to collect and preserve the mortgaged assets of the company, and that the same may be delivered to any purchaser at the sale is also asked for.

BRIEF COUNCIL MEETING.

Lack of a Quorum Again Prevents Transaction of Business.

Major Breeden Requests City Council to Aid in Bringing G. A. R. Encampment Here Next Year.

A brief session of the City Council was held last evening, but very little business was transacted. When the meeting was called to order, eight members were present. Thirty minutes later it required that number to approve of a sanitary department allowance, when it was discovered that one member had "sidd" out, and an adjournment was thereupon taken until Friday evening.

Major M. A. Breeden of Ogden, representing the G. A. R., was present and, upon motion of Robertson, was given the privilege of the floor. The major said he appeared in the interest of the national encampment of the G. A. R., which would be held in Chicago next August. There was a movement on foot to get the next encampment held in Salt Lake. In order to succeed, it was necessary to get the co-operation of the Council and citizens generally, and otherwise the efforts of the comrades would be entirely futile. Last year the encampment was held in the city of Philadelphia, and the attendance was estimated at between 15,000 and 20,000 people. The speaker thought that the holding of the encampment here next year would bring at least 30,000 strangers of Utah would get the benefit of it. Major Breeden read a resolution, which he desired some member to introduce and the Council to adopt. Upon motion of Robertson, the matter was referred to a special committee of five, consisting of the mover of the motion, Beatty, Howe (Edgar), Tullishman and Whittemore. This committee will confer with the G. A. R. officers and report at the next meeting of the Council. The finance committee recommended that the request of City Treasurer Morris for two extra men to help in sending out water tax notices be granted. The salaries will be \$2.50 a day each.

JUDGE LOSES HIS WATCH.

Left it on His Desk in Court Room— Thief is Discovered.

Judge J. E. Booth, of the Fourth judicial district, who has been assisting Judge Cherry for the past week or more, is a firm believer in punctuality. Promptly at 10 o'clock on Tuesday, he went to the court room, and there he was to be a few seconds behind time, an explanation is demanded and a lecture or a fine is invariably the result. As soon as the noon hour arrives the proceedings are taken to a sudden halt and a recess is taken until 2 o'clock. Precisely at 2 o'clock court is again declared in session and promptly

ly at five proceedings are brought to a close for the day. In case of a variance between the sun and the clock in the tower of the joint building, Judge Booth relies upon a gold watch, which he keeps right in front of him when holding court. At noon today the judge left the court room and forgot to pick up his time-piece from the desk, where it was discovered an hour or so later by a newspaper reporter. The man with the pencil picked up the watch and put it in his vest pocket, and meeting the judge shortly before 2 o'clock, inquired of his honor, if he had the right time about him. "I have, sir," said the judge, "right to the second." Here the judge was observed to be fumbling with his vest pocket and then hurriedly made for the court room, followed by the reporter.

"Someone has evidently borrowed my watch," said his honor, after a careful search for the missing article. "I am certain I left it on the desk, right in front of me when we took a recess," he continued. "Rather an unsafe place to leave a watch, judge, with so many newspaper reporters around," said a juror. "Yes, it is indeed very careless of me—very careless," replied his honor, with considerable agitation. There was further talk indulged in, after which the reporter handed back the judge his watch. His honor was very profuse in his thanks and promised not to let it happen again. It was 2:02 1/2 when court reconvened this afternoon.

THE THATCHER CREMATION

Burning to Death of the Five Children of Widow Collier.

The Heart Broken Mother Was at the Home of Hon. W. W. Pace, a Former Utah Man.

The most terrible disaster that has ever visited this valley occurred at Thatcher, Friday, June 22nd, about 9 o'clock when five young lives were destroyed by fire.

Mrs. Tempy Collier, a widow, who lived in a small lumber house on Main street, put her five children to bed last evening and went to the home of Hon. W. W. Pace, where she was assisting to cook for the thrasher. The children were all asleep before Mrs. Collier left and the house closed up. About 9 o'clock Richard Layton was passing and noticed the house on fire. He ran to it, kicked in the door and attempted to rescue the sleeping children, but when the door was broken the flames leaped out in such volumes that an entrance was impossible. By this time a large crowd had gathered but could do nothing but helplessly look on; the whole structure was a roaring mass of flames. In fact, when the fire was first discovered, the whole inside of the house must have been a sea of fire and the children dead.

When the rescuers could get into the ruins a terrible spectacle met their gaze. There lay the charred remains of three little girls where they had peacefully laid their heads on their pillows; they had not moved. The remains of the smallest child could be recognized. It had evidently turned on its face and covered its head with the bed-clothing which preserved the face to some extent. Each of the other children were almost consumed. The only theory as to the origin of the fire is that the boys must have lit a match, for the purpose of getting a drink, which ignited some paper near where the boys were sleeping. The probable accounts for the bodies of the boys being found away from the bed. The children ranged from 3 to 12 years of age.—Graham (Arizona) Guardian.

JUDGE TIMMONY'S COURT.

Joe Pitlick, who was arrested yesterday for something or other, was told to get out because no complaint was filed against him.

Little John Jones, with gray hair and a badly discolored optic, was on the inside again on the charge of drunkenness. "You'll have to straighten out," said the court, "and you will either get out or go to jail for twenty-five days." He went to jail.

The case against William Edgington, charged with assaulting and beating one John Fute, was continued until the 29th. The assaulted man is unable to appear in court by reason of his injuries.

Chas. Landers appeared in court for the first time, accused of being drunk. He was allowed to depart.

Chas. Renshaw was assessed \$5 for drunkenness.

"Where is the delegation of babies?" inquired the court as he directed his legal gaze around the court room yesterday afternoon. "Round 'em up and send 'em in," ordered Diehl. Then eleven boys were herded into the court room to answer to the grave offense of swimming in the canal within the city limits. The boys pleaded guilty to the charge. "Did you not know you were not permitted to bathe without suits?"

"No, sir," on chorus. "Do you want to go on the rock pile until school starts?" asked Judge Timmony.

"N-n-n-no, sir."

"Do you intend to go in bathing again?"

"No, sir."

"You'll all die then, if you don't go in bathing during this warm weather." The judge then gave the boys a lecture and told them they must put on suits hereafter. All were discharged.

"He is Wise Who Talks But Little."

This is only a half truth. If wise men had held their tongues, we should know nothing about the circulation of the blood. If it were not for this advertisement you might never know that Hood's Sarsaparilla is the greatest medicine in the world to purify and enrich your blood, create an appetite, give you strength and steady nerves.

Impure Blood—"My complexion was bad. Hood's Sarsaparilla did much good by purifying my blood. My skin is now clear."—Annie D. McCoy, Watsonville, Pa.

Hood's Sarsaparilla
Never Disappoints

Hood's Sarsaparilla cures liver bile, the non-digesting and only cathartic to take with Hood's Sarsaparilla.

GOING OVER THE UNION PACIFIC.

Utah Delegation to Kansas City Will Leave on Sunday.

PREPARING FOR THE FOURTH

Resorts Will Have the Only Celebrations This Year—Chicago Terminal Charge—Railroad Rummblings.

Delegates to the Democratic national convention at Kansas City will go from here over the Union Pacific, via Cheyenne and Denver, the "old reliable," having put up an indictment of a thirty dollar round-trip rate. The Salt Lake will leave here for Ogden on the Oregon Short Line on Sunday at thirty minutes past noon, at the Junction City taking the famed overland flyer, the train that puts distance behind it at an astonishing rate. Many of the Silver Republicans will join the Democratic delegation, they having a national convention at Kansas City at the same time as do the Bryan people. Some of the delegates will travel over the Rocky Mountains for the first time, and they enjoyable time in viewing the scenic and other points of interest en route. Many other people are expected to take advantage of the cheap rates and accompany the delegates upon the trip.

For the Fourth.

Although there is no public celebration in preparation, the Salt Lake, Ogden and Calder's Park managements are concocting fireworks displays, etc., for the Fourth—the glorious Fourth—when patriotic little boys and girls cheerfully contract powder burns and say they have had a jolly time. The Salt Lake & Los Angeles and the Salt Lake & Ogden railways are both getting into trim to handle the great crowds that are sure to flock to the city for the celebration. A lot of fireworks, fancy and otherwise, has been ordered and much powder will be burned on that day at the aliring places.

Those Terminal Charges.

Speaking of the decision reached by the court of appeals in the Chicago terminal case, the Denver Stockman says it came as quite a surprise to stock yards who had followed the arguments closely. The recent decision up of Judge Kohsaut was affirmed. The case will now be taken to the Supreme court of the United States.

District Attorney Bethen, who argued the case with Attorneys W. A. Day and S. H. Cowan, said: "I still believe that when the case gets to the Supreme court Judge Crosscomb's ruling will be the law. The case will be held to be the law. The Covington stock yards case, decided by the Supreme court some time ago, it seems, would sustain the ruling of Judge Crosscomb. The history of Chicago is a long one, and the stock yards show that four of these defendants first had separate depots for the delivery of the live stock in Chicago; that they consolidated those depots at the stock yards many years ago. It is their depot for the delivery of live stock, and they have used it ever since, together with all the other defendants. The market that has grown up in the last few years is the depot; the depot has not followed the market. The depot, required by the shippers, was not taken there at the request of the shippers. It seems to me this is a fundamental distinction that may be made."

A prominent stock yard man said of the terminal case decision: "From a practical business standpoint, it seems to me that the decision is a good one. It is a decision just handed down by the court of appeals in the two-dollar terminal case, reverses all other decisions on the points involved, and falls in line with the long established rule of the Supreme court itself. In my judgment, it will result in a decided advantage to all railroad companies, as it tends to level the playing field and to prevent the railroad companies from imposing a terminal charge at all live stock markets, and probably could continue to allow them to make a terminal charge on all classes of freight, as no shipper can have the benefit or privilege of the one established market for his commodity without being forced to pay tribute to almost any amount that might be exacted by the railroad companies, and established by them as within the elastic word, reasonable. I still have confidence in the ultimate victory for the shippers, and the Supreme court will hear the entire case."

SPIKE AND RAIL.

There is a big crowd at Lagoon today.

Denver's Bryan club will go to Kansas City by the Burlington.

The Twenty-fourth ward people are enjoying Salsair today.

Excursion traffic over the western lines is assuming gratifying proportions.

On next Sunday the Opal club will go to Ogden over the Short Line, leaving here at 9:45 a. m.

John H. Miller, who for several years was yardmaster at Pocatello for the Oregon Short Line, was found dead in Chicago on Monday last.

Today the A. O. U. W. combined lodges are at Lagoon. Tomorrow will be Twenty-first ward day at the same resort.

Union Pacific officials are not saying much, but they are seriously planning a line through the rich mineral districts of Utah to southern California.

It is announced that the Great Northern tunnel, through the Cascade mountains will be completed and trains running through it by January 1st.

On behalf of the Central Pacific company Thomas Marshall has petitioned the State board of equalization for a reduction in the assessed valuation of its main line in Utah. There are about 150 miles valued at present at near \$9,000 per mile.

In the five months to June last the Central Passenger association line sold 76,304 interchangeable mileage books, an increase of 10,475, or over 15 per cent, compared with the same period last year. These books are used principally by commercial travelers.

The circulars announcing the absorption of the St. Paul and Duluth railroad by the Northern Pacific road have been issued by H. Somers Hayes, president of the St. Paul and Duluth, and S. Mellen, president of the Northern Pacific.

The directors of the Lake Erie & Western company have declared a dividend of 2 per cent on the preferred stock, payable July 15. Dividends on this stock were suspended last year. Previous to that they had been yearly at the rate of 5 per cent since 1893.

T. Benton Fargo, brother of J. C. Far-

go, president of the American Express company, of William C. Fargo, founder of the Wells, Fargo Express company, is dead at his home in New York, aged 77 years. He spent several years in the West developing the express business.

Eight miles of road that the Colorado Fuel and Iron company is constructing from Redstone to Coal Basin, is graded, and in a few weeks tracklaying will be commenced, so that the line, which is twelve miles in length, may be put in operation early in the fall. It is a narrow gauge proposition to haul coal to the events that are being built at Redstone.

S. P. Clark, who has returned to Denver from his winter's stay in Arizona to take charge of the hotel at Green Mountain Falls, is planning to ask the co-operation of the Denver chamber of commerce with the board of trade of Phoenix for an interchange of visitors between Denver and the Arizona winter resort. The plan is to get concession from the Santa Fe Railroad company in the establishment of cheap rates both ways and thus induce tourists to be put out for Colorado to visit Arizona in the winter and for Arizona people to have an opportunity to visit the mountain resorts in summer.

The posters published by Mr. Heintz of the Rio Grande Western, advertising Salt Lake, are really artistic affairs. The latest one tells the "white easterner" that the Rio Grande Western, in connection with the Denver & Rio Grande and Colorado Midland railroads, offers all the delights of a sea breeze, pure bathing, pure mountain air, incomparable climate, numerous canyon lakes to near-by Alpine and lake resorts, an interesting day or two in and about the Great "Mormon" Temple, Tabernacle and Church institutions, the glittering Salt Palace, the hot and warm sulphur springs, a number of beautiful city drives and parks, and the grandest scenery on the continent, en route.

The development of the art of utilizing super-heated water for power purposes dates back some years, and may properly be said to have passed the elementary, and, to a large extent the experimental stages. The first real experiments allowing hot water to give up its latent heat within the cylinder of the engine were made in Washington city in 1898, and were a continuation of experiments made in the transmission of hot water for power tried in the streets of New York and Boston some years previous by Wm. E. Pratt. As the result of these experiments patents were secured on the art of conveying super-heated water into working force by charging super-heated water into a cylinder in regulable quantities and the successive expanding of water in the series of cylinders. This is the fundamental basis of the super-heated water system as applied to suburban railways which is being advocated by the Storage Power company of New York.

President M. E. Ingalls of the Cleveland, Chicago & St. Louis railroad, who will return from London to the United States on the White Star line steamer Oceanic sailing today, after three months spent in Europe, said to a representative of the Associated Press: "I heard while in Paris that England's investors were sore over the failure of the Northern Pacific to pay an extra dividend, and that American railroad shares seem to be suffering in consequence. I am about to return to my native country, the defendant deserted him."

C. M. Nielsen is plaintiff's attorney.

IRISHMAN BORN IN WALES.

John Sullivan, on His Own Plea, Gets One Year for Larceny.

John Sullivan is the name of an individual who told Judge Norrell yesterday that he was born on "Llangyfelach street, Swansea, South Wales, forty years ago come Christmas." He created a good deal of amusement for the spectators by his droll remarks.

"You are a Welshman, then, are you?" said the court, after the prisoner had said where he was born.

"Well, I can prove it to that," replied the defendant, with a strong Welsh accent. "I was born in Wales, you see," he continued, "but my father was an Irishman, and so was my mother. I was called Greenhill, and—"

"Well, the court does not desire to hear anything further on that line," said Judge Norrell. "I find you are accused of larceny, and you are charged with a knowledge of the law. What have you to say in answer to that charge, guilty or not guilty?"

"Not guilty, of course," replied Sullivan. "And I can prove it, too," he continued, with a knowing look of the head.

"Well, you will be given a chance to prove your innocence during the next term of court," said Judge Norrell. Sullivan took his seat with the other prisoners and was told that the next term of court would not begin until fall. He became uneasy, and before court adjourned, and, addressing himself to the court, said: "I will plead guilty, judge, if you will only sentence me now."

"But you say you are innocent of the charge, and you are in excellent health," reasoned the court. "And now you want to plead guilty. I don't understand you."

"Well, judge," said Sullivan, "I'm a sick man. I have been troubled with asthma. (Here the defendant coughed a few times for the benefit of the court.) And I know I shall be a dead man before long if I am confined in the county jail."

Sullivan persisted and insisted on being allowed to plead guilty, a privilege Judge Norrell finally granted him. His honor then sentenced the defendant to one year in the State prison, and Sullivan was so pleased that he said, "Thank you now, judge, thank you, indeed."

Sullivan's offense was the stealing of \$10 from one John Shipley in the city on the 16th inst. The day before he came across a cousin, who was serving time for drunkenness, whom he had not seen for nearly twenty years.

AWARDING OF CONTRACTS.

Carthy and Dumbuck to Furnish Service Pipe for \$1,718.40.

P. J. Moran Lowest Bidder for Furnishing Castiron Water Pipe, etc.—Bid Was \$5,271.92.

The board of public works held a meeting last evening. Those present were Acting Chairman Fabian, Clawson, Kahn, Farnsworth and Clerk Whitaker.

The first business attended to was the consideration of bids for furnishing sewer pipe. Four bids were received of whichCarthy & Dumbuck were the lowest, their figures being \$1,718.40. These materials were for the work of sewer extensions already ordered by the City Council.

Bids for 6-inch cast iron water pipe, hydrants, valves and special castings were considered and the contract for furnishing the same was awarded P. J. Moran for the sum of \$5,271.92. This 6-inch water pipe is for watermain extensions already ordered by the Council, and the hydrants, valves and special castings are for the distributing

KILLED AT KEMMERER.

Frank Papisti Crushed by Falling Rock in a Coal Mine.

(SPECIAL TO THE "NEWS.") Kemmerer, Wyo., June 26.—A man was killed last night at the Kemmerer coal mine. His name was Frank Papisti, aged 40, and was single. He was killed by falling rock.

NINE NEW CITIZENS.

Former Residents of Other Counties Now Full Fledged Americans.

There was a big rush of applicants for citizenship honors when Judge Hiles opened court this morning. The following named persons were admitted: Elsie B. Jordan, late of England; William Bong and William H. May, late of Scotland; Carl Edwin Cederstrom, Alexander P. Olson, Henry Isaac, natives of Sweden; Andrew J. Drayson of Norway; A. P. Goodman, late of Norway; L. Nielsen, of Denmark. All are now residents of Salt Lake county. Clerk Blair's authority for the statement that each, but one exception, the new citizens are Republicans politically.

DICKERT SUIT ON TRIAL AGAIN.

Action to Recover \$10,000 from Salt Lake City Railroad.

BEEN TRIED TWICE BEFORE

Plaintiff Seeks to Recover Damages for Alleged Injuries Sustained by His Wife.

The \$10,000 damage suit of Lorenz Dickert against the Salt Lake City Railroad company, was called for trial in the law department of the Third district court today, before Judge Booth and jury. Leontour and Leontour appear for plaintiff, and the defendant is represented by E. B. Critchlow. This is an action in which the plaintiff seeks to recover the amount named as damages for alleged injuries sustained by his wife, Anna Dickert, while a passenger on a street car of the defendant.

The complaint alleges that on August 26, 1895, Mrs. Dickert boarded a car on Second and Seventh South streets, but before she had time to take a seat, the vehicle started, throwing her to the floor of the car and breaking her right arm.

The defense is that the injuries received by Mrs. Dickert were the result of her own carelessness and improper conduct in attempting to remove from her seat, after, or at the time, the car was put in motion.

This suit was instituted on December 30, 1896, and in May, 1898, the jury returned a verdict finding the issues for the defendant company. The plaintiff applied to the Supreme court and secured a reversal, the court holding that certain instructions given the jurors by Judge Cherry, tended to mislead them, and were erroneous.

A new trial was had and the jury found for the plaintiff in the sum of \$3,500. This amount Judge Cherry wanted to cut down to \$800, for the reason that he believed the verdict an excessive one. Plaintiff refused to accept \$800, and the present trial is the result.

The taking of testimony was proceeding when this report closed.

Husband Alleges Desertion.

George A. Petersen filed a divorce suit against Sadie J. H. Petersen in the Third district court today, alleging that the marriage took place in this city on August 15, 1894, and that on January 5, 1896, plaintiff was temporarily absent from home on a visit to his native country, the defendant deserted him.

It is further alleged that plaintiff has written his wife begging and entreaty for her to return, but to no purpose.

C. M. Nielsen is plaintiff's attorney.

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CHURCH NEWS.

The regular monthly meeting of the home missionaries will convene in the Templeton lecture hall, Salt Lake City, Wednesday, June 27th, 1900, at 7:30 p. m. A full attendance of the brethren is requested. Reports of labor for the month past are required from those unable to attend.

GRANITE STAKE MISSIONARIES.

The home missionaries of the Granite Stake of Zion will meet in the Mill Creek meeting house on Wednesday, June 27th next at 7:30 p. m. A full attendance is requested.

FLANK Y. TAYLOR, JAMES R. MILLER, EDWIN BENNION, President of Stake.

Union, Salt Lake Co., June 27, 1900.—The first primary conference of the Jordan Stake will be held at Union ward house on Wednesday, June 27th. Children's meeting at 2 p. m. Special meeting for officers immediately following. All interested in primary work are cordially invited to attend.

EMMA C. BURTON, President.

LUCY M. HILTON, Secretary.

A Good Cough Medicine.

It speaks well for Chamberlain's Cough Remedy when druggists use it in their own families in preference to any other. I have sold Chamberlain's Cough Remedy for the past five years with complete satisfaction to myself and customers," says Druggist J. Goldsmith, Van Buren, N. Y. "I have always used it in my own family both for ordinary coughs and colds and for the cough following a gripe, and find it very efficacious."

DIED.

CURTIS.—In Sugar House ward, June 27th, of general debility, George Curtis, aged 86 years.

Funeral services will be held in Sugar meeting house Sunday, July 1st, at 11 a. m. All friends are respectfully invited.

The deceased was born in Lowestoff, Suffolk Co., England; has resided in Utah 30 years.

LADIES WHO HAVE BABIES

Have you seen our

Folding Go-Cart?

If not, call on us at once and see it. You can go to town on the street car and carry it under your arm. You then unfold it and wheel your baby around—either sitting up or lying down. In two prices—\$5.00 and \$5.50.

Our Wall Paper and Decorating Dept.

Is well equipped with both material and men. We will be pleased to give estimates for all kinds of interior decorating. We have experienced artists, who will give you any information you may desire in this line.

H. DINWOODEY FURNITURE CO.