

## FAIRBANKS NOW REFUSES TO RUN

In Letter to J. B. Keating Reiterates "Irrevocable Determination Not to be Candidate."

### CASE OF GOVERNOR CUMMINS

Secy. Loeb Says President Has Not Expressed Desire to See Him Name on the Ticket.

Chicago, June 17.—The promulgation of a letter from Vice President Fairbanks reiterating his "irrevocable determination" not to again be a candidate for the office he now holds, was the most important development of the day in connection with the vice presidential nomination. The letter was addressed to Mr. Fairbanks' manager, Joseph B. Keating, and the full text follows:

"Indianapolis, June 16, 1908.  
"My Dear Mr. Keating—I appreciate fully the compliment paid me by my friends in their insistence that I shall accept a renomination for vice president, yet my determination not to be a candidate again, as announced before the close of the last session of Congress through you, is absolutely irrevocable.

"My conclusion does not grow out of any want of appreciation of the honor for the vice-presidency is an honor which any man may well covet. No one is obliged to step down to it.

"I have enjoyed the great honor which came to me unsought and by the undivided voice of my party, for all of which I am profoundly grateful.  
"This renewed expression of the confidence of my friends touches me most deeply. They need no assurance that I have come to the conclusion I have reached deliberately, and I trust that the personal considerations which I have advanced will commend themselves to their approval. I am the more confirmed in the wisdom of my conclusion because of the fact that there is no party or public exigency which would seem to suggest a contrary course.

"Accept for yourself and other friends my grateful appreciation of your generous, unflinching and loyal support. I remain, faithfully your friend,  
"CHARLES W. FAIRBANKS."

A similar letter was written by the vice president to Senator Hemenway.

### CASE OF CUMMINS.

La Fayette Young, delegate at large from Iowa, today received a telegram from Secy. Loeb which stated that President Roosevelt had not expressed a desire to see Gov. Cummins' name on the ticket or that of any other party. Secy. Loeb's telegram was in response to a telegram from Mr. Young in which the latter asked for an explanation of the president's attitude on the vice-presidential nomination.

Mr. Young, who has heretofore been classed among the opponents of Gov. Cummins, said tonight that he would do nothing to prevent the latter's nomination.

The developments of the day did not materially alter the vice-presidential situation, and the opinion tonight is as it was this morning, that the nomination will go either to Vice President Fairbanks or to Gov. Cummins.

The only possibility of New York's getting the second place on the ticket lay in a unanimous movement for some man. The last possibility of such unanimity apparently vanished today, and chairman Woodruff announced that the delegation would not caucus at all. It was said today that a telegram to Edward Glines, who is regarded as Gov. error Gull's personal representative in the Massachusetts delegation, expressed the governor's intention to stand by his vice-presidential boom until the last gun was fired. The lines have been drawn substantially between east and west in the situation, and New York being practically out of it, it became an interesting question whether the east could unite upon any man who could rally also support from west and south. In this connection the

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names of Gov. Gull and ex-Gov. Murphy of New Jersey were most frequently mentioned.  
The steady tendency of the day, however, was plainly toward the selection of a western man, and the names in the forefront tonight are those of Fairbanks of Indiana and Cummins of Iowa, with Fairbanks apparently in the lead.

The California delegation in executive session today decided by unanimous vote to cast its vote for George A. Knight of San Francisco for vice president. Other western states are expected to get into line for Mr. Knight. The Californians also count upon the support of a number of southern delegations for Mr. Knight in return for the vote of that state today in opposition to the Burke resolution.

## POSTMASTERS MEET

Fifth Annual Session of Utah Association Convened in American Fork—Washington Men to Talk.

(Special to the "News.")

American Fork, June 18.—The fifth annual convention of the Utah Postmasters' association convened in American Fork this morning. Owing to the U. C. T. celebration in Salt Lake City, fewer representatives were in attendance than was anticipated, though it is expected that the evening trains will bring many more into this city. In the morning additional delegations are expected. Governor Cutler was expected to arrive for the opening session but was delayed, though he will be here this evening. Representatives of the postoffice department from Washington will be here tomorrow morning and will address the convention upon matters of importance to the postmasters. Many of those in attendance are accompanied by their wives.

This morning's session was called to order by president of the association, Postmaster Odel of Logan. Bishop J. R. Hindley of this city offered prayer. To welcome the convention to this city in behalf of the townspeople generally and the commercial club in particular, the guests of which the convention members are, J. H. Clark opened the sessions program of speech-making. Postmaster A. L. Thomas responded, thanking the townspeople and the club for the hearty welcome extended to the visiting postmasters. He said he was pleased that the convention had gathered in Utah country, for it was in this country five years ago upon the invitation of Postmasters Clove and Ross that the association was formed.

The morning's addresses were delivered by Postmasters Clove and Wilson, the former in regard to the postal savings system and the latter responding to the proposition in discussion. Following Postmaster Wilson, others present talked upon the matters, only subsiding at the hour of adjournment. A concert will be given this evening in the opera house by local talent assisted by Professors Lund and Reese of Provo.

The regular sessions of the convention will be resumed tomorrow morning and in the evening there will be a dance in the Apollo hall. Saturday a trip to American Fork canyon is planned.

### BANKS MUST REPORT.

Secretary of State Charles S. Tingey today sent out notices to the 55 state banks and three private banks doing business in Utah to make a report of the condition of their respective institutions at the close of business June 16, 1908. Reports to the secretary of state by each of the state and private banking institutions is required by statute, and upon receipt of the report certified copies of same are sent back to the banks for publication in the public press.

## TAFT HURRIED TO WHITE HOUSE

Occasion Was the Cheering in Chicago Convention for Prest. Roosevelt.

### THEY HELD A CONFERENCE.

Result of It May be Message from the President to Convention to Restore Normal Conditions There.

Washington, June 17.—After word had been received at the White House that the cheering for President Roosevelt in the convention hall had continued for 45 minutes, Secy. Taft came over to the White House and with his usual good-natured smile hurriedly went into the president's office. Mr. Roosevelt had been carefully reading all the bulletins received at the White House, and both he and Mr. Taft were fully informed of what was taking place in the convention hall.

One sentence in the president's bulletin impressed him very forcibly as indicating that all the delegates were not in fact carried away by the excitement. That was a statement that two-thirds of the delegates had retained their seats, but the conference between the president and Mr. Taft may result in some message being sent to the convention direct from the White House in order to restore normal conditions there.

TAFT KEPT IN TOUCH.  
Secy. Taft was in communication today with his managers in Chicago and kept abreast with the situation as it developed from incident to incident. Reports from the committees to the convention, which had been forecasted in the early private advices, were received with satisfaction both by the secretary and the president. There were important exchanges between Secy. Taft and his Chicago friends as to the platform, and especially as to the anti-injunction plank. The view here is that the plank will be retained in the platform as it was agreed upon tentatively.

With every incident in the gathering in Chicago flashed to them on direct wires, President Roosevelt and Secy. Taft kept in constant touch today with the Republican national convention, had a brief conference, and each wound up the afternoon by driving in to the suburbs while the convention was still in session. All day long the wires brought news of what was transpiring in the convention. There were direct telegraph circuits from the convention hall to the executive offices of the White House and the private office of Secy. Taft, and a long-distance telephone in Mr. Taft's office as well. These permitted ready conversation with the officers at the convention.

Apparently disinterested in the closing hours of the day's proceedings, the president and Mrs. Roosevelt drove from the White House late in the afternoon to the vicinity of Rock creek, northwest of the city, where they mounted horses and cantered over the smooth bridge paths amid the wild scenery that characterizes that vicinity. They left just after the great ovation to Mr. Roosevelt had exhausted itself following 45 minutes of continued cheering.

The president received bulletins from the convention while dressing for his ride, and after Secy. Taft had come to see him while the excitement in the Coliseum was at its height and had gone back to the war department. Mr. Taft also went driving without waiting for the convention to adjourn.

Mrs. Taft manifested her keen interest in the proceedings at Chicago today by joining the secretary in his private office and getting at first hand the reports from Chicago. She remained throughout the session of the convention and scanned all the dispatches received.

### CUT OF LUMBER.

Washington, June 17.—The census bureau today issued a preliminary report showing that the total cut of lumber in the United States during the calendar year 1907 was 47,256,154,000 feet board measure, the number of lumber mills being 25,850.

## PROPERTY OWNERS GET A BAD SHOCK

Boundary Lines on Lincoln Avenue Are Moved Back Four Feet.

### SECOND SURVEY FOR WALKS.

Handsome Avenue of Stately Poplar Trees Will Have to Come Down If Lines Hold Good.

There are drops in the cup of happiness for the residents of Lincoln avenue below Ninth South. Over a year ago, they were assessed for sidewalks and surveys arrived in due season and planted stakes in selected spots, so that belated pedestrians could break their necks over them. Then for months an air of ponderous passivity hung over the district, unbroken by the sound of the contractors getting busy with concrete.

All of a sudden the rural peace was rudely shattered by a gang of vandals who ruthlessly tramped over new lawns and set their transits on what is called to be private property. Today, sticking up like mushrooms after a shower, are survey stakes driven in the lawns on the east side of the avenue below Ninth South street.

At one fell swoop the new surveys ignored the two previous surveys made, and moved the line back four feet, much to the consternation of property holders. Then the invaders lit their pipes, laughed coarse and sneaking cachinnations, and faded from view after first threatening terms in the pentameter more or less, for those who had the temerity to pull up the stakes planted in this the second and one-half year of "American" maladministration.

As the old survey and fences have stood for 20 years, and there is an avenue of poplar trees which will have to be removed providing the survey line is changed, all interested are sitting up straight and taking notice. There is some talk of organizing a shotgun committee to wait on the paving gang when it appears; the more peaceful ones, however, are talking of securing an injunction in the courts, while the popular song right now is "Woodman Spare That Tree."

The scoffers, however, affirm that there is no need to worry as some residents in Salt Lake paid their sidewalk assessments years ago and have not yet seen the first step taken towards laying sidewalks. At the present time, they affirm, the next generation will perhaps see sidewalks on Lincoln avenue.

### BINGHAM RURAL CARRIERS.

(Special to the "News.")  
Washington, D. C., June 18.—Joseph Cavanaugh has been appointed regular and Roy Hopple substitute, rural carrier, route one, Robt. Askew, regular, and Hannah Askew, substitute, route two, at Bingham Canyon, Utah. Lillie G. Jarvis has been appointed postmaster at Bloomington, Bear Lake Co., Idaho, vice W. H. Piggot, removed.

### LETTERS IN MELLE ESTATE.

A petition was filed in the probate division of the Third district court this morning by Joseph H. Mellen, asking for letters of administration in the estate of Martha Ann Mellen, deceased, who died in this city, Nov. 15, 1907, leaving property of the value of \$5,650. The heirs are Joseph H. Mellen, husband of deceased, and Joseph W. and Frank Mellen, sons, and Editor M. Moorhouse, Flora Mellen, and Inez Leone Mellen, daughters of deceased.

### NEW INCORPORATIONS.

Articles of incorporation of the Alton Irrigation company of Alton, Kane county, Utah, were filed with the secretary of state today. The capital stock of the company is placed at \$15,000, divided into 50 shares.

vided into 50 shares. Jonathan Heaton is president of the company; John W. Seamon is vice president, and J. D. Roundy, secretary and treasurer. The company expects to handle the waters of Upper Kanab creek and tributaries and springs in Kane county. The Mescal Coal company filed articles of incorporation with the secretary of state today. American Fork is named as the principal place of business of the corporation, and its capital stock is fixed at \$100,000, divided into 51 shares. James W. Metcalf is named as president of the company; Stephen L. Chipman, vice president; Samuel Stark, secretary; Eljah Cutler, treasurer.

### VOLUNTEERS ARRIVE.

This morning Mrs. N. W. Edson, wife of Capt. Edson of the Volunteers, accompanied by her two daughters, arrived in Salt Lake from Denver, and will remain here during the time Capt. Edson is in charge of the Volunteer headquarters. Dr. Sprague sent to the volunteers a man named Charles Wheeler, of Boise, who is suffering with a bad case of consumption. The man is in a precarious condition and while everything possible is being done for him, he is not expected to live many days.

### CHAS. LIVINGSTON DEAD.

Well Known Resident of Eleventh Ward Passes Away at His Home.

Charles Livingston, familiarly known as "Uncle Charley," a resident of Salt Lake since 1855, died very unexpectedly last evening shortly after 8 o'clock, at his home, 153 Seventh East street. While he had been ailing for some time, his condition was not considered at all dangerous, but at the hour indicated he was stricken with heart failure and expired suddenly. For a week he had been ailing from his duties as bailiff in Judge Morse's division of the district court, having taken the place of a fellow inmate of the penitentiary, who died in much the same way as did his successor.

Charles Livingston was a Scotchman by birth, born in Lanarkshire, March 15, 1825. He became a convert to the gospel when he was 14 years of age, being baptized in May, 1849, by Elder Paul Gauley. He held successively the positions of deacon, teacher, evangelist and high priest. He was for a time a president of the Eighteenth ward of the Eleventh ward Sunday school. For a period of five years he was superintendent of the Eleventh ward Sunday school. He was a high priest, and set apart as first counselor to Bishop Robert Morris of the Eleventh ward.

For 36 years Mr. Livingston was an officer of the municipality, much of his time being in the police department. He was an efficient officer, true to every trust and duty imposed upon him; in fact that was true of him in every capacity of life, civil or ecclesiastical. He was honest and upright in all his dealings with his fellowmen.

In the early 'nineties Mr. Livingston succeeded the late James Moyle as superintendent of construction on the Salt Lake Temple, assuming that position after supervising the laying of street car lines in this city. For a number of years prior to becoming a bailiff of the district court Mr. Livingston was a desk sergeant at the police station, serving under several police chiefs.

The funeral will be held from the Eleventh ward meetinghouse, Friday, commencing at 2:30 o'clock. The remains may be viewed at the residence from 1 to 2 o'clock on that day. A special invitation is extended to all Indian War Veterans to attend the obsequies.

### HE FAILED TO PROVIDE.

Jennie Arrowsmith Brings Suit for Divorce Against Her Husband.

Jennie Arrowsmith, wife of David Arrowsmith, has filed suit in the Third district court for divorce from her husband, charging him with failure to provide for his family. Plaintiff says Arrowsmith works continually and receives \$25 per month, but notwithstanding his ability to support them he has failed to do so. The couple were married at Provo, November 3, 1898, and have one child, a girl, aged seven years, of whom the mother asks the custody. She also asks for \$75 court costs and permanent alimony. In addition to the right to use her maiden name of Jennie Epperson.

### DIEHL AS CHICKEN EXPERT.

Police Magistrate VIII Say Whether Fowl Was Fair or Foul.

The question of whether or not a certain fowl was foul occupied the attention of Judge Diehl, several lawyers and a large crowd of spectators in court yesterday afternoon. Thomas J. Nipper of the Palace meat market was on trial on the charge of selling to Col. T. W. Tatlock a chicken which Tatlock claimed was putrid. He said he discovered that the chicken was impure and unwholesome. "I cut off one of the legs and fed it to a cat."

If the cat lived I intended to feed it the rest of the chicken."

Mrs. Tatlock stated, in answer to a question by Attorney Gustin for the defense, that the cat did not die, but was quite poorly. Judge Diehl took the case under advisement until tomorrow afternoon.

### GRAND JURY PROCEEDINGS.

Without giving out the names of any of its witnesses the U. S. grand jury is continuing its sittings in the Federal court building. Two men, A. C. Strong and a man from Bingham were paid off yesterday in full after completing testimony before the tribunal. It is expected that the session will last another week and as yet no one has appeared to claim that an indictment is possible as an outcome.

### WEATHER REPORT

United States department of agriculture weather bureau, meteorological report.  
Record at the local office, United States weather bureau, for 24 hours ending at 8 a. m. today:  
Temperature at 6 a. m., 50; maximum, 64; minimum, 48; mean, 54, which is 13 degrees below normal. Total deficiency of temperature since the first of the month, 133. Accumulated deficiency of temperature since Jan. 1, 117 degrees. Precipitation since first of month, 1.69 inch, which is 1.18 inch above normal. Accumulated excess since Jan. 1, 2.37 inches. Relative humidity at 6 a. m., 64 per cent.  
Forecast: Fair tonight; cooler.

### SACRED HEART ACADEMY.

Commencement Exercises Held This Forenoon in the School Auditorium.

(Special to the "News.")

Ogden, June 18.—The commencement exercises of the Sacred Heart academy, held this forenoon in the school auditorium, was attended by hundreds of people from the entire intermountain region. A splendid program was rendered. The graduates were addressed by Rev. Father Cushman. A reception will be given the graduates this evening by the alumni association.

### TELEPHONE CONTROVERSY.

The dentists, doctors and druggists held a semi-social function last night, and adopted a resolution to dispense with one of the telephones—the Independent's—two were unnecessary in their business. They will also ask the

Butchers & Grocers' association of Ogden to join in the movement. The "News" representative this forenoon interviewed H. A. Sims, secretary of the Butchers & Grocers' association. He stated that the matter had been considered some time ago and it was then decided that the two phones were necessary to the butchers and grocers. The association favored the independent line until the Bell should meet the rates offered by the former. A committee of the Trades and Labor assembly of Ogden is investigating the fight against the independent company and will report next Monday.

### GROCERY BURGLARIZED.

Burglars entered the grocery store of Tribe & Jones, corner Twenty-third street and Washington avenue at an early hour this morning and took \$3 from the till.

### WATER CONTROVERSY.

Suit has been entered in the district court by North & Montgomery of North Ogden against Richard T. Barrett to recover seven shares of stock in the Blue Creek Irrigation company.

### DEATH OF MRS. LOVE.

Mrs. Susan Love, widow of Caton Love, died last night at her residence, 65 Twentieth East street, of Bright's disease. She was born 25 years ago in England; came to Utah 30 years ago, and became a Latter-day Saint in 1883. Funeral will be held Friday at 11 a. m. in North Ogden meetinghouse. Remains may be viewed this evening at the late residence between 5 and 7 o'clock.

### NEW CATALOGUE OF CHURCH WORKS.

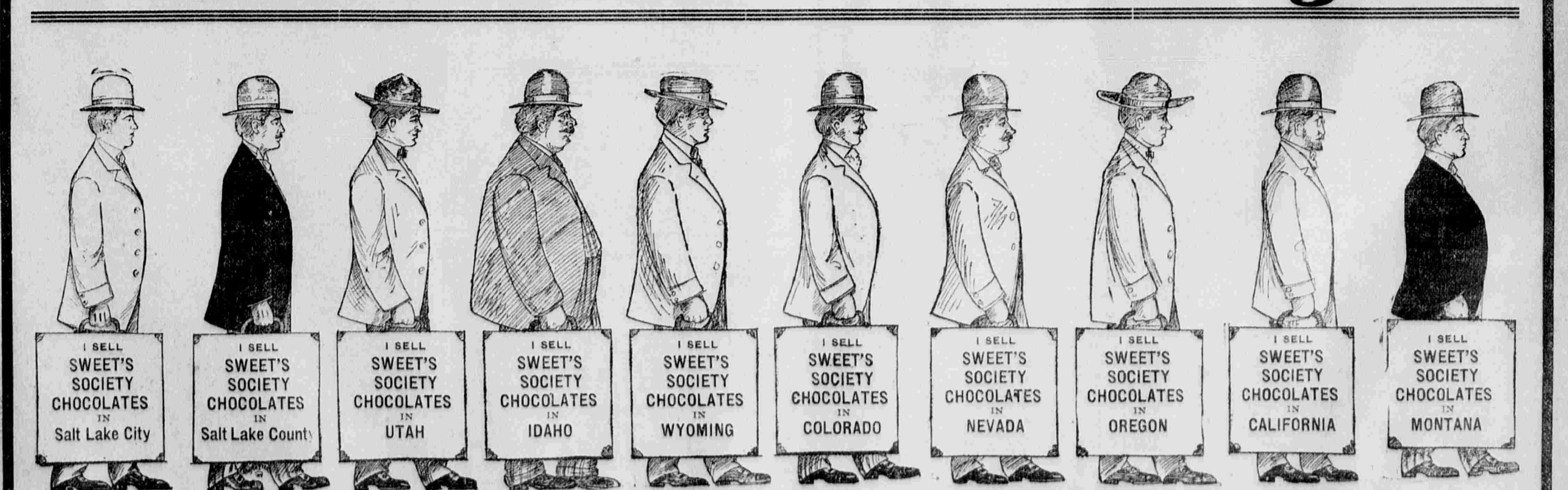
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### NOTICE.

JOAB MINING COMPANY, a Utah corporation, pursuant to a resolution duly offered and adopted by the Board of Directors of the Joab Mining Company, at a regular meeting of said board, held at the office of said corporation on the 28th day of May, 1908, and entered into the minute book of said corporation as part of the proceedings at said meeting, Notice is hereby given that a meeting of the stockholders of said corporation is hereby called and will be held at the office of said corporation, at Room 412, Block Salt Lake City, Salt Lake County, State of Utah, on the 15th day of July, 1908, at the hour of 11 o'clock a. m., for the purpose of considering and acting upon the proposition to dissolve said corporation, wind up its business and dispose of its assets.  
DAVID EVANS, President.  
First publication June 2, 1908.

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Samples and prices are now ready on  
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Special prices to candidates.  
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**ADVERTISING NOVELTIES**  
IN CELLULOID, METAL AND LEATHER.  
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A representative will call if you say you want to see him.  
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I SELL SWEET'S SOCIETY CHOCOLATES IN Salt Lake County

I SELL SWEET'S SOCIETY CHOCOLATES IN UTAH

I SELL SWEET'S SOCIETY CHOCOLATES IN IDAHO

I SELL SWEET'S SOCIETY CHOCOLATES IN WYOMING

I SELL SWEET'S SOCIETY CHOCOLATES IN COLORADO

I SELL SWEET'S SOCIETY CHOCOLATES IN NEVADA

I SELL SWEET'S SOCIETY CHOCOLATES IN OREGON

I SELL SWEET'S SOCIETY CHOCOLATES IN CALIFORNIA

I SELL SWEET'S SOCIETY CHOCOLATES IN MONTANA

A jolly bunch of Successful U. C. T.'s, who have ample cause to be jubilant as a result of record-breaking sales of this new confection that has won favor all over the west to such an extent that the Sweet factory is working day and night to meet the demand.