

THE DESERET EVENING NEWS.

TRUTH AND LIBERTY

WEDNESDAY, FEBRUARY 27, 1901. SALT LAKE CITY, UTAH.

NUMBER 84.

FIFTY-FIRST YEAR

RECOVERING THE DEAD BODIES TODAY

The Remains of Eight Miners Have Been Brought to the Surface—How All Could Have Been Saved Alive.

SPECIAL TO THE "NEWS." Diamondville, Wyo., Feb. 27.—Outside of the relief shifts which have been working heroically and incessantly since Monday night, the little mining camp of Diamondville has been at a standstill. Miners, merchants and housewives have practically suspended their daily avocations in the face of the terrible calamity which has visited the camp. Groups of anxious men, women and children have surrounded the main entrance to No. 1 mine since the word first went out that their loved ones were in peril.

The rescue party without a remaining shadow of doubt. The situation this afternoon was generally the same as this morning, but the total of 25 lives lost, and possibly 30 or 40 more.

SNEDDON DIRECTING.

At the present time Superintendent Sneddon is directing the operation of search parties in the mine, which are under the supervision of Foreman George Griffin and William Johnson, assisted by William Lowry, William Hotchkiss, and William Tuckers, Richard McDermid and F. S. Davis.

WORK IS SLOW.

The work is of necessity slow but progress shows the mouth of the mine to the effect that the fire is practically extinguished and the bodies of several miners have been removed that it is possible that all the dead may be brought out by tomorrow. Early this morning the searching party succeeded in bringing out eight bodies which were immediately carried to the blacksmith shop adjacent, which has been turned into a temporary morgue. The dead recovered up to the present time are:

JOE PRIZO.
FLOREANO AVANZINI.
THOMAS SIMPSON, and son.
BISTISTA BASOLA.
LORDO FRANZOL.
DOLORE ROENGO.
LORDO ROENGO.

The bodies show evidence that the ill-fated miners died from suffocation and not from the fact that three of them have been badly contused from falling in the dark in their headlong flight for

DOMAIN BILL DISPOSED OF.

The State sustained its reputation for veracity today by again disposing of considerable business.

SMITHS KILLED.

Home No. 1, by Smith, relating to the condemnation of water rights under eminent domain was killed in the Senate after its first reading, by request of Mr. Smith, the author of the bill.

Senator Allison explained that President Thomas of the Oregon city council, had sent to President Evans of the Senate an invitation identical with that which was received by Speaker Gilman. President Evans, perhaps, forgot to notify the Senate of the receipt of the invitation.

Senate bill No. 19, relating to the issue of banking institutions, has been amended and lies on the table to await the signature of the President. The committee on judiciary recommended the passage of House bill No. 1, relating to the duties of county assessors, and House bill No. 99, relating to the trial of actions arising outside the State; Senate bill No. 13, fixing terms of district attorneys, and that bill No. 83, relating to exceptions to the rules of evidence. The reports were adopted.

The committee on county school tax recommended the passage of Senate bill No. 67, relating to the apportionment of county school tax, and Senate bill No. 68, relating to the apportionment of county school tax, and Senate bill No. 69, relating to the apportionment of county school tax.

House bill No. 61, a railroad measure, was passed by the House, and Senate bill No. 21, a railroad measure, was passed by the Senate.

Wrestled With the Much Muddled Holmgren Bill.

Program of Representatives being the special order of the morning session, consideration of Holmgren's bill was taken up. It was a task correcting the bill as amended by the committee on irrigation, and was a bill to amend the act relating to the right of riparian owners to use the water of the river.

There are thirty-nine printed amendments, consequently, it took two hours to read the bill with amendments, or rather the first six.

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THE LAWMAKERS AT CEDAR CITY.

Make Official Inspection of Branch Normal Today.

AN INTERESTING PROGRAM.

Exercises of Appropriate Character Take Place in the School Building—Some Happy Speeches.

[SPECIAL TO THE "NEWS."]

Cedar City, Utah, Feb. 27.—The legislative committee went out early this morning and a few minutes after 8 o'clock began their inspection of the various departments of the branch normal under the chaperonage of Principal J. R. Clark and aids.

The chapel exercises were attended by all, and after the opening song, conducted by Prof. Anderson, the time was given to the legislative visitors and President Evans was introduced and made an interesting talk to the students, and was followed by Senator Lawrence in a happy talk. The closing prayer was offered by Senator Murdoch. After an inspection of the work done by the students and the individual progress made by all with scarcely an exception, warrants the claim made by the instructors that the branch normal has as bright a body of students as can be found in any like institution in the country. The students are drawn from Iron, Kane, Garfield, Beaver and Washington counties, and some from over the line in Lincoln county, Nevada.

The first department visited was the laboratory and its work and needs explained. A like difficulty is felt in the laboratory in the adjoining room in the basement illustrated the work done in manual training, and is composed of the most popular department of the school. In turn the chemical department library, art room and the various class rooms were visited, all of which were crowded. Some of the departments are so full that they are divided into two and three sections in order to accommodate the students. A like difficulty is felt in the library, students have to take turns in their use of many of the books of reference and there is great need of additions to all the departments of the laboratory.

At 11 o'clock a reception was given in the Assembly room by the faculty and students. Principal Clark, in a brief address, expressed regret at the brevity of the visit of the legislators and in consequence, the reception intended to be given by the students this evening would have to be dispensed with. He then introduced Senator Tanner of Beaver, who gave a brief history of the establishment of the branch normal, and while his town of Beaver was anxious to have the branch building built there, yet after noting the self-sacrificing efforts of the citizens in making possible the success of the branch normal, he felt that no mistake was made in locating in Cedar.

The next speaker introduced was President Kingsbury, who was enthusiastically received by the students. He was pleased with the showing made in the branch normal, the work done he said compared very favorably with the work done in the University and was fully equal to any part of it. He was glad to learn that the legislators had asked too little from the Legislature for the branch normal, and the visiting members were very kindly disposed toward the branch, an announcement that was enthusiastically received by the students.

Representative Williams of Salt Lake happily referred to the educational facilities offered to the students of southern Utah in this institution. Senator Kiesel of Ogden, in a witty address, expressed the kindly feeling of himself and colleagues toward the educational interests of the State irrespective of locality, and assured the students that all that possibly could be given their institution.

Representative D. H. Morris, of St. George, in a spirited address, championed the cause of the south. He said that while the girls who attended this institution were graduates of the home kitchen, and the boys were insured to the toll of the farm and the freight road, they were an intelligent and ardent body to acquire an education as any in the State, and but for the facilities offered in the branch normal, not 10 per cent of the students now attending in Cedar, could hope to attend the University.

O. H. Snow, of Pine Valley, made a very happy response in behalf of the students for their visit and their kindly expressions in behalf of the institution, which meant so much for the youth of southern Utah.

Dinner was then served in the teachers' room and at 12 o'clock the visiting legislators began their journey homeward.

Senator and Mrs. Thomas and President and Mrs. Kingsbury remain over another day and the first named conducts chapel exercises tomorrow.

IDAHO LEGISLATURE.

Board of University Reports Trimmed Down From Nine to Four.

[SPECIAL TO THE "NEWS."]

Boise, Idaho, Feb. 27.—The bill reducing the number of regents of the State University from 9 to 5 passed the house this morning and becomes law on the governor's signature. It passed by strict party vote, 30 yeas and 16 nays.

There was some rather rancorous discussion, the Republicans claiming the measure was entirely political and insinuations were made of bad actions by members of the present board. Speaker McKinlay openly criticized the acts of Regents Cornwall and Payne.

Senator Moore's bill providing that county attorneys shall conduct cases of absent defendants in divorce suits and prohibiting marriage within one year after divorce, was killed in the house. Senate bill giving councils of cities and towns power to dispose of vacant property passed the house.

House bill No. 14, by Cutler, providing for an appropriation of \$4,000 for repairing and constructing State roads in Kane county.

House bill No. 195, by Page, to amend the statutes providing for the support of families of decedents.

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the burden of proof on the corporation. The afternoon session was devoted to consideration of the bill creating an insurance commissioner.

House bill, by Sweetser, of Cassia, passed. It authorizes a \$15,000 bond issue for the Albion Normal school. Senate bill to prevent spread of contagious diseases in cattle and sheep passed. New bills—by Hegsted—appropriates \$5,000 for construction of two bridges across north fork of Snake river in Fremont county, one at White's Crossing on St. Anthony-Chester road, one at Raglan's ford on Rezburg-Parker road.

By Hedgsted, creating a fund for moneys derived from sale of State lands.

The Jefferson county bill comes up as special order this afternoon.

A new county is created from Fremont and Bingham counties, with Idaho Falls as the proposed county seat.

In the event of its passage, which is doubtful, it settles an old county seat feud between Blackfoot and Idaho Falls.

Senate bill creating the Academy of Idaho at Pocatello was read for first and second time in the house by title.

FELLOW SERVANT BILL.

Attorneys Block the Way for Glassman Measure Today.

Attorneys Sutherland, Parley Williams and Waldemar Van Cott were present at the meeting of the House labor committee this morning, and each of them put a spoke in the wheel of Glassman's railroad fellow-servant bill.

The object of the bill is to make railroad companies responsible for damages received by any of their employees through the negligence of another employee, except in cases where contributory negligence can be shown on the part of the injured.

The meeting this morning was a thoroughly amicable one, but it was evident from the stand they took that each of the lawyers mentioned will do all he can to block the passage of the bill. If such a fellow servant bill were passed they thought it only fair that it should apply not only to railroads but mines, farms, stores and all places where labor is employed.

Mr. Glassman said that railroads had been singled out as employing the most hazardous work of any of the other occupations mentioned. He could see nothing unfair in holding a railroad responsible for man's death which had been caused unintentionally by another employee of that company. So long as he had not contributed to his own negligence or injury must be looked on as having been caused by the company.

SENATOR KEARNS' FAMILY.

They Arrive in Washington, Accompanied by Mrs. Wells.

[SPECIAL TO THE "NEWS."]

Washington, D. C., Feb. 27.—G. L. Dutton has been appointed postmaster at Aurora, Sevier county, Utah, vice S. A. Curtis, removed.

The family of Senator Kearns arrived here this afternoon accompanied by Mrs. Emmeline Wells, aunt of Governor Wells. The senator met the party at Baltimore, Maryland.

Senator Shoup has recommended that an additional free delivery route be established at Pore, Bear Lake county, with Robert Kenny as postmaster.

The controller of the currency has approved the application of the following persons to organize "The First National Bank of Idaho Falls," Idaho, capital \$25,000: Robert Anderson, M. M. Gibson, John C. Anderson, Benjamin Graetz and W. F. Adams.

Mrs. Susie Adams, of Salt Lake, is here.

House Proceedings.

Washington, Feb. 27.—Immediately after the approval of the journal, the House, upon motion of Mr. Payne, the majority leader, agreed that for the remainder of the session the House meet at 11 o'clock instead of noon as heretofore.

The speaker's table was cleared of some minor business and Mr. Hull, (Iowa), then called up the conference report of the military academy appropriation bill. It was the same report previously agreed to but rejected by the Senate on account of the provision against hazing which had been modified.

Senate Doings.

Washington, Feb. 27.—At the opening of today's session of the Senate Mr. Lodge, formerly reported from the committee on Philippines Mr. Pettigrew's resolution ordering a reprint of the instructions and papers sent to the Paris peace commission so as to include an important telegram which had been omitted from the original print. Mr. Lodge said the omitted telegram had been sent to the public printer with the other papers, but he could not say why it had not appeared in its proper place. The resolution was adopted.

A joint resolution conferring authority upon the commissioners of the District of Columbia to provide for the public comfort during the approaching inauguration ceremonies was adopted.

A conference report upon the bill authorizing Pima county, Arizona, to issue fifty-year 4 per cent bonds to redeem certain indebtedness, was presented, but went over until tomorrow.

Mr. Perkins presented the conference report on the fortifications appropriations bill, and it was agreed to. The most important action of the conference was the revision of the Senate conference upon the amendment providing for the purchase of land on Cushing's Island, in Portland harbor, Maine.

Mr. Teller (Colorado) discussed the controverted questions of the Philippine annexation. He regarded the Philippine amendment as much improved by the amendment offered by Mr. Hoar, but to his mind it still was objectionable. The Cuban amendment was much stronger and much better than the public press had conveyed the impression it would be, but he had some reservations in its approval of it.

THE LYNCHING OF WARD.

Judge Promises to Have Grand Jury Make an Investigation.

Terre Haute, Ind., Feb. 27.—Indignation is generally expressed here over the hanging and burning yesterday of George Ward, the negro murderer of Miss Ida Finkelshtein, and the judge of the circuit court has promised to take prompt steps to ascertain the identity of the lynchers. The grand jury will meet in a few days, and under instructions from the court, the lynching will be made the first order of business.

Citizen generally deplored the cowardly and particularly the savagery exhibited by the crowd in burning and mutilating the dead body. Sheriff Fast today mailed a full report of yesterday's events to Governor Durbin, in which he shows that he swore in a large force of deputies and took every precaution possible to prevent the lynching.

The funeral of Miss Finkelshtein was held this morning, and the rabbi who conducted the service strongly condemned the conduct of the mob.

THREE HUNDRED BOERS SURRENDER

Quantities of War Munitions Also Are Captured.

A KRUPP AND MAXIM TAKEN

Hundreds of Rifles, Horses and Cattle Oxen and Thousands of Cattle and Sheep Given Up.

London, Feb. 27.—Gen. Kitchener, telegraphing from Middleburg, in the Transvaal, on the railroad between Pretoria and Portuguese East Africa, under date of Feb. 27, says:

"The following additional captures are reported by French up to Feb. 25: 'Three hundred Boers, surrendered; a 19-pounder Krupp, one howitzer, a Maxim, 20,000 rounds of small arms ammunition, 153 rifles, 388 horses, 834 trek oxen, 5,900 cattle, 9,800 sheep and 287 wagons and carts. The Boer casualties were four killed and five wounded.'

JUST BEHIND DEWEET.

Dear, Cape Colony, Tuesday, Feb. 26.—Thorneycroft's column, when last heard from, was a few hours' march behind Dewet. The other columns have seemingly lost touch with him.

Hertzog, the Boer commander, is reported to have crossed the Orange river and appears to be still inside the rectangle formed by the railroads and river.

TO PREVENT KIDNAPPING.

Pennsylvania Legislature Proposes to Make Crime Same as Murder.

Harrisburg, Pa., Feb. 27.—A bill was introduced in the senate today making the crime of kidnapping and abduction for the purpose of extorting money a felony and fixing the penalty like that of murder in the first degree. The passage of the bill will be expedited. It was drawn by Judge Thayer, of Philadelphia.

RUBONIC PLAGUE AT CAPE TOWN

Seven Fresh Cases Yesterday, Two Being Europeans.

Cape town, Feb. 27.—Seven fresh cases of rubonic plague were reported yesterday. Two of the victims are Europeans, a man and a woman.

The dead body of a Kalif was found in a house near the cathedral yesterday. In a majority of the cases the spread of the disease is traceable to rats.

The principal difficulty encountered by the authorities in their efforts to prevent the plague from spreading is the concealment by the colored people of its existence among them.

In consequence of the gravity of the rubonic plague situation, the government has taken over from the corporation control of every business connected therewith and is engaging a large corps for a thorough cleansing of the city, the burning of undesirable houses and the destruction of rats.

THE BERLINER PATENT.

Judge Brown of the U. S. Circuit Court Decides Against Bell Co.

Boston, Feb. 27.—Judge Brown, of the United States circuit court, has decided against the American Bell Telephone company in the famous Berliner patent case.

The suits were the Bell company against the National Telephone Manufacturing company and same against the Century Telephone company, brought to restrain respondents from selling, using or making telephones or telephonic apparatus with the microphonic attachment and to account to the Bell company for past use, manufacture and sales, upon the ground that such was an infringement of patent.

Banker Edward Palmer Arrested.

Chicago, Feb. 27.—Edmund Palmer, whose banks in Desplaines and Ashley, Ill., and Ellettsville, Ind., have closed with total liabilities estimated at \$80,000, was arrested at his home in Desplaines today. Palmer is wanted by the authorities of Ashley and his arrest was at their request.

Against Palmer's bank at Ashley there are unsatisfied claims of \$40,000. Depositors of the Ellettsville concern claim \$20,000, and have filed many suits of attachment since the bank closed its doors a week ago. The deficit in the accounts of the Desplaines institution is put at \$12,000. The police have been looking for Palmer since Monday.

It is believed he will not be prosecuted by the Desplaines people because his sureties have promised to make good the sums owed depositors, and out of consideration for T. J. Meyers, his partner, who suffered by the failure of the bank.

No Action on Reciprocity Treaties.

Washington, Feb. 27.—The Senate committee on foreign relations today decided to make no further effort to secure action upon the various reciprocity treaties before the Senate during the present session. The question was thoroughly canvassed. All the senators present agreed that in the present condition of business it would be impossible to resume action upon the treaties during the few days left of the session. Senator Perkins had indicated unalterable opposition to the Jamaican treaty, and other senators opposed all the treaties in principle. There would be a desire for general debate if the question should be brought to the front at all, and for this reason the committee considers that it would be a waste of very precious time to take the question up now.

LAND GRABBING IN CHINA.

Berlin Receives Favorably Propositions of United States.

Berlin, Feb. 27.—It is an open secret in Berlin that the declaration made by the United States to the foreign office against the land-grabbing of foreign powers in China and in favor of awaiting the joint action of all the powers concerned and then taking simply what land is necessary for diplomatic purposes was especially well received by Baron von Richthofen, secretary of foreign affairs, when Ambassador White presented the subject and the imperial government after a full discussion of the American declaration and proposal, returned to the United States embassy in writing a cordial acceptance thereof.

AGUINALDO'S UNCLE MADE A GOVERNOR.

Is Head Man in Bulacan Province—Delegation in Friars' Interest Protests Against Him—Many Candidates.

Guilinto, Province of Bulacan, P. I., Feb. 27, 12:35 p. m.—Jose Serapio, uncle of Aguinaldo, and formerly an insurgent colonel, has been appointed governor of Bulacan province.

There were several candidates including two army officers, but the United States commission was unanimously in favor of Serapio who surrendered during Gen. Lawton's progress northward and who has since been such a constant friend of the United States that Aguinaldo published an order degrading his uncle.

There were considerable protests against Serapio's appointment, chiefly from a delegation which represented the interests of the friars. The commission announced that it had investigated the allegations made against Serapio and found them to be untrue.

Capt. Greenough, of the Forty-first regiment, was appointed treasurer, and Lieut. Wells, of the Thirty-second regiment, was appointed supervisor. The other officials appointed were natives. All the appointments practically were made on Gen. Grant's recommendations.

Although by reputation Bulacan is not the easiest province to govern, all the local leaders and most of the insurgents are now friendly to the United States. The question of the selection of a capital for the province was submitted to the vote of the delegations. Malolos, the former seat of the insurgent congress, is the best town, but Bulacan has always been the seat of the government and was easily first. The ballot was the first free voting in the Philippines excepting at the town

elections held under military orders. The delegates enjoyed it immensely. Judge Taft, in administering the delegates, said that since they had the reputation of being murderers they must abide by the result and show their capability of abiding by the suffrage.

During the course of his speech announcing the appointments, Judge Taft said nowhere had he met men who showed such benevolent consideration for the interests of the people as had Gen. Grant. The appointment of a native government indicated the commission's confidence in Tagalogs.

PRO-AMERICAN SENTIMENT.

Manila, Feb. 27.—Pro-American sentiment is spreading in insurgent strongholds. Six hundred and sixty-five persons voluntarily took the oath of allegiance at Cainta, province of Albay, at one time reported as next to Luzon, the worst insurgent center, and 584 took the oath at Calamba.

Capt. Chase, with a detachment of the Twenty-first regiment, in a three days' scouting expedition, dispersed 500 insurgents and destroyed their main camp, that of Pedro Cabello.

Lieut. James, with a detachment of the Eighth infantry, raided a ladronerous rendezvous at Macquiling, island of Polio, killing seven men, securing 175 prisoners and destroying twenty tons of rice and other insurgents' supplies.

The armored cruiser Brooklyn has returned here from Hongkong. Additional evidence against Carman and Carman, the merchants accused of dealing with the insurgents, has developed. Investigation into charges against them is being vigorously prosecuted.

KIDNAPPERS' OFFER TO CUDAHY.

Chicago, Feb. 27.—A special to the Post from Omaha, Neb., says:

Edward A. Cudahy has received a letter from the men who kidnapped his son, offering to return \$20,000 of the ransom money on condition that all detectives be withdrawn and no attempt be made to prosecute the abductors, should their identity be discovered. It is understood the letter was mailed at Council Bluffs.

CUDAHY WILL DO NOTHING.

Omaha, Neb., Feb. 27.—Mr. E. A. Cudahy was called up in Chicago by long distance telephone and interrogated regarding the contents of the Chicago dispatch stating that the kidnappers had sought to compromise. He admitted that he received such a letter this morning. He said it had been received in Omaha and transmitted to him in Chicago.

When asked what he proposed to do about the offer contained in the letter, Mr. Cudahy replied: "Nothing." He said that he did not know whether it actually came from the kidnappers, but that so far as he was concerned it made no difference. He said he did not propose to accept any such terms. He said the offer of a reward would not be withdrawn, the detectives would not be called off and there would be no agreement not to prosecute in case of arrest. He said that, on the contrary, the kidnappers would be vigorously prosecuted and that every lawful means that could be invoked would be used to bring about the punishment of the guilty parties.

VETERANS WILL NOT PARTICIPATE

Washington, Feb. 27.—Veteran soldiers of the Spanish and Civil wars have officially declined to participate in the inaugural parade on March 4. The decision affects organizations in the Grand Army of the Republic, the Union Veterans and the Spanish war veterans. The dissatisfaction of the veterans with the place assigned them in the parade is responsible for today's action.

THROUGH AN AVENUE OF SHADE.

Rio Grande Western to Line Its Tracks With Beautiful Trees from Payson to Ogden—New Claims for Scenic Beauty.

Travelers on the Rio Grande Western, in a few