

## LAST EDITION HEMPSTEAD ASKS HEAVY DAMAGES.

Files Suit Against the City for  
\$10,000 on Account of Change  
in Grade

### LIVES ON EAST TEMPLE STREET

Plaintiff Filed Written Protest Against  
Change and Also Claim for  
Sum Sued For.

The action of the city in changing the grade of the street on north East Temple street in the district court today by D. B. Hempstead, who asks judgment against Salt Lake City for the sum of \$10,000 as damages alleged to have been caused to his home, located on the west side of salt street, between North Temple and First North streets, because of the change in grade in front of said premises.

The complaint alleges that the city council approved the change in grade on Aug. 22, 1904, and that said Hempstead, after the change in grade, commenced making the change in accordance with the plans approved by the council. Work was stopped for a time, however, by an injunction being issued in a case wherein another property owner on the street was plaintiff. The injunction was dissolved in March, 1904, and work was again resumed.

It is alleged that the employee engaged upon the premises of plaintiff removed his house, destroyed a number of valuable trees, constructed a retaining wall, made a fill in front of the premises 15 feet higher than the former grade, and that the plaintiff has thereby been rendered unfit for residence purposes, and he and his family have been compelled to move out and have been unable to rent a place at all. The house on the property has 15 rooms, and had a rental value, it is alleged, of \$75 per month. Plaintiff filed a written protest against the change in the grade, and notified the city officials that he would hold the city liable for all damages done to his property. He also claims for \$10,000 damages with the city recorder, but the city council has failed to allow the same. Judgment is accordingly asked for that amount.

### Filed for Probate.

The will of Alexander Purves, deceased, has been filed for probate in the district court together with the petition of A. P. Purves asking that he be appointed executor of the estate. The testator died in Philadelphia, Pa., July 18, 1905, and left an estate in this county valued at \$2,500.

### Cruelty Alleged.

Neille C. Nichols has filed suit for divorce against Charles A. Nichols on the ground of cruelty. She alleges that her husband has defamed her character in the presence of other persons. She asks the custody of their child and also that defendant be restrained from visiting her at her home or from molesting her in any manner.

### The Vaden Will.

The will of Samuel Vaden, deceased, has been filed for probate in the district court together with the petition of Mrs. Phoebe Vaden and Charles Vaden asking that letters testamentary be issued to them. The estate consists of real and personal property of the total value of \$60,000 located in Salt Lake, North Adams, Mass., Missoula and Butte, Mont. The will was executed on June 28, 1905, and it provides that the property shall be divided equally between his widow and two children.

### DATE WAS WRONG.

For This Reason Attorney Smith, Alleged Embezzler, is Discharged.

Attorney James F. Smith, who was charged with embezzling \$20 from a client, was given a hearing before Judge Dana T. Smith today and discharged on account of a slight technicality in the complaint. The latter charged that the offense was committed May 1, instead of April 30, and while the testimony adduced tended to show the elements of guilt, the error in date resulted in the defendant's dismissal. The case was prosecuted by Assistant County Attorney Lyon.

### GRAND CANYON VISIT.

Arrangements for Utah Congressional Party to Go There Next Month.

Hon. E. D. Woolley of Kanab, Utah, left for his home this afternoon, after arranging with Senator Smoot the date of the congressional party's visit to the Grand Canyon. The party will leave Salt Lake between Sept. 18 and Sept. 20, the exact date to be fixed after consultation with Representative Howells in Portland. In the party will be Senator Smoot, Senatorutherland and Representative Howells. Before leaving, Woolley ordered for the delivery by Sept. 15 of materials weighing 5,000 pounds, for use in constructing the aerial tramway over the Grand Canyon, and for a steamboat to be used in the river.

## SOCIAL AND PERSONAL.

Misses Linda B. and Emily C. Jessup went to Brighton this morning, to be absent in the mountains for two or three weeks. They were accompanied by their brother Roger.

Mr. and Mrs. Charles Ross, and Misses Jennie and Ardie Ross, have gone to the Portland fair.

Paul Buckle and friend, Mrs. C. L. Wamacher, both of Loveland, Colo., are in the city visiting relatives and friends. After a visit of about a day they will go to Portland to visit the fair.

Mrs. O. D. Romney and family have returned from Wasatch. All feel better for their outing.

Last Tuesday O. D. Romney reached another mile stone in his life, and his friends surprised him with a most pleasant party.

## Portland!

We extend to the people of the world a cordial invitation to visit our

### Three Crown Exhibit

at the Lewis and Clark Exposition, Portland.

Make yourself known to the man in charge, and he will give you a royal welcome.

Three Crown Baking Powder, Flavouring Extracts, Spices, Cakes and Teas are being used by the people of Utah, Idaho, Oregon and Wyoming. Arizona, Nevada and Montana. They are always appreciated because they are the "best of the good ones."

## Newlett Bros. Co.

### LEFT ON THE LAKE.

Fathetic Story of Seven Charitable People who Dailed too Long.

On the occasion of the recent visit to Salt Lake City of a large party of eastern members of the National Conference of Charities and Correction, on a touring return from Portland, Ore., nearly all the visitors, accompanied by several members of the local committee to the National Conference, went to the lake to take a morning bath. It was definitely understood that the 12 o'clock train would be the one by which to return to the city. But it has since been learned that the party was delayed by the late arrival of the train, and that they were left on the lake to take a morning bath.

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First, was seen sitting alone and downcast at one of the many pavilion tables, Mrs. Ida Smoot Dunsberry of Provo, Utah. Then appeared Dr. C. W. Crandall of Michigan, of the board of control of the Michigan State School for the Blind. To him Mrs. Dunsberry unbosomed her grief at the fact that her husband had died and there was no other till 3 o'clock, and she was due at a committee meeting in the city at that hour.

Then, with downcast, dreary eyes, there came up from the long rows of bath lockers, Mrs. W. M. Young, probation officer of Salt Lake City juvenile court, who took in her arms the weeping Mrs. Edgar McCallahan of St. Louis, Mo., one of the most successful Sunday school workers and superintendents in the city. She was another till 3 o'clock, and she was due at a committee meeting in the city at that hour.

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### AFTER WIFE MURDERER.

Kentucky Officer Comes Here for Percy J. Luster Arrested at Ogden.

An officer of the police department at Guthrie, Kentucky, arrived in Salt Lake this morning for the purpose of securing Percy J. Luster, arrested at Ogden a week ago, for murder. Luster was arrested on a description furnished from the Guthrie police, and has been held waiting the arrival of an officer. He is supposed to have murdered his wife at his home in Guthrie. She was found dead from a gunshot wound, and her husband had disappeared.

### BIG CONTRACT AWARDED.

That for Building of the Orphan Circuit Theater Let Today.

The Salt Lake Building & Manufacturing company was awarded the contract for the construction of the Orphan circuit theater on State street, to the amount of \$14,000. This includes only the masonry and carpenter work, and will all the other contracts go to be let, the entire cost of the building will amount to \$25,000. The cost of the combined Orphan building and Orphan theater will be about \$39,000.

### PRESIDENT DUNN HERE.

Head of Bradstreet Commercial Agency On a Visit to Salt Lake.

President Henry R. Dunn of the Bradstreet Commercial Agency is in the city today, en route east from San Francisco, and is being shown about the city by the local representatives of the company. Mr. Dunn is still a young man, and yet has risen to the head of one of the best known business agencies in the world. He is taking a well earned vacation, and has much pleasure in his visit to Salt Lake. Mr. Dunn believes this city is destined to become a great commercial center, and thinks it is most picturesque city.

## DAVIS IS AFTER THE STATE FARM

Delegation Visits Salt Lake to  
Look After the County's  
Interests.

### FEARFUL OF UNDO INFLUENCE

Guarantee an Ample Water Supply and  
All the Land That May be  
Desired.

Fearful lest influences may be brought to bear that will wrest from Davis county its seeming right to the state experiment farm, a delegation of Davis county citizens visited Salt Lake today for the purpose of protecting the interests of that county and laying before those concerned in the matter additional reasons why Davis should be granted the much coveted prize.

As stated in the "News" some time ago, the committee appointed to report on the respective sites, recommended that the choice be made between that at Provo and that located at Farmington, the selection being based on the nature of the soils and their adaptation to the purposes of such a farm. At the time the report was made it was feared that the Davis county site did not possess the necessary water supply and the suggestion was made that if the ground to the north could be secured, it would better meet the needs of the state. Since that time the county commissioners of Davis have sent a letter to the committee guaranteeing both an ample water supply and any additional land desired. Their communication dated Farmington, Utah, Aug. 15, is as follows:

### DAVIS GUARANTEE.

To the Committee on Location of Site for the Central Utah Experiment Farm, Salt Lake City, Utah:

Gentlemen:—Referring to our letter of May 4, we desire to add that we are willing to guarantee to furnish any part of the Hess farm and any part or parcel of land adjoining same on the north, west and south, comprising the source of the water for the experimental station, a plot of which is herewith enclosed.

We also agree to furnish ample water supply with sufficient pressure for the purposes, and enclose herewith a copy of letter guaranteeing same, and again call your attention to the many advantages secured by locating the experimental farm in Davis county.

### ADVANTAGES CITED.

The advantages above referred to are as follows:

First—Our county is most prolific in agricultural and horticultural resources and our soils are as varied as could be desired for the purpose of such experimental work.

Second—The water supply attending each site is abundant, and may be developed at a small cost.

Third—Some eleven sites have been offered in which to choose from, embracing all kinds of soil and conditions that would be likely to be met in the source of the proposed station.

Fourth—Our proximity to Salt Lake affords an opportunity for the study of a large number of people that would be had from most any other locality, and from most all the sites offered the same advantages.

Fifth—The site is traversed by two railroads with good prospects of a suburban road running the entire length of the county. Each of the sites is in easy access to the main station.

Sixth—Our county is not the home of any stunted, puny, or feeble localities, but by the establishment of this station in our county it will insure more liberal appropriation from the state funds for its installation and maintenance.

Seventh—Special demonstrating plots may be secured for all kinds of experiments, including soils from the various sources of the Salt Lake to the rocky lands of the foothills, including the best soils to be found in the entire west, and all the soil conditions of the main station, or a part of same if so desired.

Eighth—We call special attention to the fact that Davis county has the lowest altitude of any of the states, and hence is the best adapted to the purpose of an experiment farm.

Ninth—Davis county has no smelter, and hence no objectionable conditions to contend with in the work attendant to experimental work.

Tenth—For central Utah, Davis county is the best place for the station, suggested to be representative of the object of the bill, viz., the central part of the agricultural district of Utah.

Eleventh—All of the people of the county are in favor of the station, and in the offering of the following sites for your consideration, guaranteeing the water supply, be it much or little, for early and late irrigation.

### FEAR UNDO INFLUENCE.

The delegation which came to Salt Lake today consisted of Messrs. J. H. Robinson of Farmington, Representative Ezra F. Richards and Bishop-elect. These gentlemen stated that they were not here to believe that influences were being exerted looking to the selection of the site at Provo, which, according to the report of the committee, was a better site than that at Farmington. They also pointed to the fact that Utah county has been recognized politically in many ways, while Davis has had practically no recognition.

The availability of the site is one of the strongest reasons urged in its support, as it lies midway between the two principal railroad points in the state, and is easily reached from any part of the state.

## IN THE TOPS OF THE MOUNTAINS.

Doctor Kingsbury of the University of Utah Writes of  
Their Glory.

### MOST PICTURESQUE REGION.

Not Surpassed in Rugged Strength and  
Beauty by Any Country He Has  
Been Privileged to See.

### To the Editor.

Prof. Wm. M. Stewart, Dr. Chas. F. Wilcox and the writer started from the Stewart ranch on the Provo river at its junction with Beaver canyon, Aug. 7, provided with food, bedding, etc., and with three riding horses and one pack animal for the purpose of reconnoitering the region south of and about the great peaks and mountains of the Uintahs. The party was gone five days and a half and was constantly in the saddle, except one afternoon. The country traversed was rough, rugged and in many places strewn with fallen timber. Except the peaks and mountains above the timber limit, the whole country is covered with a luxuriant growth of pines, firs and quaking aspens, and dotted here and there with beautiful meadows and exquisite lakes, varying in size from an acre or less to 60 acres. These are located up in the mountains, fastness and have been seen through the wild and rocky canyons. These meadows and lakes are high above the level of the sea, usually resting at an altitude of 10,000 feet and more. Standing on one mountain peak and looking down on a single point at least 10 of these beautiful bodies of water, in many of the smaller lakes grows the beautiful blue lotus, and on the sandy shores of others are the foot-steps of the bear, the deer, and elk, all of which add greatly to the interest of the party.

For a time the party would be in the thickets of the woods, unable to see anything but timber, and suddenly they would find themselves in a beautiful open spot covered either with a meadow or occupied by one of those beautiful lakes. The party would then descend into view and from many of which could be seen the high Uintah peaks and thus the party could locate their camp after their day's journey.

The members of the Theological department of the Salt Lake State Sunday School union are asked to bring their contributions to the book of Mormon to the Monday evening session.

The talk among Utah sheep circles is the contracting of growers for next season's clip at 22 cents. Sheep men returned from Kansas City say they are selling there at \$5.40 per cwt. a price that is considered unheard of before, so that on the whole the sheep industry is regarded as in a very promising condition.

J. C. Leary returned last evening from Montpelier where he has been for the past two or three weeks superintending the establishment there of stock yards for the Short Line railroad. Mr. Leary returned north today, and in the night of a pair of peck-horn rubber boots in which to go fishing.

J. M. Whitaker noticed a young man coming out of Parley's canyon Thursday evening, wearing a suspicious air, and in a few minutes discovered that the fellow had set fire to the grass on the south side of the canyon. Mr. Whitaker immediately took means to extinguish the flames, and was just in time, as in a short while they would have got beyond his reach, and burned over an immense amount of timber.

## USE CANAL WATER TO SPRINKLE STREETS

To the Hon. the Mayor and City Council.

In addition to my letter yesterday, I have to state that from the economic investment of about \$400 or less, a standpipe could be erected, drawing its water supply from the Salt Lake and Jordan canal, at the corner of First and Second streets, and from there two pipes alone, extending as they would from 20 to 40 rods above, and connected directly with the water box placed in connection with the canal above mentioned, that this supply alone from these two points would furnish water enough to fill all our springing wagons many times during the day, in fact, one could be filled every five minutes or less, from each stand, thus affording an ample supply of water to sprinkle all the principal thoroughfares of Salt Lake City with the exception of Brigham street from Eagle Gate to Twelfth East. The amount of water that this precautionary measure would save to the city would be 2,000,000 gallons per day, less the small amount needed for the upper supply of water to the first hour with business very dull. After some recovery the market sank back to the lowest again.

New York, Aug. 18.—The closing of the London stock exchange for the day had its effect in reducing the volume of business here. Fractional fluctuations either way limited the price movement of the first hour with business very dull. After some recovery the market sank back to the lowest again, with Reading the feature. By 11 o'clock the market was practically in a stagnant condition. Northwestern and the Wisconsin stocks gained a point.

The market rallied after the appearance of the bank statement which shows a smaller cash reduction than was feared. St. Paul was lifted a point over last night and prices generally rose above yesterday's closing. American Agricultural Chemical preferred sold at an advance of 1/8. National preferred 1/8. 2 and 3 and 4 and 5 and 6 and 7 and 8 and 9 and 10 and 11 and 12 and 13 and 14 and 15 and 16 and 17 and 18 and 19 and 20 and 21 and 22 and 23 and 24 and 25 and 26 and 27 and 28 and 29 and 30 and 31 and 32 and 33 and 34 and 35 and 36 and 37 and 38 and 39 and 40 and 41 and 42 and 43 and 44 and 45 and 46 and 47 and 48 and 49 and 50 and 51 and 52 and 53 and 54 and 55 and 56 and 57 and 58 and 59 and 60 and 61 and 62 and 63 and 64 and 65 and 66 and 67 and 68 and 69 and 70 and 71 and 72 and 73 and 74 and 75 and 76 and 77 and 78 and 79 and 80 and 81 and 82 and 83 and 84 and 85 and 86 and 87 and 88 and 89 and 90 and 91 and 92 and 93 and 94 and 95 and 96 and 97 and 98 and 99 and 100 and 101 and 102 and 103 and 104 and 105 and 106 and 107 and 108 and 109 and 110 and 111 and 112 and 113 and 114 and 115 and 116 and 117 and 118 and 119 and 120 and 121 and 122 and 123 and 124 and 125 and 126 and 127 and 128 and 129 and 130 and 131 and 132 and 133 and 134 and 135 and 136 and 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