

40,000 ACRE
LAND DEAL

Salt Lake and Logan Capitalists
Acquire Emery Tract in
Northern Utah.

NEW RAILROAD INTO IDAHO.

Final Survey for Line From Saline
Through Raft River
Valley.

Proposition Embraces Dam, Power
Plant, Townships and the General
Development of the Country.

The Pacific Land and Water company, recently organized with a capital of \$500,000, and composed of Salt Lake and Logan capitalists, has just completed a big land deal by which it acquires the "Emery" tract, in Southern Idaho and northern Utah, comprising in all 40,000 acres. The consideration is not named, but as there are several thousand acres of irrigated fruit and farm lands in the Raft river valley, Idaho, and the same amount in Boxelder county, Utah, included in the property, the amount paid was evidently in six figures.

The company has for its president James H. Patterson, vice-president, Robert A. Lafount, treasurer, C. N. Strevell, secretary, F. A. Druehl, general manager, Harold A. Lafount, of Logan. The general offices of the company are in the Newhouse building, the active management to be from Logan.

This new company is evidently going into business on a very large scale, for in addition to the purchase of the "Emery" tract it has acquired several thousands of acres of the best farm lands in various parts of Utah, adapted both to fruit and grain growing.

NEW RAILROAD.
The deal for the "Emery" tract is the inception of an activity which means the expenditure of a great amount of money and the opening up of new country of many thousands of acres. The Idaho lands are watered by the Raft river, Clear creek, and smaller streams having their sources in the Raft River mountains. And through this country flows a new line of railroad is to be built. The final survey has just been completed for the new line from Saline, Utah, on the Lucin cutoff, crossing the Raft river valley.

It is said that work on this line will start in the spring, that the very heaviest steel will be used in its building, and that the construction throughout will be of the highest class. It will materially shorten distance in this country and afford valuable transportation facilities. The new line will be built through the most fertile country which has heretofore been handicapped because of the want of a railroad.

DAM AND POWER PLANT.

The Pacific Land & Water company will develop all of this country along liberal lines. A part of the property adjoins the claims of the Century and Scamania mining companies. A dam and power plant is to be built in this vicinity and a township laid out. In the immediate vicinity are thousands of acres of land suitable for grazing, and many sportsmen who are now hunting and trapping. The company also owns a large body of fine pine timber. Here sawmills are to be erected shortly and the lumber prepared for market.

It is planned by the company to establish a large demonstration farm on the "Emery" tract where it will be shown just what these lands are capable of producing. As soon as the remainder of the lands are appraised they will be offered for sale. As the land lies immediately to the south of the Minidoka project it seems a foregone conclusion that within a few years there will be a solidly settled country from Promontory to Minidoka.

Harold Lafount, manager of the company, who was the active agent in closing the deal, has been endeavoring to acquire the "Emery" tract for several years without success until a few days ago. The entrance of the Pacific Land & Water company into the real estate field means that one more very active negotiator of men, backed by ample capital, has been added to the development resources of the country.

FOOLISH BURGLARS.

Robbers Break Into a Print Shop and Make \$3 Haul.

Whether they did it simply to show their contempt for the police department, as a joke, or because they needed the money, is a matter of conjecture, but the facts are that robbers broke into the Acme printing establishment, 17-19 Broadway place, almost within a stone's throw of the police station Thursday night, pried open a desk and took several unopened checks and \$3 in real money.

The front doors were forced open and the thieves took the screws out of the lock on the desk. They found a checkbook containing five checks, the largest amount calling for \$9, but as none of the checks were cashed, the robbers got no good. They did get, however, \$3 in cash and departed with the same. The police are in hot pursuit.

CIGARS FOR PRISONERS.

Chief Barlow Gives Christmas After Dinner Smokes to Unfortunates.

Chief of Police Barlow has gone George Harris one better. According to The Tribune, Harris was so kind-hearted to the prisoners on the chain gang that he purchased cake for them "with his own money." Well, Harris will have to take a back seat because Barlow is to give the prisoners real cigars as an after Christmas dinner smoke. Not only cigars but real mince-not compulsory-pie and also apple pie and pudding and sauce. The prisoners at the city jail will also be given roast beef, pork, mashed potatoes with brown gravy and pickles, but no lemon.

KANSAS BANK
GUARANTY LAW

U. S. Judge John C. Pollock of the
District of Kansas Holds
It Is Invalid.

GRANTED TWO INJUNCTIONS.

Plaintiff in Case Held That a Stockholder Could Prevent His Bank Participating Was Upheld.

Topeka, Kan., Dec. 24.—Judge Pollock of the federal court here has declared the Kansas bank guaranty law invalid.

The Kansas bank guaranty law received a knockout blow from Judge Pollock of the federal court here today. Two injunctions were granted by Judge Pollock.

One of the cases decided was that of Frank S. Larabee a stockholder in the Exchange State bank of Hutchinson, against the officers and directors of the bank and J. D. Dolley, state banking commissioner. His contention was that a stockholder in a state bank could object and prevent the participation of his bank in the guaranty law. Judge Pollock holds that this contention was good and granted an injunction.

The other case was that of the Abilene National bank against the bank commissioner and state treasurer on the ground that the state guaranty law is unconstitutional. Judge Pollock held that the guaranty law in this case holding that the law was inoperative and fixed a bond of \$50,000 to be given by the bank pending the final disposition of the case.

CHEER PROVIDED FOR
THE POOR CHILDREN

Basket Dinners Sent Out and Warm
Clothes Provided After
Much Effort.

All classes of poor and sick people have been reached by the Salvation Army and Volunteers of America this Christmas, and the children of poverty-stricken homes will be visited by Santa Claus.

Capt. N. W. Edson spent the whole afternoon today giving out the Christmas dinner baskets, numbering about 500. Each basket contained all kinds of goodies, including a chicken, cranberries, butter, two loaves of bread, potatoes, coffee, sugar, a can of corn, peas or tomatoes, and everything that goes to make up a Christmas feast. Capt. Edson has been working for three weeks in collecting the donations of food and clothing for Christmas, and the results show that his labors were not in vain. He said that the people of Salt Lake City responded generously to appeals for help.

During the afternoon, a long line of poor people gathered at the Volunteers of America hotel, in East First South street near State street, where the baskets were distributed. The names of poor families who shivered outside in the cold, until Capt. Edson called them inside and told them to wait around the stove. One tiny girl was not strong enough to carry her basket, and one of the working men who room at the hotel, went out with her and carried the basket to her home.

Many pathetic things occurred while the poor people were waiting to get their baskets. One old man, who was very frail, bent old men and women, cripples hobbling along on crutches, and several little girls and boys, their faces and hands red with the cold, until Capt. Edson called them inside and told them to wait around the stove. One tiny girl was not strong enough to carry her basket, and one of the working men who room at the hotel, went out with her and carried the basket to her home.

A touching scene was witnessed when many of the poor workmen who live at the Volunteers of America hotel gave money to help buy food and clothing for their families. It was a touching scene, and the more unfortunate than themselves.

"It may seem strange," said Capt. Edson, "but we get more help from the poor and needy classes than we do from the wealthy. In this work, I guess that the poor know what cold and hunger mean, and that they give all that they can for this reason."

The Salvation Army is attending to the sick, and visiting poor people who have been quarantined on account of infectious disease. It will not give food to the sick, but will give them the dinner was given on Thanksgiving. The main celebration will be held Saturday night, starting at 8 o'clock. There will be a large Christmas tree, presents from a great Christmas tree, including candy, nuts, fruit and toys, besides clothing, shoes, rubbers and other necessities which will all be given to the poor.

The Salvation Army Sunday school children and the First Methodist church choir will give a fine entertainment, and the evening will be taken up with songs and games.

Edson and St. Thomas A. Pitt have done noble work in preparing a real Christmas tree celebration for the poor children, and their assistants have seen that no poor family whose home is barred from outside holiday festivities by quarantine is forgotten.

Capt. Thomas Mackey, of the Volunteers of America, has also provided Christmas cheer for many homes which otherwise would have been cheerless tomorrow.

DEATH OF ROBT. MEWAN.

Pioneer Master Printer and Musical
Enthusiast Is Called.

In the passing of Robert Mewan, who died today at the age of 84, Salt Lake City loses one of its pioneer master printers and musical enthusiasts. Robert Mewan was born at Edinburgh, Scotland, Sept. 18, 1835, and came to this country in the early days. He was a master printer, and for years was foreman of the Salt Lake Herald, while his brother, Henry Mewan, was foreman of The Desert News.

ZELAYA'S ARMY
WAS WIPED OUT

Of His Force of Three Thousand
Men But Five Hundred
Escaped.

FIGHTING WAS VERY FIERCE

First Trenches Were Shelled Then Carried by Assault—Americans Took Part.

Washington, Dec. 24.—To relieve the starvation of the captured soldiers of the Zelaya army at Rama and furnish much needed aid to soldiers of both the Nicaraguan government forces and the insurgents who were injured in the battle near Rama, the United States government today ordered the cruiser Prairie, now at Colon, to take on board \$50,000 worth of staple supplies secured by funds of the American Red Cross society and proceed with all possible haste to Bluefields.

Bluefields, Nic., Dec. 24.—The details of the battle of Rama are now known. The victory of the insurgents was as complete as has been claimed by them.

After two days of fighting the fierce Central American has seen, Gen. Estrada on Tuesday wiped out the enemy. Of Zelaya's army of 3,000 men but 500 escaped. The killed and wounded on both sides, as before reported, numbered 600, and 1,900 of the government troops surrendered after a desperate resistance. Three Hotchkiss and four Maxim guns, 2,000 rifles and 1,000,000 rounds of ammunition were included in the booty. Gen. Estrada professes to believe his march to Managua will be unopposed.

Bluefields and the neighboring country are delirious with joy. The victory is said to have been won on the very day scheduled for the inauguration of Dr. Madriz as president of Nicaragua in succession to Zelaya.

Gen. Luis Mena is again here. His troops arrived on the scene of battle when victory was in the balance and the tide in favor of the insurgents.

At the request of the United States Consul Moffat, Commander Shipley of the United States cruiser Des Moines established an independent hospital where 40 of the wounded are receiving care. The American medical men have been able to give the services to all who were in need of them.

AMERICANS IN BATTLE.

Six Americans participated in the battle, operating rapid fire guns. They escaped injury with the exception of one named Bashford, who received three bullets in a leg.

The prisoners taken were Gen. Gonzales and Gen. Castillo. Gen. Vasquez, who was returning to Rama from Managua when hostilities began, did not reach the scene during the fighting. He was captured when he was on his way to Rama. Government troops were routed and it is possible that some 500 men escaped with him.

After Zelaya's trenches had been shelled they were taken by assault. In the trenches were several women who preferred risking their lives in the conflict to starvation in camp. These women were taken to the hospital and treated. One of them was wounded and later brought to the hospital here. A large proportion of the prisoners were found to be boys under 18 years of age. Diaz walked off as though it were very welcome.

Gen. Gonzales, the vanquished leader of the government troops, today shares the quarters of Gen. Estrada and is eating the latter's rations with great relish and smoking insurgents' tobacco as though he enjoyed it.

SECOND DAY'S FIGHTING.

The second day's fighting began at 8 o'clock in the morning. The first day's conflict had driven the enemy back to the main fortifications, in the village of Recreo, where for three weeks they have been stringing wires and digging trenches.

The country in that vicinity had been partially cleared of underbrush, so it remains more like a jungle than otherwise. The position of the government troops behind their bankmen and barbed wire entanglements proved unexpectedly strong.

However, the provisionals, who believed they faced the oppressive rule of Madriz, or as the only alternative in the event of defeat, the humiliation of intervention by the United States, bore themselves with a show of valor that should ever relieve them from the charge of cowardice. They accepted death with the same indifference as they accepted the hundred dead and the 150 wounded gave the surviving insurgents something to think about.

Today widows and orphans may be seen wandering about the streets weeping. Yet no expression of regret is heard. The provisionals admit their heavy losses and estimate those of the enemy at about an equal amount.

Gen. Chamorro, Gen. Diaz and Gen. Matuy first faced the enemy. The big Fovier and Blancas, upon which were mounted Hotchkiss guns half buried in sand, steamed up a creek tributary to the Mico river, upon which the village of Recreo is situated.

SHELLING THE VILLAGE.

For hours they shelled the village, the gunners maintaining great accuracy. Zelaya's troops frequently fled the trenches and advancing through the jungles, met the insurgents in hand-to-hand conflict. These clashes were followed in each instance by a retreat to the trenches and a forward movement by the provisionals, who cut the wire entanglements with their machetes. In these brushes many were killed or wounded.

Gen. Chamorro, who looks like a typical North American regular trooper, fought with frenzied vigor. Gen. Diaz disdained, as did Gen. Chamorro, to take to cover. Diaz walked erect amid a hail of bullets, directing the fire of his men, who, however, he insisted, should keep under cover whenever possible. When one soldier, enthused by the example of his commander, fought on his feet, Diaz turned his pistol upon the man and commanded him to get behind a stump.

Chamorro, who has been fighting for 20 years, is idolized by his men. He swore cheerfully when his troops exposed themselves to a good shelling, pushed them behind the cover of stumps and tangled underbrush. Chamorro was in active command of the

—THE—
Saturday News

TOMORROW

Will be delivered throughout the city early in the afternoon in time to serve as an added condiment to the Christmas dinner.

It will contain many timely and exclusive items, among them being the following:

Five Prominent Utah Citizens
Tell How They Made Their
First Thousand Dollars.

(Illustrated.)
The Pierpont Morgan of China interviewed by Frank G. Carpenter, (Illustrated.)

Port Arthur Seapageot Making His Fortune in the Tea Business. Revival of Celtic Learning Aided by Scholars of Europe. (Illustrated.)

Great Vogue of American Literature in Sunny Italy.

Discovery of Hieroglyphics on Rocks at the Shores of Utah Lake, (Illustrated.)

How the Pure Food Campaign Has Driven Misbranded Goods From Utah.

Grouchily, After Waterloo, (Illustrated.) Romantic Narratives of American History Series.

battle. Estrada having merely laid out the general plan.

As the evening approached and the enemy still resisted after repeated assaults, the insurgents, tired from physical exhaustion, but their courage never failed.

A TIMELY ARRIVAL.

For the timely arrival of Gen. Mena it is quite possible that the outcome of the battle would have been wholly different. Indeed, at one time, the position of the insurgents was desperate.

Chamorro and Diaz had moved on the main fortifications at Recreo and had sent out a messenger to Gen. Mena, who was on his way to the scene of battle, to cover the lines of retreat from Recreo. Mena had moved up the Rama river, but his men were weak from their march and failed to effect the expected juncture with the other armies of the insurgents when the assault began.

They encountered roads knee deep with red clay and overgrown with tropical plants, through which they cut a way with their machetes, but their progress was slow.

Chamorro became uneasy and despatched a messenger with the following urgent command: "Come quickly or the day goes against us," and the day was going against the provisionals.

The enemy followed on every side but Chamorro discerned that at best he was holding his line.

After dispatching a messenger to Mena he adopted the plan of repulsing the enemy when they left their trenches but without attempting a further advance.

Mena realized the situation and instead of satisfying himself by cutting off possible retreat of the government troops pushed forward for an assault. How he and his 800 men got through the intervening two miles of brush the general has been unable to explain.

They seem to have rushed so quickly that they failed to realize the obstacles before them.

FOUGHT TO A STANDSTILL.

Gen. Chamorro had been fought to a standstill and his men were well nigh exhausted. Over the field telephone Commander-in-Chief Estrada was informed that the situation was desperate, and that while his army was not defeated, victory was not in sight.

His hour was darkest for the insurgents cheer were heard and presently Gen. Mena and his scattered and bleeding men emerged from the jungle into a half cleared plantation where the battle was being waged.

Without stopping for orders and yelling at the top of their voices, the reinforcements swept across the clearing to the aid of their comrades.

The hill at a point where no machine guns had been placed.

The movement of Mena served as a signal for a general advance by the three armies of the insurgents. At a critical moment the insurgents swept up the hill in the face of a furious fire. Mena was the first to reach the summit, at his heels were his determined soldiers.

The defenders, depending on their rifles only, were unable to repulse the attackers. Suddenly abandoning their trenches, the government troops fell back before Mena's men and charged the advancing army under Chamorro and Diaz. Mena pushed his attack on Gonzales's rear.

A L. OVER.

In 10 minutes it was all over, but in that 10 minutes heavy execution was done. Scores were killed outright and the wounded covered the summit of the hill. Hundreds of the enemy threw down their arms and begged for quarter.

Gen. Gonzales, to save a needless slaughter, signalled that he surrendered. Nineteen hundred prisoners were taken.

KING ALFONSO'S
CONDITION ALARMING

Paris, Dec. 24.—The Gil Blas today prints a private communication from Madrid stating that the condition of King Alfonso has created the gravest anxiety in court circles. Another operation is imperative.

Under the guise of departure on a hunting trip in Andalusia, his majesty will go to the palace of the Countess of Paris at San Lucar, where the operation will be performed.

WEATHER REPORT.

Fair Tonight and Saturday, Rising Temperature.

TODAY'S TEMPERATURES.
6 a.m. 19
7 a.m. 16
8 a.m. 16
9 a.m. 17
10 a.m. 17
11 a.m. 22
12 noon 24
1 p.m. 22

YESTERDAY'S RECORD.

Highest 23
Lowest 18
The barometer has risen over the great plateau attended by lower temperatures and snow furries. The weather has fallen over the extreme northwest, attended by somewhat warmer weather. The high pressure over this section will diminish and give way before the low causing somewhat warmer weather.

Sorrow Comes
TO MARK TWAIN

Daughter Jean Found Drowned
In a Bath Tub in Her
Home.

SHE DIED IN A CONVULSION.

Last Half of Her Life She Was an
Epileptic—Had Been Considered
Practically Well.

Redding, Conn., Dec. 24.—Miss Jean Clemens, daughter of Samuel L. Clemens (Mark Twain), was found drowned in a bath tub in Mr. Clemens' home here today.

It is believed Miss Clemens suffered from an attack of epilepsy while in the bath and was drowned while in a convulsion. She had suffered from epilepsy for a number of years.

Speaking of his daughter's death Mr. Clemens said:

"My daughter, Jean Clemens, passed from this life suddenly this morning at half-past 7 o'clock.

"All the last half of her life she was an epileptic, but she grew better latterly. For the last two years we considered her practically well, but she was not allowed to be entirely free.

Knowing who has served us 28 years was always with her when she went to New York on shopping excursions and such things. She had few convulsions in the last two years and those she had were not violent.

At 7:30 this morning a maid went to her room to see why she did not come down to her breakfast, and found her in the bath tub, drowned. It means that she had a convulsion and could not get out.

"She had been leading a very active life. She spent the greater part of her life time looking after a farm which I bought for her and she did much of my secretarial work besides. Last night she and I chatted later than usual in the library, and she told me all her plans about the housekeeping, for she was also my housekeeper. I said everything was going on smoothly, that I thought I would make another trip to Europe in February, and she said, put it off till March and she and her maid would go with me. So we made that agreement.

"But I turned the poor child. She was all I had left, except Clara, who married Mr. Garbwhitely lately and has just arrived in Europe."

BOY SAVES PASSENGER

TRAIN FROM BAD WRECK

Olympia, Wash., Dec. 24.—Harry Hunter, 12-year-old boy, saved a heavily-loaded Northern Pacific passenger train from a disastrous wreck yesterday.

Hunter and Sam Burrows, a boy of the same age, were gathering Christmas decorations along the right of way about two miles east of Olympia when they discovered a broken rail which left an opening in the track several feet long.

Knowing a passenger train was due to pass soon, the boys determined to give warning. Hunter started up the track in the direction of Tacoma and Burrows started toward Olympia, both running at top speed.

Hunter had proceeded but a short distance when he discovered the train bearing down upon him. Seizing a switch he threw it so that the train would stop.

For a time it appeared the engineer would not heed his signal, but his train eventually began to slow down and was brought to a stop within five feet of the broken rail.

The passengers and train crew lionized the boy hero and took him aboard the train.

OPERATED ON

TWENTY-THREE TIMES

New York, Dec. 24.—Edward C. Brown, a retired sea captain, is a patient in a Brooklyn hospital, convalescing after his twenty-third surgical operation in five years.

"I have become so accustomed to operations," he said, "that I don't mind them a bit. I guess they have become second nature to me."

The most serious operation which he has performed upon himself was a removal of a kidney.

EXPLORERS' CLUB SAYS

COOK DIDN'T CLIMB MCKINLEY

New York, Dec. 24.—The committee of the Explorers' club, which has been investigating the claim of Dr. Frederick A. Cook that he reached the summit of Mount McKinley today, reported to the board of governors of that club that after exhaustive investigation it failed to find any evidence to support Dr. Cook's claim.

BRYAN'S CONDITION

MUCH IMPROVED

Jacksonville, Fla., Dec. 24.—The condition of William Jennings Bryan, who was taken ill here yesterday, was so greatly improved this morning that he decided to leave during the afternoon for Miami.

STATE DEPARTMENT

RETICENT ABOUT ZELAYA

Washington, Dec. 24.—The only bit of news from Nicaragua received at the state department this morning came from Consul Caldera at Managua. The state department is reticent about organizing a cabinet made up of Liberals and Conservatives, mostly from Leon, his home city.

The state department officials are reticent as to their purposes with respect to the person of Zelaya, the former president. When questioned today as to whether the United States would take measures to prevent Zelaya from leaving the country they declined to answer. The presumption, however, is that the matter is still held in abeyance.

A SANTA CLAUS ACCIDENT.

Charleston, Ill., Dec. 24.—Putting on the guise of Santa Claus to amuse the children, a Santa Claus went too near the candles of the Christmas tree, her "head" caught fire and today she is in a serious condition.

DRUGS REASON
FOR DOWNFALL

Former Clerk With a Bright Future
Lands Behind the
Bars.

JUDGE IN LENIENT MOOD.

Number of Transgressors Are Told to
Depart and Reform—Police
Court Grist.

Yuletide is not to the liking of Marion Miller this year. Miller is unfortunate in many respects but particularly because he will have to spend this Christmas in durance vile, unless someone furnishes bail in the sum of \$100.

Miller was formerly a drug clerk in a local pharmacy, and had a bright future until he contracted the drug habit. Then he began to go down and down until he lost his position and became a particle of the flotsam and jetsam of the underworld humanity.

Thursday evening he was arrested for drunkenness and lodged in the city jail. Judge Bowman took pity on him this morning and ordered his discharge, but Miller was detained as there was a more serious charge against him. He was accused of obtaining goods and money by false pretenses.

After having been practically cured of the drug habit, he again took to morphine, and being out of funds and unable to secure any of the drug, he evolved a clever scheme.

He went to the home of Mrs. Millie Pender and represented to her that he was the agent for a new company which manufactured a patent device to attach to a carpet sweeper, and told her that for \$1 he would take the sweeper to the new plant, have the device attached and return the sweeper to her. As a matter of fact, there was no such concern and Miller is alleged to have sold the sweeper and with the proceeds paid the doctor he purchased "dope."

Unless he furnishes \$100 bail he will remain in the county jail until Jan. 21, when he will be given a preliminary hearing.

SEASONABLE LENIENCY.

J. M. Irvine, with a cut nose and battered brow, said when arraigned on the charge of drunkenness:

"Your honor, candor compels me to say that I feel I am guilty despite the fact that I am not a drinking man. I don't exactly know but I guess I must have been drunk." Judge Bowman took the statement as an admission of guilt but as tomorrow is Christmas he discharged Irvine.

James Ryan and George Howell, suspects arrested in the hold-up of a man who would prove to be the man who robbed Young's cafe, were charged with vagrancy Thursday afternoon and pleaded guilty. They were released on their own recognizance and this morning Judge Bowman pronounced sentence of six months each. If they are released they will be in force.

B. C. Christy, charged with stealing two diamond rings from Lulu Jordan, an actress, will have a hearing Nov. 17. H. W. Christensen, charged with larceny of Navajo blankets from B. C. M. L. of the value of \$50.40, will have a hearing Jan. 20.

George Harrington and Edward Farrington, who were arrested on Nov. 25, while they were trying to break into the store of Sam Iseman, 115-west South temple, were given a hearing this morning on the charge of attempted burglary in the second degree. They were unable to make a reasonable defense, and were ordered held to await the action of the district court.

SILVER CERTIFICATE

COUNTERFEIT PUT OUT

Washington, Dec. 24.—Its back more deceptive than the face, and with pen and ink lines cleverly substituted for the silk fiber that distinguishes the genuine paper of the government, a counterfeit five-dollar silver certificate has been discovered.

The new fraud bears the Indian head and is of the 1899 series with check letter "D" and back plate number 88. It is a fairly decent phony, mechanical production printed on bond paper of good quality, but is lacking in execution of lathe work and lettering.

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EX-BANKER W. L. DAVIS

GUILTY OF EMBEZZLEMENT