

habit of giving checks for amounts in excess of that required and taking the balance yourself?"

"No, sir." "You did it with the beekeeper, did you not?" "Yes; under instructions."

"How many other times have you ne so?" done Once, to Prof. Cummings, T believe. "Did you explain this to Governor Wells-this transaction by which R. G.

Shisler's check and voucher is far above what he actually received?" "These annotations on the voucher explain the additional work covered." "But did you explain? Is it not a fact that you did not explain?" you could not explain?" "No. We were working in a very different structure from what

different atmosphere there from what we are here."

"I show you check No. 6 for \$252.90. Did Mr. Shisler get this money?" "I cannot say now. The check is en-dorsed by him and me."

DIDN'T KNOW

"Are you aware that he denies ever having received that check?" "No, I am not. I kept my bank checks simply as security, and they were in the nature of memorandums. I often drew out large amounts and paid them out on the grounds. Some-times I placed as much as \$500 at the inside inn, and expended it to pay la-borers on the grounds

borers on the grounds. "Do you know how you paid this

man?" "No, not how I paid this item." "Do you know how you ever paid any

'I do not remember the details now.' "I show you voucher, 114 purporting to cover this payment. It has no date

amount, but was approved March Is it the voucher?" "The bills were all attached to this voucher-for labor and material," "How did you pay, in cash or by

can't say that this check was in

fact to pay this amount. The bills were once attached. The money may have been paid over previously to the date

this check was wrawn." "I have here contracts for some items. How and when were they pald ?

'I have no means of knowing at this time

"You knew that you were spend-ing state money, and would some day have to account?" "Yes. I turned in my vouchers and

bills every month and supposed they were audited."

"I find check No. 17 for R. G. Shis-r for \$37. What was that for? "For tables"

CUMMINGS CLEARS UP.

Whitaker was here excused while Mr. Whitaker was here excused while Prof. Cummings resumed the witness stand to explain a discrepancy of \$20 in a bill and check made in payment of furniture. He satisfactorily ex-plained the discrepancy, stating that certain of the desks bought had been turned hack and credit allowed.

ASKED TO EXPLAIN.

Upon resuming the chair Mr. Whit-aker was asked to explain check 51, for \$238.40 in favor of an optical com-"The \$10 item was for printing and stationery," he explained, "not in-cluded in the original bill." "Did you pay them the \$10?" "I presume that I did."

You got the \$10 from the state did

You not? "Yes. "Yes. I don't remember whether I paid it by check or by cash, but it was paid at some time."

'Did you pay it at their place of business

Yes, I either went down or sent

"Yes, I either went down or sent down the money." "Have you ever seen the bill?" "Yes. There must have been a bill. There might have been, but it is evident we have not received it. "Referring to the testimony of the president of the Eee Keepers' asso-olation, you gave him a check for \$249.18 did you not and he testified that he only excelved \$105 of it " \$249.18 did you not and he testified that he only received \$105 of it." "That was Mr. sherman's check. Mr. Lovesy received more than \$105. I don't remember how much. The check was to represent a total of bills on hand concerning the bee exhibit, and what Mr. Lovesy didn't get, went to pay other bills."

"Yes, sir." "Haven't you drawn all that was due you but \$250?" "No, sir; I haven't drawn my petty cash account at all. I have given my-self credit for it, but have not drawn

"Didn't you tell Representatives Jo-seph and Edward that you probably owed the state \$800?" "Yes; In this way: I said there might be come them. be some items unaccounted for that would amount to this much. I kept no books and had no way of knowing whether the books here were correct or

not.

"Then you don't know whether you owe the state \$500 or the state owes you' No: str.

"You are not satisfied from your own account'

"No, sir; not exactly." "When you came home didn't you expect to go to the commission and strike a satisfactory balance?"

"And when you returned you found that the books were not kept up to date?"

"Yes, sir."

PRIZES AND MEDALS. At this point in the proceedings Mr. Stookey turned his attention to grand prizes and gold medals. "Will you tell us." he asked the witness, "what these prizes consist of?"

"Not having received them I couldn't say. I have simply received a notifica-tion thus far. The secretary of awards has notified me that the prizes will not be forthcoming for some time, probably for size months." for six months."

Here the witness told how the awards were made, this matter being in the hands of an international commission. He was asked concerning a certain ribbon scheme and stated that this was a scheme to make money, by charging each exhibitor \$5 for a ribbon which was supposed to attest the superiority of their scods

of their goods.

"Were the prizes to be paid for?" was asked the witness. "No, sir, they come gratis. None get ribbons, however, save those to whom prizes have been awarded."

"Did any get them?" "Yes, Missouri through a mistake." "President Roosevelt got one, too,

didn't he ?" "Yes, I believe so

"How did he get that?" "I presume for decorations." "Then you don't think the medals will be received as long as there is a sale for these ribbons?"

"That is my private opinion." "The ribbon arrangement was scheme to get money, was lt?"

Yes, sir.

"Did you receive any award?" "Not that I know of." "Did you receive anything outside of what you got from the state?" "No, sir; only what I got out of a few small sales."

'Any ribbons?"

"No, sir; I had nothing to do with them

NOT QUITE CLEAR.

At this point Mr. Stookey took the

At this point Mr. Stockey took the stand. He was asked whether he had any conversation with Mr. Shistler rel-ative to the check for \$550.50 drawn in his favor by Mr. Whitaker. "Yes, sir. I asked the gentleman about the check referred to, and he said he had not received a check for that amount or any part of it. The work, he said, was not done by him and he had nothing to do with it. He said he received \$330.50 in cash, and his book-keeper, Victor Cline, made affidavit to these facts. they

facts. Mr. Joseph, also a member of the subcommittee which went to St. Louis, corroberated this statement, and added that Mr. Shistler had expressed the that Mr. Shistler had expressed the hope that Mr. Whitaker would-not get into any trouble. E. S. Lovesey was then called to the stand. He was asked: "Are you positive of having turned over to Mr. Whitaker the sum of \$2497" "Yes, sir." "And you got \$105?"



DESERET EVENING NEWS: TUESDAY, MARCH 7, 1905.

RESERVATION

was not right in the management of the affairs of the commission. Private-ly, Mr, Hansen held that such infor-mation as he had received was privil-eged; that the ethics of the case did not demand or make it necessary that he give testimony. He talked the mat-ter over with members of the com-mittee, who, if they did not directly endorse his position, conceded that probably there should be the same related who he discussed the matter that exists between himself and those with whom he discussed the matter that exists between hwyer and client or doctor and patient. The committee evidently took the same view of the contention and excused the witness from taking the stand. South Dakota. It will be a lottery plan," said Goy, Richards, "as that plan has given the best satisfaction of any the land department has tried. Just as soon as the allotments are made the proclamation will be issued. The land department is ready any time to begin work. It is the Indian office that is holding the opening back."

"BEST OF THE

GOOD ONES."

EVENING SESSION.

Joseph Was Absent at World's

Fair Hearing Last Night. An adjourned session of the world's An adjourned session of the world's fair investigating committee was held last night at 7:30. All members were present except Joseph, who was de-tained at a meeting of the joint educa-tional committee, and came in just be-

tional committee, and came in just be-fore adjournment. The men on the stand were Horace-Cummings, Director General Whitaker and E. S. Lovesy, the honey and bees-wax man. The line of questions tended to bring out each item on which there was not complete documentary evi-dence that an expenditure had actually been made.

been made. Director General Whitaker was on the stand when the committe fourn-ed, and the attorney for the committee stated that there was one more item stated that there was one more item he wished to go into thoroughly with the director general before releasing him permanently, which he would take up today, and which would consume probably half an hour. An important statement was made by Mr. Whitaker —it suggested that a large portion of the irregularities in his vouchers re-sulting from the lack of receipts was due to tampering with accounts after due to tampering with accounts after they left his hands. When grilled as to the whereabouts of receipts for one large item he said that he was requir-

nake month

MUST COME SOON OPENING PUT OFF PRESENTS BILL Rumor That Name of Moyes Was Receiver for Schettler's Bank Files To be Withdrawn This Petition for Remuneration for Afternoon. Services Rendered. WILL BE ON LOTTERY PLAN. JOHN SHARP MAY BE RENAMED ON THE BASIS OF \$5 PER DIEM. Asks But One Half the Usual Amount Game Wardenship About to be Settled --- Amendments to Bills Com-Charged by Petitioner for pensating Prison Guards. Similar Service. Senators today were busy preceding the session in discussing new appointments. It was stated that this afternoon and tomorrow appointments for all positions not yet filled will be made. A

APPOINTMENTS

positions not yet filled will be made. A rumor is current to the effect that the appointment of A. H. Moyes is to be submitted in his place, probably that of the present incumbent, John Sharp. While the truth of this rumor cannot be definitely determined until the opening of the governor's communication in executive session late this afternoon, it is generally conceded that Sharp is the nominee, and that the senate has a hearty confirming vote ready for "Uncle John" hearty conf Uncle John."

There was a large run of bills ready for final action today, among them be-ing H. B. 138, on the establishment of experiment stations.

COMMITTEE REPORTS.

The committee on appropriations and laims reported favorably on H. B. 186 Values and the state in considera-tion for the money.

A like report was handed in on H. B. A like report was handed in on H. B. 190, making the same appropriation for Guard Zebulon Jacobs. The committee on education report-ed favorably on the following: H. B. 124 by Cottam, on revenues for

Action has been taken in the Bishdistrict schools H. B. 145, by Marks on the duties of op's ecclesiastical court of the Fifth

H. B. 144, by Marks, on school elec-

IN THE HOUSE TODAY.

been conducted according to the rules Indications Point to a Prepara of the Church of Jesus Christ of Lattion for the Winding Up Scene. ter-day Saints and the accused having

tion for the Winding Up Scene. That the house is getting ready to adjourn is quite evident, although it is hardly probable that the session will adjourn before the end of the week. Under the law adjournment should be taken on Thursday next, but the out-look is that it will be Saturday or Sun-day before the work of the state law-makers is brought to a close. Mean-while committees are hard at work on bills before them, and the result is an abundance of reports. Some favorable answered in person and by letter, the following decision was rendered and forwarded to the accused. It makes The decision of the Bishop's court of the Fifth ward, Ogden City, of the We-ber stake of Zion, is: That the charges preferred against Elder Frank J. Can-non by Elder William G. Rackham are fully sustained by the evidence and by his own statements and admissions; that he he and is hereby disfoluerable. abundance of reports, some favorable and others of an adverse character. This afternoon the feature of the sea-sion was a long list of committee re-ports on legislation affecting all deby his own statements and admissions; that he be and is hereby disfellowship-ped from the Church of Jesus Christ of Latter-day Saints for unchristian-like conduct and apostasy, and that his case be sent up to the High Council of the Weber stake of Zion for further action. JOHN WATSON, Bishop partments of the state government. These reports were all dopted, thus evidencing the confidence of the house in the work performed by the commit-tees. Below are some of the recom-mendations submitted to the house this

R. R. Anderson, receiver for the defunct bank of B. H. Schettler, today filed a petition in the district court, asking that his bill for services rendered as receiver be examined and allowed, and that the same be made a lien upon the property now in his hands, The document recounts the items of service performed by the petitioner, from the day of his appointment on the 19th day of October, 1904, to March 7, 1905, and remuneration is asked for 116 days at \$5 per day, this sum being but one-half the usual amount charged by petitioner for like service; the reduction being made on account of peculiar cir-cumstances in the case. An additional \$5 was asked for legal services obtain-ed before the appointment of regular counsel, a total of \$585. It is also asked in the petition that the services of Zane & Stringfellow, counsel for the receiver, be allowed in the sum of \$500, part of this amount--\$200-being regular attorneys' fees, and the remainder being for the preparation The document recounts the items of

R. R. ANDERSON

the remainder being for the preparation and filing of suits against Mary Mor-gan Schettler, et al. to set aside certain deeds executed by B. H. Schettler.

COURT NOTES.

Judge Lewis has dismissed the dam-age suit of Jesse Argent against the United States Smelling company upon plaintiff's motion and each party was ordered to pay his own costs.

Judge Armstrong has granted Laura Southard a divorce from C. L. Southard on the ground of non-support. They were married at Moab, Utah, on June 17, 1896.

Judge Armstrong has granted Leander Goetschius a divorce from Laura L. Goetschius on the ground of desertion. The defendant was allowed to her malden name, Laura L. Fair, ac-cording to the prayer of her answer.

The damage suits of Georgia A. and Mary C. Kendall, against the Campbell Building company, has been dismissed by Judge Lewis upon stipulation at plaintiffs' cost. The actions were brought to recover for personal injuries received by plaintiffs by being crushed by the fence in front of the federal building, which collapsed.

FROM JACKSON'S HOLE.

L. H. Joy Tells of Conditions at the New Summer Resort.

BUSINESS NOTES.

Articles of incorporation of the Brown

Articles of incorporation of the Brown Stone Mining company of this city have been filed in the office of County Cierk Eldredge. Its capital stock is \$40,000, divided into shares of the par value of 10 cents each. Barton Snarr is presi-dent; J. A. Stickney, vice president; Peter Adamson, treasurer; A. B. Jar-vis, manager; J. H. Balley, Jr., secre-tary.

NEW YORK CLOSING STOCKS

Tuesday, 1 Atchison pfd Baltimore & Ohlo Canadian Pacific Chicago & Alton Chicago & Alton pfd Chicago & Northwestern Colorado Southern Denver & Rio Grande Denver & Rio Grande pfd Erie

Drie Ilinois Central Joulsville & Nashville Manhattan L Metropolitan St Ry.... Mexican Central Missouri Pacific Sew York Central Dennavicania

nnsylvania ading ock Island ock Island pfd

tion Pacific

MISCELLANEOUS.

Amalgamated Copper American Car & Foundry American Locomotive American Smelting & Refining Am. Smelting & Refining pid Brooklyn Rapid Transit Colorado Fuel & Iron International Paper National Biscuit National Lead

Securities

asee Coal & Iron

TODAY'S REALTY TRANSFERS.

Ida Louise Herbert to Julius Eh-bert, lot 15, block 25, 10-acre plat ... Jonathan Needham et al to Harry Heaton, lote 3-8, block 169, plat A. and others Edna M. Bently to Jnc. J. Corum, lot 55, block 8, Coates & Corum, Lake Breeze Add.

Lead rthern Mail

ple's Gas ssed Steel Car

Sugar

Western

lman Palace Car

nited States Steel nited States Stel pfd Vestern Union

Wisconsin Central

Paul Southern Pacific ...

abast

Tuesday, March 7, 1905.

 $\begin{array}{c} 14244\\ 3049\\ 81\\ 22394_{9}\\ 3224\\ 3224\\ 88\\ 468_{9}\\ 1584_{9}\\ 1584_{9}\\ 1414\\ 1414_{2}\\ 96\\ 1423_{9}\\ 96\\ 1423_{9}\\ 96\\ 1423_{9}\\ 89\\ 354_{4}\\ 795_{9}\\ 1778_{8}\\ 89\\ 354_{4}\\ 1327_{9}\\ 89\\ 100\\ \end{array}$

119% 66

50% 22 58% 36% 159%

46% 110 87% 243 615 146% 87% 94% 94%

2,500

25)

Miss Ruth

The ceremony uniting

tary.

L. H. Joy, proprietor of a summer resort at Jackson's Hole, and a prominent Elk, is in the city today, and a visitor with the Salt Lake lodge. Mr. Joy expresses the belief that the bad man element has been cleaned out of

Will be Remembered by Many Sait Lakers for Her Excellent Work as An Actress at the Grand.

UTAH ACTRESS

BADLY BURNED

Painful Experience of Miss Vic-

tory Bateman at Edwards.

CAME NEAR UNTO DEATH.

ville, Illinois.

The Salt Lake friends of Miss B

The Salt Lake friends of Miss Bateman will learn with sorrow of the ac-cident that has befallen her. In the man will learn with sorrow of the ac-cident that has befallen her. In the old stock days at the Grand theater in this city no woman member of any of the companies which succeeded one an-other there, was more popular than Miss Bateman. As an enotional ac-tress she ranked far above the average, and her appearance on the stage was invariably the signal for a warm and enthusiastic welcome. When finally the last of the stock or-ganizations went to pieces Miss Bate-man, with some of her professional as-sociates, made her way to New York, that mecca of all American actors and actresses. It will be remembered that she colloraborated with Miss Ada Pai-terson, a former Salt Lake newspaper woman, in writing the popular book, "At the Stage Door." Of all the friend-ships, possessed by Miss Bateman her own was the least tangible and stead-fast. Generally her friends were true to her than she was to herself. A great part of the time her lines did not lay in pleasant places. Once she was able to command an excellent salary, with the certainty of constant employment. But like many another artist in her lines she experienced the une and downs of

But like many another artist in her line she experienced the ups and downs of life with greater pain and longer en-durance in the latter than pleasure in the former.

the former. Recently she has been obliged to do chorus work, or play parts of second-ary importance instead of essaying strong leads as in olden days. Sali Lake friends were under the impression that she was in New York at the present time. Just what she wa doing in lill-nols when the accident occurred is not known here. The sincere hope of all acquaintances is that the gifted artist may speedily recover and again estab-lish herself on the same plane she once stood with so much trength and prom-ise.

DIED.

JOHNSON.-At 725 south Third East street, this city. March 7, 1966, of gen-eral debility, Jenshna J. Johnson, as d 64 years, 8 months and 7 days. Deceased was a native of Denmark. Notice of funeral later.

CROLL-At her residence, 544 south Fourth West street, at 9 a. m., March 7, 1005, Mrs. B. W. Croll, aged 78 years. Funeral will be held from the Sixth ward meetinghouse at 3 p. m. tomorrow.

PROBATE AND GUARDIANSHIP

Consult County Clerk or respective sign-ers for further information.

ers for further information. IN THE DISTRICT COURT. PRO-baie Division, in and for Salt Lake Coun-ty, State of Utah. In the matter of the estate of Richard Mackintosh, Deceased. Notice.—The petition for approval and settlement of the fifth annual account of the executors of the estate of Richard Mackintosh, deceased, has been set for hearing on Saturday, the lith day of March, A. D. 1966, at 10 o'clock a. m. at the County Court House, in the Court Room of said Court, in Sait Lake City. Sait Lake County, Utah. Witness the Clerk of said Court with the seal thereof affixed this 7th day of March, A. D. 1955. (Seal) J. U. ELDREDGE, JE., Clerk. Sutherland, Van Cott & Allison, Attor-neys for Petitloners.

NOTICE TO CREDITORS. - F3TATE of Ishmael Phillips, Deceased, Creditors will present claims with vouchers to the undersigned at Suite 203 Descret News Building, Sait Lake City, on or before the 10th day of July, A. D. 1906. WILLARD C. BURGON. Administrator of the Estate of Ishmael Phillips, Deceased. Date of first publication, March 7th, A. D. 1906. Thomas & Maycock, Attorneys for Ad-

Thomas & Maycock, Attorneys for Ad-

The J. G. McDonald Candy

whipped CREAM CHOCO

of WHIPPED CREAM CHOCO-LATES and propose to protect the public against imitations. We are also the originators of Opera Bar, Za Za Bar, Sapho Bar, Chocolate Foam Nut Nuggetts, and Druggist Stick. On some of these arti-cles we have been copied and the public deceived, but as yet there is no imitation on our WHIPPED CREAM CHOCO-LATES. We take this oppor-tunity of advising you that Me-

LATES. We take this oppor-tunity of advising you that Me-Donald's is the original, and we will protect our interests against infringers.

J. G. McDonald

Candy Co.

Thef Hotel

American, \$2.50 to \$4.00.

infringers.

NOTICES.

pay other bills." "But have you other receipts?" "Only one now-for an item of lum-ber amounting to \$5 or \$7." "Then all you account for to the com-mittee of this money is \$6 or \$7" "I have not attempted to account to the committee for the money." "The check was drawn by Mr. Sher-man to cover bills on hand. Mr. Sher-man is not the kind of a man who would draw his check without good evi-

would draw his check without good evi-dence of what it is for. The evidence must have been presented." "Who furnished the evidence? You have no recollection of taking receipts or of paying the money out at all, have you? This is all the cereipt you have. you? This is all the receipt you have-this one for \$6 or \$7?" "This is all the receipt I have in my

"It's all you ever had, isn't it? You stated that upon your return the books fidn't balance. How much were you

"There were no books to balance. There was no balance ever struck, but upon the final balancing of the books my accounts balanced.

"Isn't it true there was a difference of about \$600?"

No. sir

"No, sir, "Did you not have an argument with Mr. Sherman about this \$500?" "Not to my recollection." "A week ago Saturday did you not make a statement that you at that time you a thousand dollars or whother non

you a thousand dollars or whether you ywed the state?" "No, sir; I did not." "Do you know Mr. Harry Joseph, and Mr. Miller of this committee, and Mr.

"Yes; what I probably told these gen-"Yes; what I probably told these gen-demen was that when I came home I touid not tell that from the books-the books were then not completed. I sad no reference to the day on which we were talking."

'I have, however, about \$600 left over. which I am holding. My accounts show t to be mine.

"It is the difference between \$1,200 which the books showed 1 was owing the state on my return and \$1,800 in my possession. If the state finds it is due to them I will pay it over."

But didn't you say your accounts

Yes, by my account it is mine-but am not satisfied with the balance. I to not think it was correctly drawn." "You would have no objection to

turning this money over, would you?" "No, not if it can be proven that it

"In other words, then, you and the commission both kept your books so cose that you don't know who this

"I think I tried to make my statement

ilear," "Referring to a contract, which I have here. Were you authorized to make the expenditures herein provided?" "Yes. I think I can find it in the

"But we cannot. Was it your custom

not "" "Yes, sir, the balance I have at statements with reference to a settle-ment of the \$40 due him, after which H. L. James took the stand and de-manded, as a right, that the committee answer the question whether or not the

turned in

Edward?

answer the question whether or not the experts. In their examination of the books, had found anything criminal in his actions, as had been intimated in the newspapers. Chairman Kinney stated that the committee would not answer that question, that the law had been cited him in order to get him to turn over the original books, and that having received them, the committee had nothing further to say in this con-mection.

belongs to anyone.'

noney belongs to, and so you pocketed

but we cannot. Was it your custom to go ahead without authority from the board of commissioners?" "No. I never incurred an expense of that kind without authority. I was not held down to resolutions, however, is subsequent correspondence often tovered an expenditure."

Mr. Smith announced that he was brough. Representative Stookey then took the witness and questioned him poncerning the \$600 balance on hand af-ier balancing the books.

STOOKEY ASKS QUESTIONS.

Continuing his cross-examination of he witness, Mr. Stookey asked: "All this money was received from he state, was used

Yes, sir.' WHAT HONEY MAN SAYS.

You brought back \$1,800, did you

Mr. Lovesey made some additional

IN SECRET HEREAFTER.

After consultation with the mem

After consultation with the mem-bers of the committee Chairman Kin-ley announced that the taking of tes-thony was finished, and that the fu-ure meetings of the committee would be in executive seasions. It would,

however, before adjourning, prepare and submit to the house a report of its findings, which would be made public.

MR. HANSEN EXCUSED.

Mr. John E. Hansen, city editor of the Deseret News, was the only wit-ness subpoenaed who was not required to give testimony. It is understood that he was wanted to disclose certain formation which came to him in the

nformation which came to him in the apacity of a newspaper man in the early stages of the discovery that all

Headache

Is often a warning that the liver 18 torpid or inactive. More serious troubles may follow. For a prompt, efficient cure of Headache and all liver troubles, take

Hood's Pills

While they rouse the liver, restore full, regular action of the bowels, they do not gripe or pain, do not irritate or inflame the internal organs, but have a positive tonic effect. 25c. at all druggists or by mail of C. I. Hood & Co., Lowell, Mass.

Mr. Lovesey then stated that he had received a total of \$721.30 on the two honey contracts, and that there was still due him \$40. Then he continued: "Mr. Whitaker said he paid a certain sum for lumber. He didn't do anything of the kind. He drew a check and put the money in his pocket and full of the kind. He drew a check and put the money in his pocket, and I paid the lumber bill myself. Mr. Stookey was recalled and was asked by Mr. Joseph what impression he received of Mr. Whitaker's reputa-tion in his conversation with Mr. Shist-ler, Mr. Kupher, a warphar of the

ed to make monthly statements of all expenditures, to send in duplicate all vouchers, with bills attached, to the secretary of the commission. He had done this in each case, retaining as his personal evidence only a triplicate voucher. He had believed that the books were being kept up to date here and that when he returned he would be able to find out at once just how he stood without any delay. "I sent re-ceipts attached to this voucher in a sealed envelope, registered, and ad-dressed to the secretary of the com-mission." he declared, in a tone that showed he considered it hardly just to try to force him to remember the detry to force him to remember the de-tails of every little transaction years after it had been made. ler. Mr. Kuchler, a member of the committee, objected, whereupon Mr. Joseph explained that he desired to show that Mr. Whitaker was well thought of by those with whom he did business in St. Louis. The question MR. CUMMINGS SWORN.

Mr. Cummings was the first witness sworn. He dealt mostly with the voucher for his second month's salary. This he explained he had signed at the request of Secy. Cannon. after noting on it that the item of salary was al-The question was then put in different form and the fact elicited that the director gene i was highly spoken of. These statements were substantiated by Mr. Jacob Lingert by Mr. Joseph himself. ready covered by another voucher. The first voucher, however, he had made out before he was thoroughly acquaint-WHAT WAS BROUGHT BACK. On being recalled Mr. Whitaker was

On being recalled Mr. Whitaker was asked by Mr. Stookey: "Did you not consider it a strange coincidence that when you returned you had neither too much nor too little money in your possession?" • "It occurred in this way," answered the witness. "Mr. Sherman said he was going away and he wanted to know how much money I had to turn in and I said \$1,200. This I atterwards turned in." ed with the forms and had signed his name in the wrong place. He had only received the money

In regard to his expenses he explain-ed that at the hotel where he stopped he paid \$1 per day and 50 cents per meal, which made a total of about the amount drawn. He did not have a re-

Mr. Cummings closed his testimony by stating that he had sold the exhibi-tion material under his charge at the end of the fair, and had turned the money in to the commission.

He was questioned by Representative Stookey before leaving the chair, as to the medals awarded to Utah, and an-swered that all he had received was a postal card telling him of the award. Where the medals were he, did not know know,

LOVESY'S STORY.

E. S. Lovesy, the honey contractor, testified in regard to his bill for honey and wax, that he has signed a voucher for \$249.18, and had only received \$105 of the amount, the rest being taken by Director General Whitaker. Mr. Whit-aker explained that the voucher was to cover a number of items covered aker explained that the voucher was to cover a number of items connected with the exhibit of honey, such as starch and lumber and fees to the sculptor, etc., all of the items for which ought to be shown in the minute book

of the commission's meeting, where the He had receipts for some of them in

his possession, and reference was found in the typewritten minutes showing the claim to be allowed for the full amount of the voucher, but not detailing the items. Mr. Smith then asked the witness

concerning each voucher for which re-ceipts were not at hand, and as well as he could remember. Mr. Whitaker ex-

plained the transactions represented. IS NOW ADJUTANT.

Captain Briant H. Wells Holds That Position at Fort Douglas.

A change of regimental adjutant was made today, in the Twenty-ninth United States infantry at Fort Douglas. Capt. John F. Madden, who has been adjutant for the last four years, completed his term of duty in the line of adjutant, and term of duty in the line of adjutant, and according to regulations retired today to assume the immediate command of com-pany L. Capt. Madden's place as regi-mental adjutant is taken by Capt. Briant H. Wells of L company, who will hold the position for the term of four years. Capt. Madden was commissioned a second Heu-tenant in the Fifth United States infan-try from California, in October, 1891. Capt Wells, a brotner of the ex-g vernor, graduated from West Point in 1894, and began ascending the official ladder from a second lieutenancy in the Second Unit-ed States infantry. He was made cap-tain in 1991.

First Counselor. GEORGE W. LARKIN, High Priest, Acting as Second Coun-Ogden, Utah, March 4, 1905.

its own explanation:

MESSENGER BOY HURT.

DISFELLOWSHIPPED.

Frank J. Cannon Disfellowshipped from

The Church of Jesus Christ of Lat-

ter-day Saints.

ward, Ogden City, in the case of Frank

J. Cannon, accused of unchristianlike

conduct and apostasy on complaint of

William G. Rackham. The trial having

Royal Coxe Run Over by Pacific Express Wagon This Morning.

HEBER H. THOMAS,

Bishop.

Royal Coxe, an A. D. T. messenger boy. had a narrow escape from serious accident at 12:30 p. m. today. in front of the Kenyon hotel. In riding his wheel across the street car tracks, the rubber tire slipped, and the boy went flying under the front wheel of a Pacific Express wagon. The driver of the wagon was quick witted enough to stop right short so that only the front wheel ran over the boy and his wheel. Fortunately, young Coxe so fell that he was only bruised and bad-ly scratched, the bicycle receiving the full weight of the express wagon wheel. The machine was left a total wreck, but the boy would much rather see his wheel wrecked than his legs broken, or himself perhaps maimed for life. Coxe was pulled out from under the express wagon by passers-by, and carried into Smith's dr.g store, where it was found that he was not seriously hurt. dent at 12:30 p. m. today. in front of the

The committee on military affairs re-The committee on military analys re-commended the passage of S. B. 65 by Park, relating to composition of the militia, etc.; also S. B. 64 by Park, re-lating to certain organizations of state militia. The committee on public health rec-TO CURE A COLD IN ONE DAY

Take Laxative Bromo Quinine Tablets ruggists refund money if it fails to cure. W. Grove's signature is on hox. 25c. The committee on public health rec-ommended the passage of H. B. 121, by Hawley, creating the office of dairy and food commissioner; also S. B. 97, by Walton, requiring reports on cases of tuberculosis; also the passage of H. B. 207, by Panter, to prevent the sale of cold storage or stale eggs as fresh eggs; also the non-passage of S. B. 108, by Walton, requiring the disinfection of public buildings, railway coaches and sleeping cars; also the passage of S. B. 101, by Walton, making it unlawful to expectorate upon the floor of any pub-lic building or church likewise the pas-sage of S. E. 99, by Walton, providing for annual convention of health officers. The committee on municipal corpora-tions recommended the passage of H. B. 228, by McCrea, providing for sub-mission to electors of propositions for the granting or extension of municipal fearablese.

LATE LOCALS.

The regular monthly meeting of the state board of land commissioners is being held today.

Gov. Cutler has invited his staff to accompany him in full uniform, this evening, to witness Mother Goose,

The Sait Lake Bohemian club will give its first annual ball on the even-ing of the 13th inst., in Christensen's hall.

'The Ladies' Aid society of the First Baptist church will meet with Mrs. C. O. Harris, 278 east First South street, on Thursday, at 2:30 p. m.

During this afternoon's regular call of the Mining Exchange, the only business transacted was the sale of 200 shares of New York Bonanza at 44% cents.

Supt. of Schools Christensen has arranged for Judge W. H. King to de-liver an address at a meeting of the principals of the city schools in the near

The city has been covered by the directory census takers, and the work of arrangement and classification now begins. The directory will be out next month.

S. New Will be Appointed. Washington, March 7.—Postmaster-General Cortelyou will shortly resign as chairman ôf the Republican nation-al committee. He authorized the fol-lowing statement today: "Upon assuming the duties of post-master general. Mr. Cortelyou an-nounced that he would retire from the chairmanship of the Republican national committee. At the expiration of a few days required to dispose of certain necessary details, relating to the committee's participation in the in-The committee on teachers and school work of the board of education will hold a meeting tonight at 7 o'clock be-fore the regular monthly board meeting which is scheduled for 7:30 o'clock.

State Supt. of Schools Nelson re-turned today from Milwaukee, where he attended the sessions of the depart-ment of superintendence of the National Educational association.

Five cases of measles and one smallpox were reported to the board of health today. The smallpox case is that of Jennie Jetters, aged 17, residing at 163 east Seventh South street.

There will be an entertainment in the Thirteenth ward meetinghouse next Tuesday evening in honor of Franklin B. Platt, Jr., who leaves the following Wednesday for the California mis-

become the acting charman of the committee. Harry S. New, of Indianapolis, is at present vice chairman of the commit-tee and the probabilities are that he will be selected as acting chairman. The Dufft Concert company left this noon for Ogden where it will give a concert this evening. Dr. Dufft responded last evening, to one encore with "It is Enough." from the ora-torio of "Elijah" which he sang at the earnest request of Mr. Worthingform a new cabinet in succession to the Hagedup ministry which resigned March L

CON TTEE REPORTS

man element has been cleaned out of that section of the country, and says that the influx of summer visitors and tourists from the east increases each year. He looks for a prosperous sea-son the coming summer. While there are as yet no railroads running into the Jackson Hole country, stage and wagon connections are steadily im-proving, and many people are driving in there from the park in their own The conon judiciary recom-sage of H. B. 205 by Marks, provi. a for undertakings on appeal from Justices' and city courts to the district court; also S. B. 63 by Lawrence, relating to special taxes in cities; also S. B. 62 by Lawrence, authorizing citles of the first and second classes to issue scrip. in there from the park in their own conveyances. Mr. Joy was formerly proprietory of a hotel in Conajoharie,

The committee on claims and public accounts recommend the non-allowance of A. C. 13 by F. H. Wills for \$360, on account of sicknuces while on duty with the National Guard in Carbon N. Y., and says he finds many York state people in the far west. In fact he likes the west well enough to hang up his hat on the western peg and re-main out here indefinitely. county.

The committee on municipal corpora-tions recommended the passage of H. B. 206 by McCrea to secure payment of labor performed and material furnished on public improvements. The committee on public health

commended the passage of H. B. 122 by Kinney, regulating the practise of Kinney, regulating the practise of medicine and surgery; also S. B. 98 by Walton, requiring outhouses on school grounds to be kept in a sanitary con-Today's local bank clearings amount-ed to \$437,554.30 as against \$402,243.94 for the same day last year. dition. Adelaide Dablquist and Mr. E. William Reese was performed today in the Temple, and this evening a reception will be held at the home of the bride's parents, Mr. and Mrs. L. Dahlquist.

he granting or extension of municipal

The committee on municipal corpora-tions recommended the non-passage of H. B. 115, by Kinney, authorizing cities of 12,000 or more inhabitants to create

The committee on elections recom-mended the passage of S. B. 95, by Hol-

lingsworth, creating a state comm sion on voting or balloting machines.

REPUBLICAN CHAIRMANSHIP.

Cortelyou Will Resign it and H.

the committee's participation in the in-augural caremonies, the appointment of a vice chairman already selected by

Chairman Cortelyou under the author-ity conferred upon him will be an-nounced and the vice chairman will

become the acting chairman of the

Michelsen May Form Cabinet.

Christiania, March 7.-The regent, Frown Prince Augustaf, has invited former Finance Minister Micholsen to

S. New Will be Appointed.

chises.

a fire department.