

THE SEMI-WEEKLY NEWS

Issued Mondays and Thursdays
and Contains All the Cream of
the Daily and Saturday News.

LOCAL BRIEFS.

Information Wanted.—Mrs. Flora McVey Meacham, of Cando, North Dakota, desires to hear from or concerning Jonas Cassner Douglas Stead, who joined the Church and came to Utah about the year 1888. He subsequently performed missionary work in his home town of Glard, Ill.

Bank Files Articles.—Articles of incorporation of the Merchants' bank were filed with the county clerk yesterday. The amount of the capital stock is placed at \$100,000, divided into 1000 shares. The officers are as follows: W. J. Halloran, president; George E. Chandler, vice president; and Eugene Chandler is cashier. W. H. Bramel is secretary of the company.

Really Men to Meet.—The reality men will hold a special meeting Monday evening next, to further preparations for the annual outing. The following prizes are announced for the occasion: Z. C. M. L. silk dress, valued at \$160; Koth-O'Brien company, \$75 worth of merchandise; Halloran-Judge Co., \$25; Carstensen & Anson company, a reduction of \$100 on the purchase price of a new piano.

Not in Redlight Deal.—The transfer of a block of realty yesterday by Thomas J. Martineau to Lewis D. Gordon in lot 3, block 54, plat A, had nothing to do with the proposed west side property deal, and is located in an entirely different part of town. The property transfer, which is being located at 233-5 east Fourth South street, and consists of a double brick terrace. The deal was really made some time ago, but the record of the transfer was not made in the office of the county recorder until yesterday.

Club's Last Meeting.—The Men's club of the First Methodist church held its closing meeting of the season last evening, the occasion being made notable by a speech by which the ladies were guests of honor. J. M. Settle acted as toastmaster, and responses were made by the Rev. Albert Burdett, Ph. D., the Rev. Francis Burdett, Chaplain, Joseph C. Clemens of the Fifteenth infantry, Mrs. J. M. Bowdell and Mrs. A. H. Mayne, Miss Leola Schrack sang several vocal solos.

Health Regained.—Mrs. W. B. La Vie returned to this city last night after an absence of two years. Mrs. La Vie's health prior to her departure was very poor and in company with Mr. La Vie, went to California. In the latter part of the trip, they made their home in and search for better health. Mrs. La Vie was most successful. Mr. La Vie returned directly to this city, Mrs. La Vie continuing her journey to Kentucky, from which point she returned last night. Mr. and Mrs. La Vie will make their permanent home in this city.

Zion's Savings Bank & Trust Co.
Pays 4 per cent on deposits.
JOSEPH F. SMITH, President.
ANTHONY H. LUND, Vice-President.
O. C. BEBEE, Cashier.

MARTIN COAL CO.
All kinds of Coal. Phones 620.

THE DESERET BUILDING SOCIETY.

No. 18 East South Temple Street (Templeton Building). Its money is loaned to home buyers. Over 6,000 shares installment stock (payable fifty cents per month per share) already subscribed; nearly 4,000 shares yet to be paid. The society offers 2,000 shares (\$100 per share) paid up stock, on which 6 per cent per annum, payable quarterly, is guaranteed, stock withdrawable in cash under the plan.

Nepht L. Morris, president; Hugh J. Cannon, vice president; Quayne Cannon, secretary; O. C. Beebe, treasurer.

GRICE DIES IN PRISON.

Notorious Felon a Victim of Intestinal Disorders—Claimed to be a Hero.

Sam Grice, a convict at the state prison, died late yesterday afternoon. In the prison hospital of intestinal troubles from which he has suffered for several months, at the age of 63. Grice came into local prominence in 1891 when he was arrested for petty larceny and given 90 days in the county jail. He escaped but was recaptured by Detective Matt Rhodes. In November, 1895, Grice turned burglar, for which he was given three years in the state prison. He was pardoned before the completion of the sentence, for "ill health" caused by eating soap. In August, 1905, Grice was given 12 years for burglary. The body was brought to town last evening and was taken to Joseph William Taylor's morgue preparatory to burial. The deceased leaves a respectable family. He claimed to have won the Victoria cross while fighting against the British service, at the age of 22; but there is no record that his claim is true. But it is known that he was a native of Great Britain and did see service in the English army.

A CONTENTED WOMAN.

It is always found in the same house with Ballard's Snow Lotion. If keeps every member of the family free from such ouches and pains as cuts, burns and scalds and cures rheumatism, neuralgia, lumbago and all muscular soreness and aches. 50c and \$1 bottles. For sale by Z. C. M. L. Drug Dept., 115 and 114 South Main St.

Take a 20 Minute Ride
To Salt Lake New Canyon Resort in Emigration Canyon. Fine dancing, everything good. Take M. Olcott or Ft. Douglas cars. Depot Fifth South and Thirtieth East. Twenty-minute car service. Round trip, 20 cents.

All Kinds of Seeds.
Bailey & Sons Co., 63 East 2nd South.

Hot weather time-awning time.
Salt Lake Tent & Awning Co., 45 Richards street.

DR. GAMBLE MOVED.
Dr. G. A. Gamble, Osteopath, has opened Office and Treating Rooms at 610 Atlas Block. Both Phones.

REMOVAL NOTICE.
Edward Siebert, grocer, removed from 66 W. 4th So. to 507 So. 2nd E. Imported sausage and cheese. Cheapest prices. Bell Phone 4579-6.

Salt Lake Photo and Supply Co.
Kodaks, Finishing, framing, 142 Main St.

MR. DALY OPINES IN NEGATIVE MOOD

From His Viewpoint, Telephone Franchise Long Since Passed Away.

TO PREPARE ELECTION LISTS

Councilman Hall Takes Precaution Against Fraud in Coming Contest Over Bond Issue.

The city council held a brief session last evening, adjourned from last Monday night, for the purpose of approving the department payrolls for the half month ending June 30. The aggregate amount of all departments was \$15,552.33, and the amount was appropriated and the city employees will receive their money in time to enjoy the Fourth of July.

Besides the approval of the department payrolls, the chief item of interest was the report of Assistant City Attorney P. J. Daly, on the status of the Rocky Mountain Bell Telephone company, and the proposed ordinance validating to the company the rights and franchises originally granted to William Jennings and associates. Mr. Daly holds that the company has no franchise whatever, and no legal right to maintain or operate a telephone system in this city. The new ordinance would validate the Bell company of the same basis, as far as the payment of tax money is concerned, as the independent company, which pays 1 per cent of the gross earnings to the city with 40 free phones.

STEWART IS INSISTENT.
Councilman Stewart, chairman of the license committee, is holding the ordinance up, and although agreements have been made by all parties concerned and approved by the council committee, on a date, however, when Mr. Stewart did not attend the meeting, he wants to reopen the matter and insists that the city is not receiving enough compensation for the privileges extended.

DALY'S OPINION.
Following is the opinion submitted by Attorney Daly:

To the Chairman and Members of the Committee on Municipal Laws and License.

Gentlemen:—In the matter of the payment of 1 per cent upon gross earnings, and furnishing of free phones in lieu of license, and business tax of telephone companies operating in this city, heretofore referred to this office for legal opinion, and for effectuating the committee's purpose and intent, we beg to report as follows:

1. As to the amendment of the franchise of the Utah Independent Telephone company there will be no difficulty whatever.

2. With regard to the Rocky Mountain Bell Telephone company, the legal opinion is that the city council is not bound by the facts as disclosed by the records, and the law applicable, as we view it.

A. Aug. 26, 1897, William Jennings et al., petitioned the city council, requesting that a corporation to be known as the Salt Lake Telephone company, for the purpose of connecting the principal places of business, residences, offices, etc., with a district telephone system, and asking permission for themselves and assigns to erect the necessary poles and run wires in and through the streets of the city for the above purpose.

3. Identically this petition was referred to the committee on streets and alleys, for its consideration. On Sept. 9, 1897, a report of that committee recommending that the prayer of the petitioners be granted with the condition that "when poles are set in the streets, the same shall be done under the direction of the street supervisor."

On motion of Councilman Ball the report was accepted and the recommendation adopted. Sept. 9, 1897, at which a quorum was present and the minutes of meeting of Sept. 9, 1897, read and approved.—Book H, p. 57.

4. Thereafter, on Dec. 12, 1898, William Jennings et al., assigned the rights granted to A. J. Pattison & Co. This assignment was partially ratified Dec. 21, 1898, by the city council, it being stated that the petitioners for ratification and confirmation of the assignment "that in view of the fact that said copartnership was anticipating forming a corporation to be known as the Salt Lake Telephone company, and the city council, in view of the fact that the petitioners are asked that the right be confirmed with the power to assign the same to any corporation organized for said purpose." This petition was presented and acted upon Dec. 21, 1898, as follows:

"On motion of Alderman Raleigh, the prayer of the petition was granted so far as to ratify and confirm the assignment to take a bond of Charles C. Cunningham, formerly of Chicago, Ill., and assign to him the rights granted to A. J. Pattison & Co. in the exercise of said privilege to be held under the same regulations and restrictions as the original grantees."

C. Feb. 26, A. J. Pattison and eight others who had incorporated the Rocky Mountain Bell Telephone company, with a capital stock of \$200,000, as full paid capital stock the franchise, poles, lines, wires, instruments, offices, furniture, deposits and other property heretofore belonging to the Rocky Mountain Telephone exchange company, Idaho Telephone & Telegraph company and the Montana Telephone & Telephone company.

You will note there is no mention made of the rights or privileges granted by the city council of Salt Lake City Sept. 9, 1897. When these rights were conveyed, if ever, to the Rocky Mountain Bell Telephone company, it was a matter wholly without record and official knowledge of the city council of Salt Lake City.

D. Under the rights and privileges granted as above set forth and under the conditions named, the Bell company has been operating in Salt Lake City from the time of the first installation of a telephone system here until April 2, 1894, when the city council granted a right to construct, operate and maintain underground pipes or conduits and wires or other conductors and appliances for the transmission of electricity for telephone and telegraph purposes in Salt Lake City.

After an examination of the cases and decisions seemingly applicable, we are of the opinion that the Bell Telephone company has not now, nor ever had, a franchise, nor any legal right or privilege to maintain a telephone system in this city, but that under the provisions of the charter of the city could not now deny the Bell company, after having for a long period of years by its own records and in other ways, organized its right to construct, maintain and operate a

telephone system and permitted it to expend large sums of money for such purposes.

This brings us to the question: If the city cannot now object, has the Bell company a perpetual right or privilege to maintain a telephone system within the city?

Numerous decisions under facts differing from the present case have held that when a city council has granted rights, privileges or franchises to corporations, and omitted specifying the time during which such rights, etc., might be enjoyed, the presumption was that it was intended to be for the term of duration of the corporation grantee. This view might be adopted to meet the present situation and dispose of a very complex question of law.

Believing that official recognition by the city council of the rights of the Bell company acquired by estoppel or otherwise would definitely fix the period or duration of those rights, place the city in a better position than at present and dispose of a vexatious legal question, to that end we have prepared the ordinance recommending the adoption of the same. Very respectfully,

P. J. DALY,
Assistant City Attorney.

ELECTION LISTS.

A motion by Mr. Hall instructing the city recorder to compare the registration lists to be used at the coming special bond election with the county treasurer's rolls, and endorse on the lists the registered voters who are taxpayers, was referred to the city attorney.

Councilman Martin introduced two resolutions, one authorizing the expenditure of \$25 for grading Sherman avenue, between Eighth and Ninth East streets, and the other appropriating \$125 for grading Tenth South street, between Seventh and Ninth East. The resolutions were referred to the streets committee to report next Monday evening.

Councilman Fernstrom introduced a resolution instructing the board of public works to have the 6-inch watermain on Third North and Eighth West extended to Seventh North and Eighth West, and to the sewer pumping station at Second East. The resolution was referred to the city engineer for an estimate of expense.

BOY'S LIFE SAVED.

My little boy, four years old, had a severe attack of dysentery. We had no physician, but of them gave him up. We then gave him Chamberlain's Colic, Cholera and Diarrhoea Remedy, which cured him and he has been his life.—William H. Stirling, Carbon Hill, Ala. There is no doubt but this remedy saves lives of many children each year. Give it to your children and you will be able to save them from the plain printed directions and a cure is certain. For sale by all druggists.

Pastor Huntington speaks tonight in the big tent opposite post office. Hear him.

DOES NOT OWN MAJORITY.

Mr. Joseph Nelson Makes Statement Regarding Jordan Bank.

Relative to statements made to the effect that Joseph Nelson, formerly of the Utah National bank, owns the majority of stock of the Jordan bank, Mr. Nelson emphatically denies that such is the case. According to a statement made by him, two persons, himself not included, hold the control by reason of the possession of stock.

Another impression that has gone out and which Mr. Nelson declares to be erroneous is that the parents of A. W. Nelson, indicated by the grand jury as members of the Church. Such is not the case, however, so far as the statement pertains to the father of the young man, Mr. Nelson, Sr., who resides at Richfield, Sevier county, is said to be not only non-Mormon but bitterly anti-Mormon since his severance from the Church.

BEST THE WORLD AFFORDS.

"It gives me unbounded pleasure to recommend Bucklen's Arnica Salve," says J. W. Jenkins, of Chapel Hill, N. C. "I am convinced it's the best salve the world affords. It cured a felon on my thumb and it never fails to heal every sore, burn or wound to which it is applied." 25c, at Z. C. M. L. drug store.

Pastor Huntington speaks tonight in the big tent opposite post office. Hear him.

ROUTE IS CHANGED.

Colonel Scott's Command Will Move From Colorado Springs.

On account of the shortage of water between Pueblo and Colorado Springs, the proposed march of the Fifteenth infantry from Pueblo to Fort D. A. Russell, had been curtailed to make it a day's march. The march is the day set for the departure, as the regiment is due at Fort Russell Aug. 1. The soldiers are glad to learn that Colonel Scott will be in command on the march, as he has recovered his health sufficiently to do so.

TAKE A VACATION.

Now is the time to take a vacation, get out into the woods, fields and mountains. The vacationers do not forget to take a bottle of Chamberlain's Colic, Cholera and Diarrhoea Remedy along with them. It is almost certain to be needed and cannot be dispensed on railroad trains or steamships. It is too much of a risk for anyone to leave home without it.

For sale by all druggists.

WABATCH SUMMER RESORT.

Hotel: family cottages for rent. Stage leaves McHenry's Livery Stable, Murray, daily 8:30 a. m. Special stage leaves Saturday evening, returns Monday morning. Round trip \$1.50. John Stacey, Mgr., Murray; phone, 421 black.

OBSTETRIC CLASS.

DR. MARGARET C. ROBERTS will commence her class in obstetrics at the University of Utah, Monday, July 13, 1908. Communicate with Dr. Roberts for particulars, at 404 Templeton Bldg. Phone 2002.

JOHN N. TAGGART.

Piano Tuner,
7 Main St. Ind. 9.

MRS. JOHN E. HANSEN.

Desires to announce that she is making the "Pleur to Lids Dainties," an absolutely pure line of Chocolates. They can be had at the Brigham Street Pharmacy, Willes-Horne Drug Co., Halliday Drug Store, The Smoke House and The Rialto Cigar Store. 75c per lb; 40c per lb.

Flour and Mill Products.
Bailey & Sons Co., 63 East 2nd South.

Lamoureux Tunes Pianos.
23 West 1st South, Ind. 3231.

Quality Wall Papers.
That describes our line: quality is first with us. W. A. DUVAL,
Both phones, 110 W. 2nd So.

JULY 4TH EXCURSIONS.

One single fare for the round trip between all points in Utah, July 2nd and 4th, good returning until July 6th.

REMOVAL.
Dr. J. W. Ewin, Dentist, moved to suite 102, Mercantile block.

GOING TO NEW YORK?

We can give you specially reduced rates for board and rooms at one of New York's best, centrally located hotels. Address C 14 "News."

Box Materials of All Kinds.
Bailey & Sons Co., 63 East 2nd South.

Expert Kodak Finishing.
Harry Shipley, Commercial Photographer, 151 South Main, second floor.

Pure Drugs and Prescriptions our specialty. Halliday Drug Company.

Hay, Grain and Poultry Supplies.
Bailey & Sons Co., 63 East 2nd South.

FOUR ROYAL BREAD WINNERS.

Bearing our crown label—Table Queen, Royalinut, Royal-milk and Royal Vienna. Ask your dealer.
ROYAL BAKING CO.

GREET YOUR FRIENDS.

A wide, cheerful entrance leads directly to the balcony dining room of the hotel. The air is cool and pure and beautiful palms add to the coziness of the place. There is no better place to meet your friends during the lunch hour. We serve you with the best that money can buy.

ROYAL CAFE.
232 South Main Street.

PLUMBING AND HEATING.

Sewer and water connections made.
J. C. Heesch, 115 W. 2nd So.

McCoy's Livery Stables. Both phones 51.

TIN AND SHEET IRON WORKS.

BYWATER & GROSS, 144-146 WEST South Temple. Hot air furnaces, Roofing, Gutters, Corners, Skylights, etc.

EXPERT WATCH REPAIRING.

ALBERT J. SKARE, 27 W. 1st SOUTH. Fine line of watches and jewelry.

BUILDING STONE.

THISTLE STONE CO. BELL PHONE 2777. Ind. 327 Office under Deseret Bank.

STOCKHOLDERS' MEETINGS.

The stockholders of the Utah Tropical Fruit and Fiber Company are hereby notified that there will be a special meeting of the stockholders of the company held at rooms 11-12 Commercial Block, Salt Lake City, Utah, July 15, 1908, at 8 p. m., for the purpose of changing the present name to "Utah Tropical Fruit Company" and to transact such other business as may come before the meeting.

JAMES CHEPMAN, President.

H. C. HEALY, Secretary.

CEMENT WORK.

ESTIMATES FURNISHED ON ALL kinds of Cement Work. Good references. Fred G. Ruffell, 33 N. St., Bell. 4769Y.

PUBLIC STENOGRAPHER.

LEIGH L. NETTLETON, Notary Public. Bell Phone 65, 201 Doody Bk.

MOWERS SHARPENED.

Knudson Mower Mfg. Co., 105 1/2 E. 2nd St.

KEYS FITTED.

KEYS FITTED, LATHE WORK. Brashers, Walter M. Jones, No. 24 Richard Street.

MAIN & COTTON, 23 S. W. T. KEYS
fitted by phone Ind. phone 1781.

HOTEL.

LINCOLN HOUSE,
68 East First South.
2nd FLOOR—200.
Rates 25c, 35c and 50c. Paul Hein, Prop.

HOTEL DALY.

NEW EUROPEAN HOT AND COLD water throughout, adjacent to railroad station. 2nd and 3rd So. Phones Bell 4908; Ind. 4240. Rooms, 75c up.

SUITS MADE TO ORDER.

LATEST STYLE, MODERATE prices. Clothing cleaned and repaired. Peterson & Olson Co., 153 W. 1st So. St.

SAFES.

New and Second-hand. Cash, trade or terms. Peterson-Stout Co., 41 to 51 East Third South Street.

LOST.

SMALL NEW MOROCCO POCKET watch and instruments. Return to 37 7th East. Reward.

TWO SCOTCH COLLIES BET. STATE
and Main Street on 2nd South, about 1 p. m. Return to R. Stenzel Fur Co., 75 East 3rd South St. Reward.

1 BLACK MARE WIRE CUT ON
Hudson, brand d 2 under bar. Notify Hub Barry, Fair Grounds.

DIVIDEND NOTICES.

CONSOLIDATED WAGON & MACHINE COMPANY—The regular quarterly dividend of \$2 per share on the capital stock of the company will be paid July 10, 1908, on stock of record June 23, 1908. The stock transfer books were closed June 20, 1908, at 10 o'clock p. m., and will be reopened July 11, 1908, at 10 o'clock a. m. Checks will be mailed as usual.

MELVIN D. WELLS,
Secretary and Treasurer.

INFORMATION WANTED.

Information wanted regarding the following:

Mr. C. C. Tingen, formerly of Idaho Falls, Ida.

Lulu McDonald, formerly of Union, Oregon.

John Nelson, formerly of Idaho Falls, Ida.

Dr. E. A. Stewart, formerly of Colorado Springs, Colo.

John H. Stallinger, formerly of Ely, Nev.

Mr. L. Rasmussen, formerly of Alta, Ind. 606 East Swayzee St.

John H. Chesley, formerly of 1173 Walker St., Salt Lake City, Ind. 1114.

R. W. Brown, formerly of Williamsburg, Ida.

Whipple, formerly of Marysville, Ind.

Mrs. E. D. Vest, formerly of Wells-Victoria, Ind.

Oliver Aard, formerly of Ft. Wingate, New Mexico.

L. B. Bills, formerly of Randolph, Utah.

Louis Ricks, formerly of Rexburg, Ida.

George L. Thompson, formerly of Swanton, Utah.

James Wilken, formerly of Eureka, Utah.

W. J. Beech, formerly of Grand Junction, Colo.

G. E. Wright, formerly of Bingham, Utah.

Walter M. Wolfe, formerly of Parkville, Mo.

Joseph R. Smith, formerly of High River, Alta, Canada.

William H. Clark, formerly of Cedar City, Utah.

H. C. Williams, formerly of Murray, Utah.

Mrs. J. Helme, formerly of Bingham City, Utah.

Lehl Euce, formerly of Park City, Utah.

J. Tanner, formerly of Ogden, formerly of Raymond, Alta, Canada.

Mrs. Mollie Cane, formerly of Gerardsville, Pa.

C. Blizard, formerly of Lark Utah.

Mr. James W. Mee, formerly of Merced, Cal.

Ed. Barnett, formerly of Norton, Ida.

Joe Hillstead, formerly of Bingham, Utah.

George H. Horne, formerly of Judd Medical Springs, Ore.

Address any information to Deseret News, Salt Lake City.

TAILORS.

H. F. CLARKE, 115 W. 80. TEMPLE.

TIME TO CELEBRATE

When a little "News" ad brings you
A Reliable Servant Girl,
Rents Your Room,
Finds Your Lost Articles,
Sells Your Real Estate,
Or does any of the thousands of things for which a "News" Want ad is noted, send in your ad.

1 Cent-1 Word-1 Day
EITHER PHONE 389.

FOR SALE—REAL ESTATE.

COME AND CONSULT.—THE BARGAIN man when you want to buy or sell real estate. E. T. OHLAD, Rooms 12 and 12, Commercial Block.

CORNER LOT ON FIRST AND 1
A modern brick 4-room residence and store, with 4 rods front and 1 1/2 rods back.

SEE HOUSTON, THE HOUSES, 250 Main Street.

FOR UNIMPROVED FARM LAND \$9 per acre, 14 miles south of city. A. L. Scott, 341 1/2 East.

WE SELL REAL ESTATE. SMITH & ERICKSON, 204 D. E. Walker Bldg.

IF YOU HAVE PROPERTY TO SELL, list with Cannon & Cannon, 18 E. S. T.

BEST GARDEN LAND IN UTAH. Dan Muir Woods Cross, Bell 604.

FOR BARGAINS IN REAL ESTATE SEE ANDERSON & JIMMINGS CO., 322 South Main St.

WE SELL REAL ESTATE. THAT'S all. Tuttle Bros., red ball signs, 155 Main Street.

WILL SELL YOU AT A BARGAIN. vacant lots, a cottage or a model house, in any part of