THE DESERET EVENING NEWS.

FIFTY-FIRST YEAR

WEDNESDAY, DECEMBER 26, 1900. SALT LAKE CITY, UTAH.

TRUTH AND LIBERTY

COMMENDS THE AMERICANS.

Their Management of the District Assigned Them in Pekin

BRINGS WORDS OF PRAISE.

American and Japanese Quarters the Best Managed in the City-Germans Cause Irritation.

London, Dec. 26 .- In the course of a review published in the Morning Post today of the conditions existing at Fekin, H. J. Whigham, the well known newspaper correspondent, says there are now a quarter of a million of inhabitants pursuing their ordinary avo. cations in the American quarter. The markets are all in full blast. He adds that the American and Japanese quar. ters are in all respects the best managed, "showing ability on the part of the Americans to handle a subject people whom they have not developed else-

where, to proper advantage." Continuing, Mr. Whigham says: "This enermous portion of the city is policed by exactly one company of infantry, and a few mounted men under a proand a few mounted men under a pro-vost mashal. If only these hard-headed goldlers of the provost marshal type had been given a free hand in the Philippines the task of subjugating the unfortunate islanders would have been much more simple. If the Japanese have come out of the muddle with fly-ice colors they at least have the Amer ing colors they at least have the Amer-icans close behind. It was worth send. ing an expedition to China if only to get a few hints on the transport from the Americans. Their scheme of municipal government could not be bettered by the British, who have learned the by the Britsh, who have learned the business experience in every quarter of the globe. For the point of contrast it is only necessary to walk down the avenue of the Chinese city dividing the United States and Germany. The American side of the street is simply while in the ordinary much of second Pekin in the ordinary garb of peace, minus its variegated smells. The op-posite side is almost deserted. The Germans have to come to the American side for meat and vegetables, and it is whispered that the country people are sometimes robbed as they bring in the produce, except where the gates are Bridsh, Amrican or Japanese. That is why the markets in the quarter con-trolled by these nations are the best."

the activity of the German troops in the districts under British protection. So acute has been the feeling that there has been a question of the British se-

punitive expedition took the village after a lively combat. Many cannon and a quantity of provisions and ammunito were secured. On account of the hostile attitude of the population, Gen. Bailloud burned the village and also those villages in the neighborhood. The Chinese loss was 1,000(?) men. Gen. Bailloud's force sustained no loss. Christian Chinese families have been maltreated by the Chinese regulars. Fatal Kentucky Feud.

Hopkinsville, Ky., Dec. 26.—At Carl, Christmas evening, Robert Morris shot and killed Marion Henderson, who was advancing on him with two pistols. Morris escaped. The tragedy was the result of a feud between leading fami-lies and further bloodshed is expected. Ten years ago Lem Morris wounded Cush Henderson and a year later Jack Henderson killed Lem Morris,

Boers Took Them In.

Capetown, Dec. 26.-A squadron of comanry which had been following the ycomanry which had been following the Boers from Britstown, is reported to have been entrapped. There were sev-eral casualties, it is said, and the re-mainder of the force was entrured. Gen. Kitchener has left Naauwpoort and has now northwords.

and has gone northwards. The rapid concentration of troops in the disturbed districts through the personal energy of Gen. Kitchener has al-layed the local unsasiness,

Deaths in the Philippines.

Washington, Dec. 6 -- General Mac. Arthur's latest casualty list is as fol-

"Manila, Dec. 26.—Adjutant General, "Manila, Dec. 26.—Adjutant General, Washington—Following deaths have occurred since last reports: "Dysentery—Dec. 11. Company E, Thirty-eighth volunteer infantry, Ed. "Dysentery—Dec. 13. Company D, Fifteenth infantry, Corporal George D, Hozak; Dec. 14. Company A, Thirteenth infantry. John Pettry; Dec. 13. Troop G, Eleventh cavalry, Wm. L. Stone, Jr.; Dec. 16. Company B, Porty-first Infan-try, Edward L. Van Burg; Dec. 14. Company K. Third infantry, David J. Parcell; Dec. 20. Company M, Thirty-ninth Infantry, George J, Rehm; Com-pany H, Forty-ninth Infantry, Stephen Deita.

Delta. "Variola-Dec. 19, Company E, Forty-eighth infantry, Thomas Love; Com-pany G, Forty-eighth volunteer infan-try, Edward Clarke. "Malarial Fever-Dec. 13, Company C, Thirty-sixth volunteer infantry, Alfred H. Bolton; Dec. 13, Company C, Thirty-third volunteer infantry, Wm, J. Wright. Wright.

artillery, Frank Lowe; Dec. 15, Com-pany I, Fifteenth infantry, Howard L, Garrom; Nov. 28, Company E, Fortleth volunteer infantry, Stephen F, Holmes, "Killed by Accident-Target practice, Dec. 18, Company K, Theird forecast 18. Company K, Third infantry,

"Died From Wounds Received in Ac-

Wilson 'All Other Causes-Dec. 15, Company

consumed by the Chinese government in consideration of the note. The last article of the note notified the Chinese government that the occu-pation of Chi Li and Pekin may be con-tinued until the Chinese government pation of Chi Li and Pekin may be con-tinued until the Chinese government has complied with the terms of the note. It may be stated, however, that the United States is not bound or af-fected by this condition. Our occupancy from a military point of view has ter-minated, and there is no disposition to renew it. As for the other pitcers, it is expected that the main obstacle they will encounter in withdrawing under this condition will be found in the diffi-culty in obtaining satisfactory guar-antees from the Chinese promise to pay indemnities,

\$100,000 Fire.

Calgary, N. W. T., Dec. 26 .- The most destructive fire in the history of Cal-gury raged today and wrought damage estimated at \$100,000. Several of the finest business structures were destroy-ed, among them being the Clarence, Eau Claire and New Norman block. Pleasing Promises.

Karthoum, Egyptian Soudan, Dec.26.-Lord Cromer, the British diplomatic agent, reviewed the Egyptian troops of the Soudan under the sirdur, Majo General Sir Francis R. Wingate, today He assured a deputation from the Din-ka tribe, which formerly suffered sev-erely from slave raids dust the erely from shave raids, that the British and Egyptian flags guaranteer them against such raids, and insured respect for their ancient customs. The

chlefs departed, expressing gratitude. Gardiner Out, Philbin In.

New York, Dec. 25.—Eugene Philbin, who last week was appointed district attorney of New York county, assumed the duties of the office today. Mr. Gardiner surrendered his office under protest. He said to his successor: "I would like to be chearly independent I under protest. He said to his successor: "I would like to be clearly understood that I do not volunfarily surrender this office and that I protest against the action of the governor as being without authority in law. I am anxious, whilst protesting against this act and re-serving all my legal rights, that the public business shall not be injured nor retarded, and to that end I will be pleased to co-operate with you in any way that you may think best in the

way that you may think best in the public interest."

Mr. Philbin replied: "I thank you cordially for your kind words and your offer. It is hardly necessary, because I feel that you are ready to give me every assistance in your power, and I shall not hesitate to call on you. I thank you." Drowned-Dec. 18, Battery A, Sixth Then Col. Gardiner began the work of formal introduction of Mr. Philbin to all of his former staff. REWARD IS RESCINDED.

John Begley. "Surgical Shock-August 26, Company F, Forty-third Infantry, Wm. E. Den-The reward of \$200 offered by the Governor of Utah for the apprehension

of John Malingren, wanted for grand larceny in Sanpete county, and who es-caped from the court balliff at Manti, has been rescinded by proclamation by tion-Dec. 10, Company G, Thirty-eighth volunteer infantry, Martin L, Patherman; Dec. 17, Company H, signal corps, U. S. A., Corporal Charles A. the State's chief executive,

why the markets in the quarter control of an sir-tight stove, the Providence
"All Other Causes—Dec. 15, Company H. For-Twenty-fourth Infantry, Pomp Dunkerson; Dec. 18, Company H. For-Twenty-fourth volunteer infantry, Win, E. Bell; Dec. 15, Troop A. Eleventh vol-unteer cavalry, Sorgeant Charles C. Crane; Company E. Forty-ninth vol-unteer infantry, Islah Bruxton: Dec. 20, Troop B. Third cavalry, Henry A. Hall; Dec. 19, Forty-eighth infantry, Sergeant Major Wooten R. Bernathy; Dec. 26, Company B. Twenty-first in-fantry, Michael R. Diffy.

scarcity of backsiders. James Donnelly, James Murphy and Willie Wilson were charged with vag-rancy. They were arrested by Detec-tive Sheets and a good case was made against them; but Judge Timmony gave the men an hour to leave town. They were sided of the chance to me and enwere glad of the chance to go, and are now on their way to Mercur.

BIG INCREASE IN BUSINESS.

Holiday Trade Greater In Salt Lake Than Ever Before,

THE CLEARINGS COMPARED.

Statements of Actual Business Trausactions Post Office and Express Companies Nearly Swamped.

While the bank clearings are only an approximation, a suggestion as it were, of the actual business done in any com-

munty, these figures can be taken as ndicating pretty clearly the difference between the holiday trade of 1900 and that of 1899. It is altogether likely that the amount

of money expended on Christmas this. year breaks the record of any previous. year in the history of Sait Lake City. Peering into some of the big stores on Monday night it looked as though the money were literally being gathered up in shove)sfull, while the scenes on the street from early in the afternoon till near midnight, have never been approached for bustle, crush, brilliance or holiday enthusiasm. The sidewalks on East Temple street from the new Descret News building and Zion's bank down to Third South street were almost impassable. At Second South the con-gestion was greatest, and the crowding everyone seemed good natured, there was but little or no disorder and the spirit of Christmas cheer was every-

The amount of money the people had to spend told eloquently that the year has been a prosperous one in Salt Lake. While there was some complaint among dealers who had loaded up with skates and sieds and probably some among dealers in heavy lines of clothing, whom the long stretch of mild weather rendered somewhat blue, it can be said that generally everyone prospered by the holiday boom, and even clothing the holiday boom, and even clothing

the holday boom, and even clothing dealers had to smile when they saw the way their notions and furnishing goods were cleaned out. Frobably the biggest harvest was gathered by the Jewelers, and nothing could better illustrate the plentitude of money in the community than the big sums paid for diamonds and other precious stones; probably, too, more precious stones; probably, too, more planos were sold than ever before, an-other fact that indicates that people handled their check books with greater freedom then for more books with greater freedom than for many a Christmas past. GREAT POSTOFFICE CRUSH.

The man, or maid, who feels that he or she has been neglected by absent friends who regide outside of the State need not despair. All the Christmas packages have not been delivered yet; in fact those which came to town yesterday morning may be all delivered this afternoon. Then again they may

the privilege of her acquaintance. Mrs. Taylor is the mother of Richard J. Tay-lor of Ogden. Annie F. Hyde of this city and David John Taylor, now deceased. Deceased was born April 11, 1813, at the village of Shieldfield, near Edin-burgh, Scotland, and at an early age joined the Church and emigrated to this country, with the result that for the past half century she has been identi-fied prominently with the development of this State. Funcral services will be held at the residence of A. E. Hyde, at II o'clock on Sunday morning, on which occasion friends will have the privilege of viewing the remains between the hours of 10 and II a. m. will be put on permanently soon after January I. With this addition there will have been seven carriers added to with have been seven carriers added to the force within a period of time ex-tending over less than twelve months. When this is done the force will con-sist of thirty-seven men. At the pres-ent time there are sixty-five men em-ployed in the postoffice, all of whom have been working up to their limit during the holidays. The rush has not been confined to one department along been confined to one department alone but has been felt throughout the institution of public service. The receipts at the money order and stamp windows have been away ahead of anything heretofore at Christmas time. During heretofore at Christmas time. During last week the money order department was issuing orders to all parts of the country and raking in the money. To-day the employes are busy in paying out cash to the numbers of Salt Lak-ers who have been substantially re-membered by their absent friends and relatives. Taking all in all everybody, from Postmaster Thomas dawn to the humblest employe around the events as is thankful that the holida, nearly over. nearly over

AT THE EXP At the variant

press companies has eclipsed a. years,

year was som figures of last y ... of the present. It crease in the general 1

the history of the establishment. It is estimated that the sales for the week before Christmas this year were at least 29 per cent in excess of those last year. ²⁰ per cent in excess of those last year. Auerbach Bros, say that it would be impossible for them to make a just comparison on account of their clearing out sale. The sale of Christmas goods was of course lighter, because they did not buy anything new this year. The clearing out sale, however, has been prodigous, the store being crowded with purchasers all the time. C. B. Savage, the book, toy and sta-tinery dealer, states that he cannot say as yet just what the relative business this year and that of last is, but thinks there is an increase over last year.

there is an increase over last year. J. H. Leyson & Co. have been riding on the crest of the wave also. They figure a great increase of business during the holiday week this year over the corresponding week last year.

the corresponding week last year. "Does advertising pay"" exclaimed Mr. McConahay when queried as to his business. "Well, I guess so. I have spent a lot of money in advertis-ing the past month, but it has come back to me almost a hundred fold." At the Cannon book store, now owned by the Descret News, Mr. Lewis, the manager, said the trade was far in excess of previous holidays. There had been an especially good demand for the

excess of previous holidays. There had been an especially good demand for the more expensive lines of books and the enormous stock laid in of the latest standard novels had been almost de-pleted. Expensive stationery, too, had enjoyed a big run, and all lines of toys, bairing sleds alone,had been almost en-tirely, cleared out tirely cleared out.

A rushing business was done by the florists. They were about as busy as they could be, and sold tons of holly, florists.

mistletoe and cut flowers. Some fancy prices were paid, too. The best Ameri-

NUMBER 30.

QUARREL OVER RAILWAY STOCK.

Detroit Streetcar System Involved in the Suit.

PARTNERSHIP IS AN ISSUE.

Millions - Points in the

Dispute.

New York, Dec. 26 .- Decision was re-

served by Justice Blanchard, in the Su-

preme court today, in an action brought

by Tom L. Johnson, against R. T. Wil-

son & Co., bankers and brokers, for an

injunction restraining the defendants

from disposing of the stocks and securi-

ties of the Detroit Street Rallway sys-

tem, pending the trial of a suit for the

dissolution of an alleged partnership ex-

BLANK BONDS SHIPPED.

Signed by the City Officials and Forwarded to Shepard & Co.

The 250 blank \$1,000 bonds were reeaved Monday by W. P. O'Meara from pard & Co., of New York, and today Amount Involved Goes Into the r were signed by Mayor Thompson, / Auditor Reiser and City Recorder strom, and shipped back to New sik. The money, it is thought, will paid over to the city within the next k or ten days.

DR. ORMSBY RESIGNS.

mber of State Board of Medical Examiners Will Locate in Idaho.

w. O. C. Ormsby, formerly of Logan, the county, but now of Oakley, ho, has tendered his resignation as tember of the State board of medical iminers to Governor Wells. In a mmunication addressed to Governor Wells, dated Oakley, December 23, 1900, Dr. Ormsby says he resigned because he had concluded to locate in Idaho alto-sether. He will move his family to Oakley next spring. The resignation was accepted, but Governor Wells will not name a successor to Dr. Ormsby until the meeting of the next Legisla-ture

RICHT TO SEAT IN THE LEGISLATURE

ture.

The case of Ephraim P. Ellison, contestant and appellant, vs J. G. M. Barnes, contestee and respondent, involving the right to a seat in the Senate of the next State Legislature, from the Third senatorial district, which embraces the countles of Davis, Morgan and Rich, came for argument before the Supreme court this afternoon. Attorneys Critchlow, P. L. Williams and D. H. Wenger appeared for the appellant, while the other side was represented by Judge Powers, J. H. Hurd and James H, Moyle.

dissolution of an alleged partnership ex-isting between Johnson and R. T. Wil-son & Co. Mr. Johnson also asks that a receiver be appointed for the railway. The origin of the suit was the pur-chase in 1894 by the defendants of the Detroit Street Railway system, after which Mr. Johnson became associated with them in its management. R. T. Wilson & Co. began the pur-chase of the concern in the fall of 1894, and after they had succeeded in so do-ing, they brought in Mr. Johnson as an associate in January, 1895. He was to Ing. they brought in Mr. Johnson as an associate in January, 1895. He was to have a one-fifth interest in the company of all stocks purchased or to be pur-chased by R. T. Wilson & Co., in con-nection with the carrying out of the project for the consolidation of all the surface failroads in and about Detroit. Mr. Johnson was also to have charge of the working of the company at a salary of \$10,000 a year. R. T. Wilson & Co., were to have the management of the finances of the corporation and were to form such syndicates and outside arform such syndicates and outside ar-rangements with regard to the securi-ties, as they deemed fit. The contract between Johnson and R. T. Wilson & Co. was to terminate within three years if possible, but did not so terminate, and was extended from time to time until November last. The regulation of the

until November last. The reason of the failure to close the agreement was the formation of a new company for the acquirement of the Detroit Street Rail. way system which was known as the three-cent fare combination, which was engineered by the firm of Pack & Ever. itt, who secured a franchise on making a stipulation that they would carry passengers for a 3-cent fare, and who succeeded in acquiring between fifty and sixty miles of streets under that franchise

The action is a statutory one brought under the provisions of chap. 9 of the Revised Statutes. The grounds of the contest are: Malconduct on the part of certain judges of election; the reception of illegal votes; errors of the judges of election in counting the votes, and er-curs of one of the boorde of comparys to be organ-stock in the three-cent fare company and were to receive in return certain stocks in a new company to be organ-ised under the laws of Michigan.

prior to the making of the Pack & Ever-itt agreement. They admit that, in the beginning of December, he did give a written notice demanding that the part-

written hotce demands that the part-nership be dissolved. Wilson & Co., paid \$5,000,000 for the purchase of the roads acquired by them, but say that Johnson has not yet paid

his one-fifth of that sum and cannot therefore claim one-fifth of the securi-

ties. Johnson's reply to this is that he offered to pay it and was ready to do so

at any time, and that he is therefore, entitled to receive the one-fifth of the

stock contemplated in his agreement of 1895. The injunction asked for by him

department has susta-ler trade. The r Supt. Wel vance of Walker Br precedented ha experienced such business before in]

the same stor cific Express ... WITH THI The Z. C.

of an air-tight stove, the Providence Methodist Episcopal church (colored) was partially burned this morning and the pastor, Rev. J. L. Leonard, was fa. tally burned.

Caused Three Deaths.

Bryan, O., Dec. 26.-While Wayne Crowell, aged 24, and Charles Canan, aged 21, were crossing the Wabash rallread tracks near Blakeslee last night n their way to a Christmas dance, they were struck by a passenger train and instantly killed. Mrs. Canan was notiof the accident and the shock caused her death.

Crowe Keeps Quiet.

St. Joseph, Mo., Dec. 26,-The local po-ce have ben unable to locate Pat Crowe, wanted for kidnapping young Cudahy in Omaha. Two officers declare they saw Crowe here a day or two the kidnapping, but he cannot be located now. Smoe believe Crowe is be-ing secreted by persons here who are known to be friendly to him.

Race War Danger Over.

Cementville, Ind., Dec. 26 .- The warring negroes are under control at Cementville today, and no further out-breaks are expected. Samuel Kendall, in whose saloon a number of shots were fired, secured warrants for the arrest of Lee Ranger, who was wounded, and John Redmond, his companion, but neither was found,

Alvord Trial Deferred.

New York, Dec. 26.—The trial of Cornelius L. Alvord, Jr., the defaulting note teller of the First National Bank, which was set down for today in the United States circuit court, was postponed until the January term, which begins January 9.

Skaters Drowned.

South Norwalk, Conn., Dec. 26 .- John Kelley, aged 13, and Willie Hull, aged 10, were drowned last night while skating on the Union mills' pond at Nor-wark. Kelley broke through the let and Hull, in trying to save him, also perished.

Up Goes Oil.

Lima, O., Dec. 26.—Crude oil jumped up two cents per barrel today. North Lima oil is now quoted at \$2 cents, and South Lima and Indiana at 77 cents.

How Cleveland Voted.

Atlanta, Ga., Dec. 26 .- A controversy having arisen between the two Atlanta newspapers over the charge by one of them that former President Cleveland had voted for Mr. McKinley at the last election, the Atlanta Journal today received in reply to a telegram an auto-graph letter from Mr. Cleveland, in which he says he did not vote for President McKinley.

How the Turks Pay.

Washington, Dec. 26 .- Details are not obtainable here of the placing of an order by the sultan with the Cramps for a warship, but it is understood that the tatement to that effect from Constan-unople is correct. From the character and size of the ship ordered, it is be-hered it. leved that the contract will involve the payment by the Turkish government to the Cramps of about \$2,500,000, Which should afford an ample margin for the settlement of any proper claims Mainst the Turkish government.

Killed 1,000 Chinese, Maybe.

Paris, Dec. 26,-A dispatch to the Havas agency from Pekin, dated December 25, says the detachment of French 25, says the detachment of Prench troops, commanded by Gen-eral Bailloud, were recently attacked by Chinese regulars and Boxers at Thi-Tacheou, south of Pao Ting Fu. The

Says Mayor is a Gambler. St. Paul, Minn. Dec. 26 .- A Bismarck,

St. Paul, Minn. Dec. 26.—A Bismarck, N. D., special says: Judge Winchester, of the district court, has issued warrants for the ar-rest of G. E. Patterson, mayor of the city, on a charge of operating a gam-bling house. Mayor Patterson was out of the city when the warrants were is-med but a size of the same set of the city when the warrants were is-med but a size of the same set. sued, but a selzure was made by Sheriff Bogue of a roulette table and its out-It is stated that the gambling ap-

Roosevelt After Lions.

paratus in question is not the property

of the mayor.

Denver, Colo., Dec. 26 .- J. B. Goff of Meeker, Colo., the famous White river hunter, who has been engaged to escort Vice President-slect, Roosevelt on a hunt for mountain llons next month. passed through Denver today en routs home from Colorado Springs, where he has been making arrangements for the

proposed hunting trip, "I have about completed arrange-ments for Gov. Roosevelt's hunt, and it's going to be an interesting one," said Mr. Goff. "Our primary purpose will be to hunt the mountain lion, but we will run across and engage a few bears on the way. We will hunt in Coyote Basin, which has been absolutely free from men with guns this year, and there ought to be plenty of fierce game in that section. We will remain in the mountains about three weeks, and will take a dozen pack horses, loaded with provisions and supplies for that length of time.

Devery Will Go Out.

New York, Dec. 26 .- The Evening

Telegram says: Report has it at police headquarters today that the application of Chief o Police Wm. Devery for retirement is in

the hands of Police Commissioner John B, Sexton. Whether this is true of not, there is a belief amounting almost to certainty that Devery will retire this week, and that the new year and the new cenjury will see another at the head of the uniformed police force of the city. If retired, Chief Devery would have \$3,000 a year for life.

Liberian President Resigns.

Sierra Leone, West Coast of Africa Dec. 26 .- The president of Liberia, W D. Coleman, resigned Dec. II, owing the disapproval of the legislature of his interior police. G. W. Gibson, the secretary of state, was elected president by the legislature.

Glass Marbles Trouble.

Steubenville, O., Dec. 26.-J. O. Nay-ler has been appointed receiver for the American Marbles company which has en running about two months. It i only factory of the kind in the United States, the product being glass marbles. It is alleged that the firm is insolvent. There is also said to be a mix-up in regard to the issuance of the capital stock, which was presumably based on the value of the patent used by the con-

WE ARE OUT OF CHINA.

No More Military Occupation for the

United States. Washington, Dec. 26 .- A cablegram received at the state department from U. S. Minister Conger, dated at Pekin, on the 24th inst., states that the formal

on the rich inst., states that the formal meeting between the diplomatic repre-sentatives and Prince Ching, took place on the 24th. Ching presented the cre-dentials of himself and Li Hung Chang, who was unable to attend, owing to ill-

ness, to the diplomatic representatives, who handed to him the international note. The officials of the state depart. ment are unwilling to venture a guess cent bonds. The inter as to the length of time that will be New York next Tuesday.

LATE LOCALS.

JUDGE TIMMONY'S COURT.

The usual throng of speciators that invade the police court each afternoon were somewhat surprised today by the scarcity of backsiders.

The blennial report of the board of regents of the State University was filed with Gov. Wells today, not County Commissioner-elect Harker

received an urgent business call today to go to Wyoming. He will, according. Iy, leave on this evening's train. He expects to return in a couple of days. Many of the Mutual Improvement associations throughout the city will hold their regular weekly meetings tonight and on Wednesday next as Christmas

and New Year's occur on Tuesday. Miss Mollie Henderson of Willard City is spending the holidays with her relatives in this city; she will also at-

tend the State school convention in this city Prof. John J. McClellan returned from Payson today where he spent Christmas. He says the idea that smallpox is prevalent at Payson is a grave mistake. The fact is there are but four cases of the disease in the town according to the city physician's report.

COAL DEALERS ARRESTED.

A complaint was filed in Justice Pardee's court today by Assistant County Attorney Ray Van Cott, charging George Crismon and Hyrum Jensen, coal dealers, doing business on Ninth East and Ninth South, with selling coal underweight. The complainant is Lorenzo S. Clark, a resident of Sugar ward, who claims that he ordered of the defendant on the 22nd inst., two tons of coal and received 265 pounds less than the amount ordered and paid for.

SMALLPOX CASES.

Ten of Them Reported to the Board of Health Today.

Ten new cases of smallpox were reported at the city board of health today. None of the victims, according to the physician in attendance, were vac-

the physician in attendance, was vaccinated by Drs. King and Fisher this

forenson. The following new cases of smallpox were reported to the local health au-thorities Monday afternoon; Sylvester D. Bradford, aged 26, Camps Lane Center ward; Moroni Gillespie, Jr., aged 10, 64 north Seventh West; Lizzle Gillespie, 64 north Seventh Visit, Lizzle Gillespie, ngred 18, same address; Bettle Gillespie, same address; Sallie Gillespie, same nddress; Edwin Fletcher, aged 23, 525 west Second South; Eddie Lynn, aged 13, rear 257 west Fourth South; Walter Pierce, aged 19, 229 west Second South; Lee Will aged 8, 267 north Floth West;

Len Hill, aged 5, 259 west before solid solid Len Hill, aged 8, 367 north Fifth West; Rewland R, Wallace, aged 25, 422 south First West; Thomas E. Taylor, aged 51, 49 south First West; Mrs. James, age not given, 434 west Fifth North. Eight cases were released from quar-antine today, making about 100 cases

still existing in the city. Eighty-five school children were cinated today by Drs King and Fisher, making 466 since the 13th Inst. Another case of smallpox was also reported, the victim being Samuel

Evans, aged 6, 453 west Fifth South "Never vaccinated."

BOND INTEREST PAID.

City Treasurer Morris today remitted to New York on behalf of the municipality of Salt Lake, \$31,200, being the interest on the \$1,248,000 issue of 5 per cent bonds. The Interest is due in

How is the Christmas rush this year?" mildly queried the reporter as he gazed thoughtfully at the troubled face of G. S. Chambers as he wrestled with a stack of registered mail calculated to give a husky stevedore nervous Chambers did not say much, but what he said was to point. Then he walked over to the hig vault and with a comprehensive wave of his hand indicated that there were several parcels on cold storage awalting delivery. This is nothing to what it was last

night," he said. "for we could not get all the registered mail into the vault." The chainter is a good sized one tool cent plenty big enough in which to swing isso the proverbial cat. The floor was Fe stacked up in all directions with all that kinds of packages which contained, ap-parently, all kinds of merchandise from watches to boxes of cigars, babies shoes candy and hundreds of articles which are usually sent through the mail at Yuletide.

'I never saw anything like it." he continued, "I showl say that the ad-vance has been flow 20 per cent over that of last year, and it still keeps coming. It is impossible to deliver the packages on time, but we have lived through the worst of it and the rush is beginning to slow down.'

Round on the other side of the delivery department the same story was to be encountered-only "more so." Unto be encountered-only "more so." Un-der each locker wherein the individual carrier sorts his mail, was piled a huge hup of parcels that betokened that it would be some time before some pres-ents reached their destination. The The carriers have been working hard but there is a limit to all things-even the carrying capacity of the welcome mail man

It is not perhaps generally known

It is not perhaps generally known but according to not of Congress a mail carrier is not allowed to work more than forty-eight hours each week; accordingly if he works overtime during a rush that time has to be allowed at the end of the week.

The way things look at the present time there will have to be a delivery knocked out on Saturday, so citizens may gov-ern themselves accordingly. It will not do any good to raise a disturbance at the office of Postmaster Themas reyears. garding the matter either for he is perfectly helpless as under the law a public holiday counts eight hours. However, there are hopes held out that everyone will get their mail by the end of the week. C. C. Slade, superintendent of the delivery department, is figuring out to that end and according by there is some hope. Needless to re-mark this has been one of Mr. Slade's

busy weeks and he is still busy and will be so for some days. "You perhaps can get some idea of how things are," he stated in answer to

a query this morning, "when I say that this has been the busiest Christmas I this has been the busicst Christmas I have seen here by fully 20 per cent. We have had on four additional carriers and then we are unable to keep up with the rush. There have been two extra special delivery boys on for the past three days. Yesterday those boys worked from 7:30 a. m. until 11:30 p. m. and are still coine it Inday." and are still going it today." Indicative of the number of packages

and letters that have been sent through the special delivery department Mr. Slade turned to his books and found that up till noon today there had been exactly 2,112 specials delivered during the month of December. This total

the says is a record breaker for the Salt Lake postoffice. In course of further conversation it transpired that Salt Lake has grown considerably during the past year, so

can Beauty roses brought \$25 a dozen as compared with \$18 just year. Carnations sold for \$2 per dozen, an advance fifty cents over a year ago.

Prof. Daynes in speaking of Christ-mas trade this afternion said that it was about the same with his firm this year as last, though the average for the month was thirty-three per cent in advance of that of the same month in

Mr. Wallace of the Dinwoodey Furniture company, is not prepared to state just the amount of the increase of the holiday trade this year over that of last year, but he says that it was consider-

P. W. Madsen, the furniture man, figures that his boliday business this year has been about 10 per cent in ex-

The Freed Furniture company state that the holiday trade showed a slight falling off, but that the month of December was larger than December.

Fergus Coalter is very glad to state that his holiday trade this year is F. M. Teets has the same thing to say. His holiday trade this year ago. Schramm, the druggist, says his to was 20 per cent greater than that of 1809.

Gardner, the clothier, is unable to state just how much his holiday trade of the present year is in excess of that of 1899, but he says that there is a very material increas The Cohn Brothers say that the mild

weather millitated against their holi-day trade, but that it was fully as great this year as it was last and probably some greater.

The Calder music firm has enjoyed more prosperity during the week prior + Christmas, the present year than they did last year. They haven't yet figured out the amount of the increase. Daynes & Sons, jewelers, had an in-crease of at least 30 per cent in their holiday trade of the present year. "I has been an unprecedented year for us," says Mr. Daynes. R. K. Thomas also enjoyed a portion

of the excessive Christmas trade. H figures that his business for the holi day week this year was at least 20 per cent in excess of that of last year. The day before Christmas, he says, is the heaviest day he has had for nearly ten

The Christmas trade tide swept around on First South street and noured a liberal amount of its treasure into the lap of J. S. Jensen, the jeweler, He says the sales this year were much in excess of last year but he is unable at the present time to state just what

County Auditor and Auditor-elect George H. Wood, filed his official bond In the sum of \$15,000 with the county clerk today. His sureties are H. P. Henderson, Charles Read, W. S. Mc-Cornick and P. W. Madsen.

.... DEATH OF MRS. TAYLOR. Estimable Lady Passes Away at the

Ripe Age of 87.

Mrs. Jane Ballantyne Taylor, wife of the late President Taylor, passed quietly away this morning at the home of her daughter, Mrs. A. E. Hyde, 40 west North Temple street, at the ripe age of \$7 years and nine months; the cause of death being old age and general debillty. The deceased was well and favorably known in this community as being an estimable lady, whose sterrors of one of the boards of canvassers | ized under the laws of Michigan. Pack

in declaring the result, The relief asked for involves the hearing of testimony as to the various matters alleged, including the investi-gation of the returns made by various judges of election, and the counting of ballots for the purpose of comparison with the returns upon which the fixed dle of November has and on Novem-ber 24th an arrangement was made be-tween R. T. Wilson & Co., and Pack & Everitt. Mr. Johnson claims that he, on November 17th, orally gave notice that he wanted his share of the securi-tles and that he would pay his one-fifth share of the outlay by Wilson & Co., in their nurchase, the avenue concentrated with the returns upon which the final result is based. It was shown that the election certificate of Mr. Barnes (Democrat) was issued to him, but by virtue of a declared majority of one voie only. Mr. Ellison (Rep.) claims that errors were committed sufficient in each instance to share of the outlay by Wilson & Co., in their purchase, the amount expended being over \$5,000,000. R. T. Wilson & Co., deny that John-son gave any notice that he desired a dissolution of the alleged partnership prior set the making of the Dack & France

hange the result and in the aggregate f sustained by the court, to elect Mr Illison by a majority of about twenty A citation was issued on December

12th, before Judge Rolapp, at Farming-ton, Mr. Barnes, by his attorneys, de-murred upon several grounds. The only ground urged, however, was that in-volving the jurisdiction of the court, and upon this contention Judge Rolapp passed in ruling upon the demurrer and dismissed the case solely upon their

Therefore, the only question raised in the court below and presented to the Supreme Court is the question of juris-diction of courts of the State to enter-tain a contest when the office involved is that of a member of the Legislature, or, as a corollary, the constitutionality of chapter 9, title 18, of the Revised Statutes so far as the same purports to authorize judicial contests in such Arguments were in progress at press time, it is expected that the matter will

calls for the restraining of the carrying out of the Pack & Everitt agreement settled on by R. T. Wilson & Co., as well as debarring the transfer of the securities held by the defendants. Justice Blanchard will not render his decision until he has received briefs from counsel on both sides on the law of be taken under advisement, and an ear-y_decision rendered. the case.

STRICKEN FROM THE FILES.

Oscar C. Barton Says He Did Not Want to Contest the Election of Sheriff Abbott of Davis, and That Proceedings Were

Begun Without His Knowledge.

[SPECIAL TO THE "NEWS."] Farmington, Dec. 26 .- There was a semi political-judicial surprise here this afternoon when the case of Oscar C. Barton, late Republican candidate for sheriff of Davis county, against L. E. Abbott the Democratic candidate for the same office, was stricken from the files at the instance of the plaintiff himself though the motion to do so came from the defense.

The former was represented by Senator Arthur Brown, of Salt Lake, and Attorney A. B. Hayes, of Ogden, while the latter was represented by Attorney C. C. Richards, of the firm of Richards,

and Allison, of Ogden. As will be remembered the case was recently brought to have the certificate issued to Abbott as sheriff declared null and yold, and to have it further declared that Barton was elected to the office and to order the issuance of a certificate to him. On the opening of court the defense moved to strike the complaint and contest from the files considerably during the past year, so ling qualities for years past have en-much so that three additional carriers deared her to all those who have had they were not verified by the affidavit not desire the contest to be made

f of Mr. Barton, the contesting party, as required by law, but by another party outside of the case altogether. It appears that the proceedings were instituted while the plaintiff was quaran-tined at his own home on account of of smallpox. It appears also from the fol-lowing affidavit that the action was taken without his knowledge or con-Bent:

State of Utah, ss.-Oscar C. Barton deposes and says that he is of lawful age, and that he is the plaintiff in the above entitled action, and that said ac-tion was brought without his previous authorization, knowledge or consent, and that the same was not subsequently ratified or approved by him. That he disapproves the bringing of such action, and that he does not wish to contest the validity of the election of L. E. Abbott to the office of sheriff for the said Davis county.

Wherefore plaintiff prays that said ction be forthwith dismissed. Signed. OSCAR C. BARTON. Signed.

The above was certified to by R. W. The above was certified to by R. W. Barnes notary public under date of the 34th inst. The plaintiff also sent a letter to the defendant in which he made substantially the same state-ment and in which he reiterated that the case had been brought without his knowledge or consent, and that he did not desire the context to be made

the increase amounts to AUDITOR WOOD GIVES BONDS.