

CONSTRUCTION WORK COMMENCED

San Pedro, Los Angeles & Salt Lake
Railway Company Lays Steel.

DIRECTORS MEETING HERE.

J. Ross Clark and T. E. Gibban Will
be in Salt Lake in Two Weeks
to Attend Conference.

A brief Associated Press dispatch from San Pedro this morning states that San Pedro, Los Angeles & Salt Lake Railway has commenced construction by preparing to lay 75 pound rails along the present right of way of what is known as the Los Angeles Terminal Railway. All of the track on the line already built is to be practically torn out and the work to be pushed as rapidly as possible. When this line is completed the company proposes to continue the road to and through the mountains to Nevada and thence on to Utah.

In speaking in regard to the work that is to be done in the immediate future Mr. Whittemore this morning said that there would be another director's meeting held in this city between the 10th and 15th of next month, at which Vice Presidents Clark and Gibban would be present. At the meeting the matter of active work at the Utah end of the line would be gone into with the result, so said Mr. Whittemore, that surveys would be pushed and possibly active construction commenced from this end of the line.

Engineer McCarty and his corps of surveyors are now actively at work on a preliminary survey below Uvada, including a trip over the disputed grade, and it is expected that they will be so far advanced that he will be enabling him to make a tangible report at the forthcoming director's meeting.

In the meantime, as stated, work is being pushed on the main line at San Pedro harbor, and will follow the old Terminal tracks until a point within four miles of Los Angeles is reached, when it will leave the original grade and new construction will be in order on towards San Bernardino and Redlands.

The prospects for the building of the new line are exceedingly bright.

EMBLEM FOR NEW ROAD.

A Spring Postcard Offers a Humble
Suggestion to Atty's Whittemore.

C. O. Whittemore is seriously contemplating securing an order of the court revoking the post's license of one signing himself "Kate." The following, received through the mail is self explanatory:

"Now we really feel to boast
Of our railroad to the coast
As a fact beyond the shadow of a doubt.
And to magnify its fame
We baptize it with the name
Of 'Intending Saints' and Angels' Route."

"A design we offer free
What its emblem ought to be:
The correctness of the name to cry out.
And make us safe to ride,
When bound for the other side,
Via the Saints' and Angels' Route."

"From San Pedro's sunny seas,
Back to fair Los Angeles,
The broad wings of commerce spreading
With the picture of the hive,
Meaning 'Industry will thrive.'
All along the Saints' and Angels' Route."

"You may think some Utah lass
Is just feeling for a pass,
A matter that was never thought about.
But send her one you may,
Good until judgment day,
Via the Saints' and Angels' Route."

BURLINGTON DEAL.

Proposed Consolidation is Said to
Have Reached a Final Stage.

Boston, March 29.—The Post today says: The proposed consolidation of the Chicago, Burlington and Quincy railroad company with the Great Northern and Northern Pacific has reached a final stage. The long delayed plan, it is said, is ready for submission to the Chicago, Burlington & Quincy stockholders.

The secret conference of President James J. Hill, of the Great Northern, Charles E. Perkins, chairman of the Burlington board of directors, and ex-Senator Wolcott of Colorado, at the Victoria hotel, in this city, on Wednesday, is believed to have settled the question.

The plan provides, it is said, for the purchase of Burlington bonds at 187 1/2 in 2 1/2 per cent guaranteed bonds, or 180 in cash. It is not known whether the proposition contained a guarantee to the stockholders of the proposed 7 per cent.

The large Burlington stockholders do not manifest pleasure over the rumors of a deal. The plans were laid some time ago. Wednesday's conference was prolonged and at its close, President Hill and Senator Wolcott hurriedly departed for the west. Mr. Wolcott had been in Boston since March 17, talking over matters pertaining to the consolidation.

SPIKE AND RAIL.

Lewis A. Hall, of Weber, president
of the Pacific & Idaho Northern, is
in town today.

There are beginning to be numerous inquiries for the San Pedro, Los Angeles & Salt Lake stock on the part of capitalists in this city.

There was another heavy Raymond-Whitcomb excursion in town this morning. The party leaves for the East this evening over the Rio Grande Western.

Thirty graders and five cars of supplies and tools left Springfield yesterday for Las Vegas, N. M., to commence work on construction under a contract secured recently by Bird Bros.

W. F. Thomas, chief clerk in the engineer's department of the Union Pacific at Omaha, left for home this morning. He has been over the Central Pacific and as far south as Los Angeles.

The Burlington is open to suggestions for a name for its brand new Denver-St. Louis train, which will be put in service May 1st. General Passenger Agent Francis at Omaha invites the public to send in suggestions before April 30th.

At the office of Kuhn, Loeb & Co. it was denied yesterday that the Harriman syndicate had sold or contracted selling its holding in the Chicago & Alton railroad to the Rockefeller interests. The firm of Kuhn, Loeb &

Co. is one of the partners in the Harriman syndicate.

T. R. Ellerbe, general superintendent of the Utah & Pacific, is in town today. He stated that business on his road is better than it has ever been. He anticipates a big wool season, and with this forecast in view he is causing the shearing pens, which are situated on the road, to be overhauled and enlarged generally.

D. C. DUNBAR RETURNS.

Made No Effort to Secure Commission-
ership After Carter Entered.

D. C. Dunbar returned home yesterday afternoon, after a three-month's visit in the east. During his absence from this city he spent the major portion of his time in Washington, where he lobbied for the passage of the bill which relieved himself and three other territorial chiefs of the courts from suits now pending to collect fees in civil cases. The bill was passed, and it is said that the cases will be dismissed.

In regard to his candidacy for one of the commissionerships for the St. Louis exposition, Mr. Dunbar stated that he entered his name at the suggestion of Congressman Tawney of Minnesota, and that his petition for appointment was signed by numerous influential men in Washington. When it became known, however, that Senator Carter of Montana had agreed to accept an appointment, Mr. Dunbar said that he made no further effort to secure the commissionership.

Mr. Dunbar returns to Salt Lake in the best of health and spirits, having enjoyed his visit east immensely. Incidentally he lost his moustache east of Chicago.

His, the Reporter, Author and Philanthropist Described in the Saturday "News."

NEW TRIAL FOR DR. SNOWDEN.

The Supreme court today reversed
the judgment of the district court in
convicting Dr. Cornelius Snowden of
adultery. Dr. Snowden will therefore
have a new trial. He was found guilty
by a jury last spring and was sentenced
by Judge Norrell to three years' imprisonment in the State prison.

The crime of adultery charged against Snowden was said to have been committed with Audrey Keeler, in Salt Lake. Snowden was a dentist in Richmond.

The opinion of the Supreme court is written by District Judge Hart, acting for Justice Miner, Justices Hatch and Baskin concurring. The court does not pass on the guilt or innocence of the defendant, but rules that there was error in the admission of testimony, which precluded an impartial trial. The error referred to is the introduction in the testimony by the State, which were committed by the defendant on other dates than those mentioned in the information.

At his former trial, Snowden was defended by Attorney Lessor of Ogden.

Judge Hall this morning made a setting of 23 equity cases, ranging from April 1 to June 2.

SIMON FOUND GUILTY.

Judge Timmony's Ruling in Woman-
in-Saloon Case.

The first case in the police court this afternoon was that of the city vs. Sig Simon, charged with allowing females in his saloon between the hours of 7 p. m. and 7 a. m. The decision of Judge Timmony is a very lengthy one, embracing fourteen typewritten pages, and discusses the case in all its phases.

In beginning the court said that the testimony showed that three females were in the saloon on the night in question and about the hour of 10 o'clock. The defendant claims, under the statutes that women had equal rights with men and the council had no right to pass laws necessary and proper to the saloon on the right and privilege to allow women in his saloon at any time and hour. Judge Timmony then cited a host of authorities on the subject, and called attention to the ordinance providing for the removal of the dead, the establishment of boards of health with great powers, and providing for quarantine to prevent spread of disease.

"Legislation," said the court, "must keep in pace with public sentiment."

The court then summed the whole case up in the following language: "There can be no question that under sub-sections 41 and 43 of section 266 of the Revised Statutes giving cities the right to pass all ordinances and rules and make all regulations, not repugnant to law, necessary for carrying into effect or discharging all powers and duties conferred by this title, and such as shall seem necessary and proper for the health, safety, and preservation of the public, and to promote the health and the morals, peace, good order, comfort and convenience of the city and the inhabitants thereof, that the city council has the power to enact the ordinance in question."

The length of this decision will at least serve to show more than a perfunctory examination has been given to the matter. The decision of Judge Timmony is to be healthy and for the public good, and, in our opinion, it is not in violation of any expressed or implied provision of the State constitution.

Whether its enactment was wise and political, is a matter for the City Council to determine and not for the court. Under the evidence the defendant is found guilty."

The court said in the case of H. Carter, but Judge Timmony, who appeared for the defendant asked that he be allowed to introduce some evidence and the case was continued. The court then told the defendant, Sig Simon to stand, "that I wish to say," said the court, "that if all saloons were conducted as this defendant's place is there would be no necessity for such an ordinance."

The defendant was fined \$25, and Attorney Strain stated that he would probably appeal the case.

"I hope you do," said the court.

Hilberg Trial Today.

The Christopher Hilberg case occupied the forenoon in Judge Stewart's court again today. By noon the prosecutor had made his opening argument.

Tonight

If your liver is out of order, causing
Biliousness, Sick Headache, Heart-
burn, or Constipation, take a dose of

Hood's Pills

On retiring, and tomorrow your dig-
estive organs will be regulated and
you will be bright, active and ready
for any kind of work. This has
been the experience of others, and
will be yours. HOOD'S PILLS are
sold by all medicine dealers. 25c a
box.

Write the doctor freely all the particulars
in your case. You will receive a prompt reply. Ad-
dress, Dr. J. C. Ayer, Lowell, Mass.

His, the Reporter, Author and Philanthropist Described in the Saturday "News."

Depressed?

And is it not due to nerv-
ous exhaustion? How can you
have courage when suffering
with headache, nervous pros-
tration, and great physical weak-
ness?

Would you like to be rid of
this depression of spirits?
How? By removing the
cause. By taking

Ayer's Sarsaparilla

It removes the cause of your
suffering, because it removes
all impurities from your blood.
\$1.00 a bottle. All druggists.

To keep in good health you
must have perfect action of the
bowels. Ayer's Pills cure con-
stipation and biliousness.

Price 25c a box.

Write the doctor freely all the particulars
in your case. You will receive a prompt reply. Ad-
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to the jury. This lasted about twenty
minutes, the earlier hours having been
occupied in the taking of testimony.

The trial commenced this morning
with the direct testimony for the de-
fense, the State having called all its
witnesses yesterday. Christopher Hil-
burg, the defendant, was the first called
to the witness stand by Attorney Har-
rington. He said that he was 24 years
of age. He denied in toto the testimony
given yesterday by Annie Ward, the
prosecuting witness, with regard to
having had sexual intercourse with her.
Ed. Millgate and William Darke testi-
fied that Annie Ward's character for
veracity was bad. In rebuttal Miss
Ward introduced a new feature into
the evidence. She said that last De-
cember she had been offered \$25, pre-
sumably for attorney fees, with the
prospect of receiving more afterwards.
This statement was later refuted by
Hilburg and his husband. Arguments
will be finished this afternoon.

Suing for Divorce.

Alexander Wagner today commenced
suit for divorce from his wife Susie
Wagner on the ground of desertion
since September 1, 1897. They were
married at Topeka, Kansas, April 11,
1892.

Probate Cases.

A petition for probate of the will of
William H. H. Spafford, who died
March 24, was today filed with the
county clerk by Rachel Spafford, his
widow, and Alice Hale. The property
which is valued at \$60,000 a mostly
made up of real estate in Salt Lake
City.

The following orders in probate were
made by Judge Hall today:
Estate of Kate E. Blount, formerly
Kate E. Wilson, deceased; Eleanor
Bemis appointed executrix.

Estate of John W. Clark, deceased; set-
tlement of final account allowed;
continued as to distribution; attorney
fee, \$100.

Estate of John W. Bemis, deceased;
order approved and settled; distribu-
tion allowed; attorney fee, \$100.

Estate of Joseph H. Mills, deceased;
Annie Mills appointed administratrix;
bond, \$150.

Estate of Charles Durkee, deceased;
motion for removal of probate court
reinstated; administrator granted.

Estate of John Homer, deceased; ac-
count approved and settled; summary
distribution ordered.

Estate of Levi Masters, deceased;
H. T. Sappington appointed adminis-
trator; bond, \$150.

Estate of Alexander Watson, de-
ceased; account approved and settled;
distribution ordered and executor dis-
charged.

Estate and guardianship of William
and Christina Hodge, incompetents;
Robert H. Hodge appointed guardian.
Estate of Elmira Henderson, deceased;
sale of real estate confirmed.

Estate of William H. Behle de-
ceased; order of sale of personal prop-
erty made.

FRAZER SMALLPOX CASE.

Was the Health Board Notified?—A
Question of Veracity.

The health office still maintains that
it had no notice of smallpox in the
Frazer home at 316 south Third West
street before Thursday. Charles Rae,
a brother of Mrs. Frazer, subornly
sticks to his statement that he notified
the health office on Tuesday, but if he
did there is no one to be found in that
office who will vouch up to receiving
the telephone message.

At 316, it is said, there are five fam-
ilies living in one house. It was from
this house that Mrs. Glig was sent to
the pest house on the 14th from which
she was discharged, cured, a week
later. The fact of her short stay in the
isolation hospital is evidence that the
disease with Mrs. Glig had preceded
her move on to her home before she was
sent there. She probably left contagion
at 316 south Third West street, which
later developed in the Frazer family.

Mrs. Glig says that three of the Frazer
children instead of one have smallpox.
She traces her own case to that of her
mother Mrs. Hansen, 315 west Fourth
South who in turn contracted the dis-
ease from contact with a Miss Gibson
at a dance at Turpin's on Second West
near Tenth South, the latter lady hav-
ing been directly exposed to infection
from the disease. Mrs. Glig's hus-
band who is a baker is the man who
was fined \$10 for breaking the quaran-
tine while his wife was at the pest
house.

NEW SMALLPOX CASES.

Only one case of smallpox was re-
ported to the health office today, that
of Henry James, 669 Fourth street.

Outside cases of smallpox were re-
ported to the state board of health yes-
terday, ten from Gale, four from Lay-
ton, four from West Jordan, four from
American Fork, one from St. George
and one from Provo.

Three more cases of smallpox were
reported this afternoon: Lunetta Frazer,
316 south Third West; Richard G.
Graves, 974 south Second West; F. B.
Gray, and of Eighth South street near
White Lake.

CLEARING HOUSE REPORT.

Today's clearings ... March 29, 1901.
Same day last year ... 220,253.97
Same day last year ... 220,253.97

His, the Reporter, Author and Philanthropist Described in the Saturday "News."

SILVER TIP IS ACQUIRED.

Notorious Outlaw Given Freedom
at the Hands of a Jury

PEOPLE ARE INDIGNANT.

Was a Member of the Robbers' Roost
Gang—Story of a Skirmish with
Sheriff Tyler and posse.

Special Correspondence.

Lea, March 27.—The notorious "Silver
Tip," one of the "Robbers' Roost" gang
was acquitted here yesterday by a jury
made up of Wayne county men. The
verdict in effect is that an outlaw, a
desperado who is preying upon society
can shoot down with impunity, an offi-
cer of the law who attempts to arrest
him for stealing the cattle or property
of lawabiding citizens. The verdict
means that a man who has been elected
to protect the peaceful citizens against
the outlaws, takes his life into his own
hands, and if the bullet of a land pir-
ate pierces his heart while in the dis-
charge of his duty, his death goes un-
avenged, and the assassin is left to
go at large.

Needless to say that the better el-
ement of Wayne county feel outraged,
regarding the trial and verdict as a tra-
vesty. "Silver Tip," the bandit free,
and the body of the brave and
faithful Sheriff Tyler lies in the grave,
perforated by the bullets from the guns
of "Silver Tip's" pals. This man was
the charge of assault with intent
to kill in September, 1899, convicted
and sentenced to ten years. He was
recently released from the State prison
under the ruling of the Supreme court
of the State, that prosecution upon
indictments signed by the district at-
torneys are void. He was promptly re-
arrested and imprisoned here, and mak-
ing one attempt to get away. He was
caught however, and given a second
preliminary hearing, and was bound
over to the district court. The prisoner
demanded on immediate trial and in-
sisted on it. The State was not pre-
pared to begin the trial, several of the
material witnesses being out of reach.

But District Attorney Chidester finally
consented to begin the trial last Friday.
He was not prepared for it as he
wished. At considerable time and ex-
pense the Sheriff at Moab was wired
asking him to send witnesses, particu-
larly Andrew Tangren. But the wit-
ness failed to get here in time, and he
looked upon it as an evidence of a job,
by some of the people here. It was either
that or the officers at Moab were very
dilatory in the matter.

Attorney Chidester made out a very
clear case for the State setting forth
an array of facts that it would be
almost impossible to dispute. It was set
up forcibly that in February, 1899, some members
of the Robbers' Roost gang were on the
streets of Moab, and at that time in-
cluded in tangren, and Jerry, re-
marks regarding Sheriff Tyler that of
place, he was sneeringly called a cow-
ard, that he could not arrest one side
of one of them; that horses the sheriff
was looking for, including some of his
own, were shot at the Robbers' Roost,
and they proposed to capture him and
take him back to be tried. On the even-
ing of March 4, 1899, the posse came
upon signs of a camp in one of the
Cox canyons, in this county. This
was in the most country and the officers
were on the alert. They perceived dog
tracks and lost the brute should give
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