#### DESERET EVENING NEWS: MONDAY, AUGUST 24, 1903. JUDGMENT AFFIRMED. PAN-AMERICAN **GOVERNOR'S DAY** (Continued from page one.) To spread the good news Supreme Court Thinks Percy O. Black WINDOW SHADES MRS. HODCE FINDS DEFENDER. Is Entitled to \$10,000 Damages. - Schilling's Best - is to nclosed clipping, the date of paper RAILROAD PLAN AT TIMPANOGOS. Aug. 10, 1903. The next I received your The supreme court today affirmed the spread prosperity: etter. It then came to my reco judgment of the lower court in the case that I had read in the Time-Index or it may possibly have been the Los An-Moneyback; at your grocer's. of Percy A. Black vs Rocky Moungeles Herald but am inclined to think the former, that Hodge said that he and tain Bell Telephone company, sppellant MADE BY MACHINERY: The opinion of the court was written his wife had come through here and Trunk Line to Connect Canada His Excellency and Staff Witness by Chief Justice Baskin and concurred in by Justices Bartch and McCarty. The action was brought in the Fourth district court at Provo to recover \$20,-000 damaages for personal injuries re-ceived while in the defendant company's behind. While walking the gun was WENT TO KINGMAN. accidentally discharged and the buildt entered the brain of the Jones boy, go-With Buenos Avres, South A Review of Troops, Both Arizona, 61 miles east of this place. It may have been so, for I left here on Feb 22, 1903, and went to "Marrietta Hot Springs," Riverside county, Cal., America. And in case of the local division in which the local division in t ng in behind the right ear and killing State and Regulars. him instantly. George Harding and Roland Harding and stopped there six weeks, and there, by missed them It they passed here. At Marietta Springs there is a man named John Winner, nick-named "Doc Mad," who was both attendant at the employ as a lineman at Provo on Nov it once came to the sheriff's office and 1903 No other house west of old of the sad affair, both boys were Plaintiff was working on a cross.arm WELCOMED BY SALUTE OF CUNS \$250,000.000 IN CAPITAL. rying bitterly. George protested that Chicago makes shades by in a telephone pole when the electricity on a telephone pole when the electricity was suddenly turned on, shocking him and causing him to fall a distance of 25 feet to the ground. He sustained serious injuries to his spine, arms and shoulders. At the trial of the case the jury returned a verdict in his favor for \$10,060. An appeal from that ver-dict was taken to the supreme court, which court reday affermed the judgthe killing was accidental and begged the officers not to kill him. At the machinery. The result is, that Relief Springs five years and now in same capacity at Marietta, and um cersame time he comforted his little cousin, saying "they won't do any-thing to you. If they kill anybody it ours are made quicker and Length When Completed Will be 10,000 Visitors Will be Tendered a Reception can give you information that tain he truer than those made by on probably desire. Now in closing vill be me At the Home of Major S. A. Miles-Articles of Incorporation say that as a matter of fact Sheriff Harmon went to the scene of he accident, and found that the boys hand. Of course our prices are at King This Evening. nave not been in Tucson for over three Are Filed. years, nor in Los Angeles since Jan. 1, 1903. And again I say that Hodge is willfuily lying, and believe it can be proved, and what little I saw of him, he was a hard drinker. I know noth-ing of the medic of your silent. had told a straight story about the ac-ident, and is also satisfied that young which court today affirmed the judg the lowest notch. Harding told the truth about the kill-(Special to the "News.') Guthrie, Okla., Aug. 24 .- Plans for a ng being accidental. See competitive drill, Woodmen, Salt. The child's remorse was very pa-thetic. He did not want to leave the courthouse, but wanted to be locked up till it had been proven that the death gigantic railroad with a trunk line Camp Timpanogos, Aug. 24.-This is air, tomorrow ng of the merits of your clients' case onnecting Hudson bay, with British governor's day, and everybody in camp out I believe in justice being done to գտուղորուտ տորուտորութ all, and no person convicted on false evidence. What I have said in this is on the qui vive. The special train of Columbia, Buenos Ayres, South Ameri-Gov. Wells and staff is scheduled to of his cousin had been an accident, but was finally persuaded to go home with ca, and having a network of branches, AT THE RESORTS. wherein I am personally concerned I am willing to make oath to and should H. Dinwoodey leave the R. G. W. depot at Salt Lake wre disclosed today when articles of I be able to be of any service to you in the matter I am at your service, Yours truly, JAMES COHN. annunun nunun annun a Incorporation of the Pan-American City at 1:30 p. m. and to arrive at Pro-Mr. and Mrs. Edward Harding, Mr. and Mrs. Jesse Harding and Mrs. E. E. Jones all went on an excursion to Euvo at 2:45 p. m. On the special will be Saltair will have two big days this week. On Tuesday the Woodmen of the World will invade the resort in force. In anticipation of a good time they are deciding the tensor with blocker ten Railroad company, with a capital stock Furniture Co. placed at \$250,000,000 were filed here Gov. Heber M. Wells, Adjt.-Gen. C. S. the father of the boy who was killed is in California, where he has railroad contract work. All the parents were Burton, Col. N. W. Clayton, Col. Benwith the secretary of the territory. ner X. Smith, Col. W. J. Shealy, and Col. E. S. Ferry of the governor's staff; Col. Bubb, Tweifth Infantry, U. S. A., TOMORROW'S ORGAN RECITAL. The purpose of the corporation, it is fooding the town with shipping tags bearing the legend, "Am out for a good said, is to build a line of railway ex-The following program will be obnotified of the affair. Those who were ime. Ship me to Saltair with the Wood tending from Port Nelson, Hudson and many citizens from the capital. in Tintic arrived last evening. It is not known whether Mr. Jones will come home. There will be no inquest unless the relatives decide to have one, as the served at tomorrow afternoon's organ recital in the Tabernacle: men of the World, Tuesday, Aug. 25. On arrival at Provo, the party will at once be conveyed to Camp Timpanogos, to witness the review of troops, both bay, in a southerly direction, crossing Degree team drills, under the command Swedish Wedding March...Soederman the line of the Canadian Pacific near of Capt. Henry Simon, sports, tug of will continue to be used yet for on-Winnipeg, Manitoba, through North Dakota, South Dakota, Nebraska, Karsas, Oklahoma, Indian Territory to Galveston; from Galveston through Charles Johnson of the Nickle Plate, In Paradise . Dubois war, prize dancing and other events will be features of the day. Friday will National Guardsmen and regulars. The and H. N. Butterfield of the Lackawan-na left for the east this morning. year, when the name of Calder will be Largo, New World symphony officers are satisfied that nothing has been held back by the boys and that governor and staff will be welcom with a gubernatorial salute of guns. Male Chorus ......Dvorjak welcomed dropped. Under the present managebe Auerbach's day. For the past week this business house has been presenting ment the company has done a strong the killing was purely accidental, the Oregon Short Line, is down from After the review the governor and staff will be introduced to soldiers' business, and its officers regard the out-look as all that could be desired. The Sullivan Mexico to the boundary line of Central America, through the Isthmus of Pana. tickets to Saltair to their purchasers in such numbers that in anticipation of THOMAS-AVERETT WEDDING. staff will be introduced to soldiers' fare, and it is hoped their appetites will be as keen as that of the average guardsman at mess. After mess, will be the retreat pa-rade, which has been improving each day and will present a splendid spec-tacie this evening. The visitors will then proceed to the city. a trip north. names of the officers of the Clayton Music company are: president, N. W Triumphal March. Fifth Symphony, Beethoven The appearance of a corps of Denve. John Farnsworth Averett of Springma, thence through the United States of Colombia to Ecuador and finally the rush the Saltair management has & Rio Grande surveyors in the La Sal district has had the effect of stirring ille, 21, and Mary Caroline Thomas, & Spanish Fork, 20, were married Fridecided to put on 30 trains for that day Clayton; vice president, D. G. Calder; treasurer, A. L. Brattain; secretary, J through the republic of Peru to Buenos Ayres on the Atlantic ocean. Also a branch line beginning in the republic of Peru and extending in a southeasterand has made a requisition on the Ore-gon Short Line for additional equip-HELD FOR HORSE STEALING up the miners in that region, day by Judge Booth. J. McClellan. The company will soon move over onto East Temple street, where a new building is being erected The big 72-inch planer has been set ment. DISTRICT COURT. Case of Fox. the Alleged Fugitive from up in the Pocatello shops. This is one of the largest pieces of machinery to The management of Saltair states that the story of the smashing of the where a new building is being created for it. Four studies will be included in the equipment of the new structure. The Calder company is one of the old-est music houses of the great west, and ly direction through Brazil to Rio de Janeiro; alzo a branch line beginning The following orders have been made Justice, Continued Without Date. In the Fourth district court: Estate of Joseph T. Powell, deceased: petition of W. S. Evans for letters of administration granted, bond \$500. Robert Boardman vs. Thomas Board-man; motion for new trial set for hear-ber Sart 5. date placed in the new machine shops. It is operated by independent motors. city. in Peru extending through Chili to Val-paraiso on the South Pacific ocean. raft and platform in the lake as set RECEPTION TONIGHT. Richard Baker and John Orsell wer Richard Baker and John Orsell were arraigned before Judge Diehl this morning charged with stealing a horse from T. M. Lindley, valued at \$100. They were granted the statutory time in which to plead and held under bonds of \$300 each, in default of which were turned over to the sheriff. forth in a morning paper is totally Perhaps thhe largest crowd of the At 8: 0 in the evening, Senator C. E. roneous. Instead of the raft being abandoned for the seaon it is running The estimated cost of the Pán-American railway is \$250,000,000 and the was founded in 1860 by the late David O. Calder, and who made of it a prosper-ous and popular business. He was at its head until 1884, when he died. It Loose and wife, and Major S. A. King and wife will tender an informal recepeason turned out yesterday afternoon at Liberty park in attendance on the Alterican Haway is essential and the estimated length 10,000 miles. The incorporators are: W. H. Dodge, Stephen A. Sheldon, W. J. Pendleton, Eldredge G. Pheips of Shawnee, Oklatoday the same as usual. tion at the home of the latter to the governor and staff, and to all commisheld band concert. The grand opera se-Tomorrow will be a big day at Salt-air incident to the migriton of the Woodmen of the World to that resort. A pecial program of exhibition drills lections proved very popular. Petition of the Iron Blossom Consollthen passed into the hands of Mr. Cal-der's sons, who conducted it until 1892, oned officers of the army and the Nadated Mining company, praying for an order determining the right of succes-sion to the Excelsion lode mining claim in the estate of Richard Gough, de-ceased, has been set for hearing Sept. 5. The activities of A Englang exception T. H. Wickes, vice president of the tional Guard. Pullman company, will arrive on O. S. L. No. 8 tomorrow in his private car accompanied by a number of friends. He has just completed a tour of Yelhoma, and C. E. Wells of Lincoln, Neb. It is not known what outside interwhen they incorporated it. During the last year Messrs. Clayton, McClellan and others secured control of it and hence the real reason for the change of Later in the evening an adjournment will be taken to the Mozart hail, where The case of W. W. Fox, a fugitive from justice, was continued without ests, if any, these men represent. The principal officers of the company nd prize ovents has been prepared for the visitors and invited guests will par-tleipate in the dance. Through courthe occasion. date. The petition of A. Engberg, executor of the estate of Martha I. Ferris, deare stated to be at Guthrie, and Shawlowstone park. . . . tesy of Brigadier-General Cannon, the First Regimental band will be in atname, WILL VISIT SALT LAKE. iee, Oklahoms The case of Leon H. McFarland, ac-cused of grand larceny, was dismissed Vice President Bird, traffic director of the Gould systems, is quoted in the ceased, for an order allowing final ac-count and to hear petition for distribu-tion, has been set for hearing Sept. 5. tendance. Many invited guests from Provo and other cities will be present. tendance. NOW FOR ANNOUNCEMENT. NEW YORK CLOSING STOCKS Carter Harrison, Mayor of Chicago, to Denver press along the same lines as he was here on his last visit. He says on motion of the state. All interested confidently expect the day to be a great success. The several branches of the service have been well drilled and will present a fine appear-ance. Fifty pounds of solid shot and 50 pounds of shorancel bays been order. Come Here From the National Park. Stephen Little Examining Books of Col-The hearing of Ed Peterson, the young man who ran away with a girl of COUNTY SCHOOLS OPEN AUG. 31. Monday, Aug. 24, 1903. that there is no need to worry regard-ing his visit, as the Gould forces in Denver will be strengthened rather orado Fuel and Iron Co. (Special to the "News.') The county schools open Aug. 31. On minor age, will come up on Wednesday Stephen Little of New York, comp-Wednesday, Aug. 26, at 10 o'clock, the trustees of the county will hold a meet-ing at the Parker school in this city for the purpose of considering questions connected with the schools. The examat 10 o'clock. Livingston, Mont., Aug. 24 .- Hon. Cartroller and secretary of the Denver & Rio Grande system and the expert acthan cut down. 50 pounds of shrapnel have been order-ed from FL Douglas for the artillery, ter Harrison, mayor of Chicago, ar-Jeffries Curtis, charged with attempt-ed grand largeny, plended not guilty, and walved preliminary hearing. He was bound over in the sum of \$500. David Stoddard of Milford, the young rived in this city yesterday afternoon countant who does all the important man who was so badly wounded in the spine while riding along in front of a work for the Gould interests, is in Denand some target practise work will be on No. 1. He is en route to the Na-tional park, and departed today for done during the day ination of teachers will take place Aug. 27, 28 and 29.

GOES TO FT. LEAVENWORTH. Capt. Charles H. Barth, adjutant, Twelfth regiment, U. S. infantry has been detailed on duty as instructor at the general service and staff college at FL Leavenworth, Kan, where he is to report Sept. 1. The captain left for FL Douglas on Saturday, to make the necessary preparations for his departure. During his stay at Camp Timpa-nogos, Capt. Barth has ingratiated himself with both officers and men as ns. He ex

Judge Saxey of Spanish Fork and Hon, A. J. Evans of Lehi were in Provo yesterday on legal business. Joseph Scowcroft of Scowcroft & Sons. Ogden, was in Provo Saturday looking

The speakers at the tabernacle yes-terday were Elder Joseph B. Keeler and Elder Adolph Madsen of Sait Lake Former Well Known Office-Holder Talks Interestingly of Politics.

RETURNS TO SALT LAKE.

Cleveland and was later U.S. district

Judge Judd, who will appointed to the Utah territorial bench by President attorney, arrived this morning from Nashville, Tenn., and is stopping with Dr. Baldwin, Mrs. Judd has been visiting here for a week or so, and the joins her here for a couple weeks when they will return south Judge Judd has not been in Salt Lake since June, 1899, and notes a number of valuable improvements in the architec tural features of the town. The judge counsel for the Louisville & Nashville railroad company, and is a busy In reply to questions, he said to a reporter this afternoon that "News' he had read Judge Toney's Interview this morning, in which the latter thought Cleveland was the salvation of the Democratic party. But Judge Judd does not think so. His choice for the Democratic nominee is Hon. Richard P Olney of Massachusetts, who was at-Dem orney general and afterwards secretary of state under Cleveland. It was under the guidance of this secretary that the famous negotiations were car. ried on with England in regard to ezuela, and to Judge Judd's mind. Mr Olney is one of the ablest statesmen in the United States. As to the Republi-can candidate, the judge looks upon Roosevelt's nomination as a foregone conclusion. Roosevelt, he says, is a conclusion. Roosevelt, he says, is a typical American, and he DOES THINGS. "He could not live without city. doing something, and a man who does as many things as he does must neces sarily do some things wrong, and s Roosevelt does make mistakes. Judge Judd has a high opinion of the President nevertheless.

Mammoth Hot Springs, where he will tour the park. After visiting the prin-cipal points of interest, he will go out by way of Monida, thence to Salt Lake. Mr. Harrison will make a tour of the northwest, See competitive drill, Woodmen, Saltair, tomorrow,

# IDAHO POSTMASTER.

ver, going over the books of the Col-orado Fuel & Iron company.

Mr. Little has a habit of bobbing up in unexpected places, and then an important announcement is generally forthcoming some weeks later. This was the case when he appeared in Utah three years ago and told the reporters that there was nothing doing and that he was simply traveling over the Rio Grande Western for his health. Three weeks later General Palmer gave out a statement to the effect that he had sold

the road to the Gould interests. As Mr. Little is examining the books of the Colorado Fuel & Iron company the inference is that there will be some thing forthcoming from that quarter in the near future. It is also well to note that Mr. Bird, traffic director for the Gould systems throughout the country is also in Denver at the present time. Incidentally also John D. Rockefeller, Jr., was in Denver last week. Mr. Rockefeller spent a few hours in Salt Lake on his way through

hunting party, is still in a critical con-dition at the Holy Cross hospital in this city. While the boy is still allve the doctors entertain no hope for his re-

### covery CARISA IN DEMAND.

Daly . Judge Among this Afternoon's Sellers-The Sales Posted.

Carisa was in demand again this af- 

 Rock Island
 16%

 Rock Island pfd,
 63%

 St. Paul
 140

 Southern Pacific
 44%

 Southern Railway
 22%

 Union Pacific
 14%

 ternoon at sagging p ceasing with 14% cents bid. Those in search of Daly-Judge during the forenoon were supplied to the extent of 500 shares at \$9 up to \$9.05. The sales postshares at \$3 up to \$3.05. The gales post-ed were as follows: Carisa, 1,000 at 15½; 2,500 at 15; 1,000 at 15, s 60; 1,000 at 14%; 2,000 at 14%. Shares sold, 8,500. Day-Judge, 200 at 9,02½; 200 at 9,00; 100 at 9,05. Shares sod, 500. Eagle and Blue Bell, 190 at 1,00. 

Denver & Rio Grande pfd. ..... 7614 Illinois Central Metropolitan St. Ry Meixcan Central Missouri Pacific New York Central Pennsylvania Reading .....

MISCELLANEOUS.

International Paper .....

National Biscuit ..... ...... 361/2

Western Union ..... .... 831

NOTICES.

NUTICE.

1236

2234

rets at leaving the encampment as his duties there had been of a very pleasant nature. YACHT RACE HELIOGRAPHED.

On Saturday afternoon a section of the signal corps was stationed on the tower of the Provo Woolen Mills, from which station, the news of the great yacht race was heliographed to the camp. The soldiers manifested consid-erable interest in the race, and awaited the returns with great eagerness. There the returns other the favorable result of the contest. The distance from the Woolen Mills to the camp is between three and four miles, and the signal corps boys, under Lieut, Skidmore, walked the entire distance. Capt. Smith had charge of the camp station. There was no trouble in flashing the news, except a little lack of steadiness, due to the jar of the machinery in the

The court of survey, which investi-gated the matter of the killing of the horse on the road between Provo and the encampment, did not attach the blame to any one

Private G. R. Day of company H. who has been troubled with appendicitis for several days, and is under treatment at the hospital, is steadily improving.

#### BROKEN RIBS.

Orson Pratt of company H had two floating ribs broken yesterday while he. noating ring broken yesterday while he, ing tossed in a blanket. Pratt is a "rookle," or recruit, and the boys feit that he should be initiated properly and a part of the ceremony was a blanket tossing. As he feil in the blanket one of the men allowed his cor-ner to slip from his fingers and Fratt feil to the promed course the sector. fell to the ground, causing the fracture. He is receiving careful attention from the hospital corps

Sergeant Jackson, who went to Salt Lake City to have his collarbone set, has returned to camp. He is full of grit and wanted to be with the bays. Three men fell down from heat ex-

haustion yesterday. They are all O. K. again. Companies B and C. Twelfth Infan

try, U. S. A., arrived in camp from Ft, Douglas yesterday. They were in good trim, notwithstanding the long march.

COMPANY H EXCURSION. About 250 people came up from Salt Lake on the company H excursion. Among the sports of the day was a game of baseball between a Provo nine and a picked nine from the camp. The re was 16 to 2 in favor of the camp team.

Col. Bubb, Twelfth infantry, U. S. A. was at the camp for a short time last Saturday

Lieut - Col. H. M. H. Lund went to Pleasant Grove on Saturday evening to visit relatives.

Hundreds of vehicles and thousands of visitors from all parts of the county were at the, camp yesterday. When not drilling or standing guard

the soldier boys spend much of their time in sports and capers. Boxing is one of the favorite pastimes. On Tuesday the regulars and troop-

ers will break camp and comme their march homeward.

#### SHOCKING GUN ACCIDENT.

#### Little Evan Jones Killed by Companions While Handling Loaded Rifle.

Special Correspondence. Provo, Aug. 24.- A very and accident. al killing took place yesterday after-noon in the Second ward, southwest of the city. Three boys, Evan Jones aged 12, the son of E. E. Jones, George Harding, aged 12, son of Edward Hard. ing, and Roland Harding, aged 10, son of Jesse Harding, cousing and living close together, were at the home of Edward Harding. There was a rifle in the house, which Mr. Harding had bor-rowed from one of the neighbors. The Jones boy wanted to see it, and after some urging George went in the house and got the gun, although the 10-year-old boy, Roland, was objecting and cautioned the older boys not to touch the gun. They started for the barn with the gun, George carrying it on his shoulder and the Jones boy following

a location for a branch house of It is not known whether he his firm. secured building site, but it seems reaonably certain that his house will open business here at an early date. Samuel Harding, one of Provo's old-

GARDEN CITY NOTES.

est citizens, is very ill at the resider in the Third ward. It is not expected he can recover.

### THE MAYOR APPROVES.

### Agrees With the Council on Paving Contracts and Opening Streets.

Mayor Thompson today signed the ontracts with P. J. Moran for the paying of Second South street, from State to Third East, and State street from South Temple to North Temple street. The board of public works has notified Mr. Moran that the contracts have been signed and instructed him to commence at once on the work. The mayor also approved all the mat-

ters passed on by the council Saturday night, among them being the report of committee on streets recommending that Tenth West street be opened from South Temple to North Temple street; that a crossing be put in on South Temple, a bridge be constructed across City creek on North Temple and that the Short Line and Salt Lake & Los Angeles Railway companies be com-pelled to put in plank and gravel cross. ings on South Temple and Tenth West

BUSINESS NOTES.

Today's local bank clearings mounted to \$582,907,22 as against \$594,133.26 for the same day last year. 1 R M R.

A certified copy of the articles of incorporation of the Continental Mines and Smelting company, of New York, was filed in the office of Secy. of State Hammond today. Its capital stock is \$5,000,000, divided into 560,000 shares f the par value of \$10 each. The inorporators are Guy C. Van Alstyne, oseph A. Thibauldt, Frederick, A. Warburton, Daniel P. Collins and Noel B. Fox, all of New York. Henry M. Crowther, of this city, is the reaident agent for Utah. The secretary of state's office received the neat sum of \$1,258 as filing fees for the articles.

## Distress After Eating Nausea between meals, belching, vomiting, flatulence, fits of nervous headache, pain in the stomach, are all

symptoms of dyspepsia, and the longer it is neglected the harder it is to cure it. Hood's Sarsaparilla and Pills

### Radically and permanently cure itstrengthen and tone the stomach and performance of their functions.

Accept no substitute for Hood's. "I had dyspepsia twenty-five years and took different medicines but got no help until I began taking Hood's Sarsaparilla. Have taken four bottles of this medicine and can now eat almost anything, sleep well, have no cramps in my stomach, no burning and no distress." MRS. WILLIAM G. BARRETT, 14 Olney St., Providence, R. L Hood's Sarsaparilla promises to cure and keeps the promise.

### GIVES TIMELY ADVICE.

President Smith Declaims Against Card Playing and Sabbath Breaking.

The quarterly conference of the Granite stake of Zion was held Saturday and Sunday in the Farmers ward meetinghouse. The meetings were well attended and the reports submitted showed the different organizations of the stake to be in flourishing condition, On Sunday Presidents Joseph F. Smith and John R. Winder were in attendance and spoke at both meet-ings. Their remarks were full of exhortation to the Saints, the speaker urging them to be prayerful and humble before the Lord in order that He might pour out upon them His blessings. President Smith was parleularly emphatic in his denuncial of certain growing evils among the of certain growing evils among the Saints, mentioning especially card playing and the desecration of the Sabbath. The speaker declaimed against buggy riding on Sunday and admonished the sisters to refrain from cooking and other household work on that day. The instructions given were that day. The instructions given were of a timely character and found a ready response in the hearts of all as-Excellent singing was a feature of the conference and the meetlogs were presided over by Presiden Frank Y. Taylor,

## STILL PURSUES HER.

Mrs. Carrie Benson Complains of the Action of Her Divorced Husband.

A communication was received by County Attorney Westervelt today from Mrs. Carrie Benson of Draper. in which she complains of the actions other digestive organs for the natural of her divorced husband, Joseph Benson of Murray. She states that she secured a divorce from him last May and that on last Friday night about 12 o'clock he came to her home and commanded her to get down on her knees and ask his forgiveness for what she had done. She refused to do so, whereupon he pulled a revolver and fired four shots over her head. Her father then interfered and she ran from the house and hid until her former husband had departed A complaint charging Ben-son with assault with a deadly weapon son with assault with a deadly weapon will probably be issued by the county attorney.

John Nevin Appoin ed at Freedom, Vice Josie Irvin, Resigned.

### (Special to the "News.")

Washington, D. C., Aug. 24 .- John Nevin has been apopinted postmaster at Freedom, Idaho county, Idaho, vice

Josie H. Irvin, resigned. Idaho pensions granted-Elizabeth Penfold \$8; Caroline Garrison \$12. John Cashel, Wyoming, appointed forest ranger.

PERSONALS.

Miss Alice Burton is ill with typhoid

M. H. Walker will return from California tonight.

B. W. Crockett, the Price newspaper man, is registed at the Wilson. Mrs. William Hurd and Miss Sadie

Hurd are visiting in Eureka. H. W. Blake of Springville is at St.

Mark's hospital with a broken leg. Mrs. H. J. Corbin of Denver is vis-

ting with Mrs. R. Sneddon of this

### CONVICT WOODS CAUGHT.

### Was Having a Shave in Reno When Officers Arrested Him.

Reno, Nev., Aug. 24 .-- J. W. Woods one of the escaped convicts from Ful som on July 27, was arrested this this morning by Constable Wilson and Offcer Leeper while being shaved in a barber shop. Constable Wilson was standing on

Second street at 11 o'clock this morning when he noticed a man answering the description of Woods come around a corner from Center street, and enter the barbershop. Wilson crossed the street and started to enter the shop but seeing an ugly looking revolver in the man's belt, decided to get him They entered the shop and covered Woods with a revolver, and put the handcuffs on him, while he sat in the chair. Woods offered no resistance, as both the officers are very determin looking men with a nerve equal to his After the handcuffs were adjusted the shave was completed and Woods was taken to the Jall and turned over to Sheriff Hayes, who gave receipt for him. Woods talked freely on the way to

He snid: "I knew you were an officer," speaking to Wilson, "the minute you looked in the door, but I had started to get shaved and there was no use to s it would have declared who I was.' stop After being put in a cell he said: "I

don't want to talk with anyone, have nothing to say." You certainly can have no objection to telling where you left Miller or when you came to Reno?" queried the Assoclated Press reporter.

'No, not particularly. I left, Miller shortly after we made our escape from Folsom, and I have not seen him since. I came to Truckee Saturday night and was there about 20 hours. I came to Reno on a fregiht train last night and was in town when Murphy was cap-tured, but Miller was not. Don't know the route I took to reach Truckee, for

am a stranger.' "You look like you had had plenty to eat and had not a very hard time,"

"Oh. I have lived all right, but the grub here is pretty bum," said he. He asked Deputy Sheriff Maxwell to

let Murphy occupy the same cell with him, for, he said, 'you should treat me woll as long as I live. I know that hanging awalts me, and it cannot possibly do any harm to let me see Mur-

phy." "How came you to go into a barber shop this morning?" inquired the reporter.

Well, I felt as though I wanted shave and went in and took it. That's all I care to say now," said Woods, as his bright and cold gray eye sought the floor as if he had said too much al-

to the coast on Saturday evening. Within the corporation of the Pan-American Rallway company will, it is aid, be several construction companies. The largest of these will be the Cana lian-American Construction company, among whose directors are said to be Charles F. Beacher, Jr., London, Eng. L. Huhleman, New York; Charles Rawlins, New York, and Charles B. Williams, City of Mexico. These di-rectors will, it is stated, hold in a general way for the other companies.

### WELBY IN NEW YORK.

#### Rumored that He Will Once More Tie Up With Gold.

From private advices received this city it is learned that A. E. Welby formerly general superintendent of the Rio Grande Western, has arrived in New York from Lima, Peru. At the last minute Mr. Welby changed his plans and crossed the isthmus in order to be in New York to meet engagements, presumably in connection with the good office that has been ten-dered him. As Mr. Welby has been seen around Gould headquarters the rumor to the effect that he has been tendered the general managership on construction of the Western Pacific has pained a new impetus. His friends here, however, claim that they know nothing definite regarding Mr. Welby's plans for the future.

### HEAVY TRAVEL EAST.

#### Twenty Thousand People to Pass Througg Salt Lake in Near Future.

The tide of travel is now runnin eastwards incident to the return of the hosts who availed themselves of the G. A. R. rate to the coast. The ad-Salt Lake in the form of the Pennsyl-vania contingent which arrived over the Rio Grande in a special this mornng. All those who went west over the northern or southern route are coming through Salt Lake. As the time limit on the tickets, however, does not expire until Oct. 10, the rush will not be so pronounced as it was west 10 days ago. By that time the onist rate west will be in effect, so that Salt Lake will in all probability come near breaking the tourist record this yenr.

### Two Cars for San Pedro.

Two out of the six cars for the Salt Lake Route, which have been on the road from Los Angeles for 10 days past have arrived. They are of the regular excursion car pattern, light and roomy. It will be necessary, ere cold weather sets in, to take them into the shops and fit them with the regulation heaters.

#### SPIKE AND RAIL.

S. V. Derrah, assistant general freight agent of the Rio Grande sys-tems here, has gone to Denver to attend a traffic meeting.

Azelstant General Manager E. E alvin of the Oregon Short Line, is Calvin expected to return tomorrow morning.

Acting Traffic Manager T. M. Schu macher of the Oregon Short Line, has gone north.

The Rio Grande excursion south vesterday carried 500 passengers.

W. F. Ryan, stationer for the Rock Island system with headquarters in Chicago, is spending a few days in Salt Lake.

Traveling Freight Agent Plaisted of city. But the names of both concerns

Lower Mammoth, 200 at 70.

May Day, 2,000 at 124; 500 at 124. Shares sold, 2,500. California, 200 at 10%.

REACHED PORTLAND.

Salt Lake's City Council and Friends Now in the Beautiful Northwest

The members of the city council arrived in Portland, Ore., this morning under the pilotage of Traveling Paslenger Agent Hi Dunn of the Oregon Short Line. After resting up today in viewing Portland's torn up streets her public park, the boats on the Wil-lamette river and other features, the gentlement in khaki will embark on the big river steamer John T. Potter to-morrow morning and be taken down to

DIED. the mouth of the Columbia, an eight hours ride, where Astoria and Ilwaco will be inspected. As the salmon sea-son closed on the 15th it is not antici-pated that the Isaac Waltons in the APPLEBY.-In this city, Aug. 22, 1903, Charles H. Appleby, Jr., aged 27 years, son of Charles H. and the late Ada Seddon Applebyb, and a native of Sait Lake City.

Sedion Applebyb, and a native trans-Lake City. Funeral services will be held today. Monday, at 6 p.m., from the funeral chap-el of Undertaker Jos. Wm. Taylor, 21 South West Temple St. Friends are in-vited to attend. Interment in city cemeparty will do much fishing. From Ilwaco the solons will be escorted to Long beach, where they will be initiated into the joys of catching rabs, digging clams and gathering vild raspberries and grapes.

After a brife stay at Long beach it s on the cards that the searchers after knowledge will visit the Sound dis-trict before returning home. The coun-PROBATE AND GUARDIANSHIP climanic party left early yesterday morning over the Short Line for the Consult County Clerk or the respective north. Placed at their disposal was a Igners for further information.
IN THE DISTRICT COURT, PRObate Division, in and for Salt Lake County, State of Utah. In the matter of the estate of James H. Day, Deceased, Notice, The petition of Lacy Day, widow of James H. Day, deceased, praying for a summary distribution to her, the said Lucy Day and Viola Day. Lollie Day, Joseph E. Day, Golden Day, Lollie Day, Joseph E. Day, Golden Day, Lollie Day, Joseph E. Day, Golden Day, and viola Day, the said function of the residue of ord estate to the said deceased, and asking for the distribution of the residue of ord estate to the said deceased, and asking for the distribution of the residue of ord estate for hearing on Friday. It is the day of September, A. D. Doy, at Parchake and at the County Court House, or the Court Room of said Court, in Salt Lake Court, Utah.
Witness the Clerk of said Court with the seal thereof affixed this 24th day of August, A. D. 1963.
(Beal) JOHN JAMES, Clerk.
By J. C. Eldredge, Fr. Deputy for Perificioner. Pullman with a private disingear close at hand. The diningear, which went right through with the party, was load. d down with good things to eat and rink. From last accounts the memdrink. bers of the council have developed into regular lotus eaters. Councilman Black, better known as "Eliza's Baby,"

is said to have gained 10 pounds since eaving, and he is still growing. In order that the trip should be start. ed off with due celat Assistant General

Passenger Agent D. S. Spencer of the Short Line accompanied the party as far as Nampa. He returned this morn Chief Devine also left the car at Payette and will not make the trip through Oregon and Washington.

On the return journey the party will stop off at Shoshone, where they will be thei guests of I. B. Perrine, who will drive them over to the falls and later give them a good time at his ranch at Blue Lakes.

Norrice. Office of D. O. Calders Sons Co., 45 and 47 W. Ist So. Notice is hereby given that a meeting of the stockholders of the D. O. Caldero Sons Co. is hereby called and will be held at the office of the said com-pany at G and T west First South. In the City of Salt Lake, State of Utab. Tuesday, he 22nd day of September, 1993, at II o'clock a. m., for the purpose of vol-ing on a proposition to amend Article I. VI. N of the Articles of Incorporation of D. O. Calders Sons Co. By erasing the words D. O. Calders Sons Co. and Inserting the word seven and insert-ing the word five as contained in Article V. By erasing the word seven and insert-ing the word five and inserting the word seven and inserting VI. The party expects to be gone about 10 days, possibly longer. Those who left at 12:30 yesterday morning were: Councilmen Arnold Black, E. H. Davis, Cottrell, Eardely, Fernstrom, Hewlett Spence, Tuddenham, Vigus and Sharp; Spence, Indonnam, vigos and Snarp, State Fish and Game Commissioner John Sharp, State Treasurer Dixon, Captain of Police Burbidge, Judge Diehl, City Recorder Nystrom, City En. Dien, City Recorder Nystrom, City En-gineer Kelsey, Building Inspector Ul-mer, Parkkeeper Erickson, A. P. Kes-ler and the son of Councilman Spence. Councilman A. J. Davis will leave to-night and will endeavor to catch the party at Long Beach.

### CLAYTON MUSIC CO.

New Busisess Concern to Succeed One Of Oldest Music Houses of the West.

The the word five as contained in article VI. By crasing the word five and inserting the word three as contained in Article X. The effect of said annedmäntis to said articles, if adopted by said stockholders, will be to change the name, of the said company from D. O. Calders Sens Co. 19 Clayton Music Co. to reduce the Board of Directors from seven to five, to re-duce the quoron from five to three. This meeting of the Stockholders is called by the President and Scoretary pursuant to a resolution of the last rez-ular meeting of the stockholders of said Company. The D. O. Calder's Sons company, the well known music house, has changed its name to the Clayton Music company. This has occasioned some surprise in musical and business circles as the name of Calder has for many years associated with the music business in this

JNO. J. MCCLELLAN. Date Aug. 22, 1963, Salt Lake City, Utab.

N. W. CLAYTON.

ddent.

