

OGDEN.

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ARGUMENTS IN THOMAS HEARING

Attorneys for Both Sides Sum Up Testimony in One Hour Addresses.

NOW UNDER CONSIDERATION

By Investigating Committee Who Will Report in Few Days to Gov. Spry.

OGDEN, June 30.—The committee appointed by Governor Spry to investigate the charges brought against Superintendent H. H. Thomas of the State Industrial school, now have the case in hand and are expected to render their report to the governor within a week. The investigation was concluded yesterday afternoon with the final arguments of the attorneys for the citizens' committee and for Thomas. The session began at 2 o'clock and it was decided to limit each side to one hour for the making of arguments. Chairman Joseph of the investigation committee, who is also chairman of the board of trustees, asked those interested to submit any charges or complaints to the board of trustees at their next regular meeting.

Attorney Valentine Gideon of the citizens' committee opened the arguments of the complainants. He stated that the latest in the affairs of the Industrial school was a tribute to the patriotism of the citizens of Ogden. He reviewed the testimony briefly and declared that it shows the incompetency of Thomas as superintendent of an institution of this character and that there was no recognized head of the institution, and further that there was no well defined plan for the management of its affairs and no outline of the studies which are followed at the school. The superintendent of such a school, declared the speaker, is the mainstay, and should be a competent man. Mr. Gideon declared that the board of trustees of the school had twice recognized the incompetency of Thomas when it ruled on different occasions that severe corporal punishment shall not be allowed at the school, denying the superintendent the right to use his discretion and requiring him to report cases, where corporal punishment was necessary, to the board for action. Mr. Gideon laid considerable stress on the testimony which showed that boys at the school had been imprisoned. In the fall for the use of tobacco, when the guard over them was addicted to the habit and used it in their presence. While the speaker admitted that Thomas may have talked kindly to the boys at the school upon some occasions, he insisted that the superintendent



A FOURTH OF JULY STORY—Chapter I. The Father: "Oh, let him have them. Boys will be boys!"

did not gotten down into their lives and obtained their confidence. The treatment of the boys as detailed by the witness Max Candler was pointed out by the speaker as uncontradicted testimony. The vile questions alleged to have been asked the girls by Thomas in the presence of Mrs. D. T. Tracy, the matron, as testified to by her and corroborated by Captain Kneass, the speaker declared was not contradicted by Dr. Conroy, a member of the former board of trustees, when he took the witness stand. Attorney Gideon described the whipping of the seven boys for an unnamable offense committed on their camping trip during the summer of 1908 as a "horrible orgy." In an effective manner he described the punishment of the boys in the school room for forty minutes while the school band was playing outside to drown their screams. Mr. Gideon characterized this treatment of the boys as a "cowardly crime." After speaking for 18 minutes, Mr. Gideon concluded his address, reserving the balance of the allotted hour to his associate, Judge A. W. Agee.

Attorney T. D. Johnson on behalf of Superintendent Thomas then addressed the committee. Mr. Johnson said that the reputation of the entire state, Ogden City and Superintendent Thomas and his wife is at stake. He declared that the investigation was started by some lady coming from Salt Lake who "whispered" to others in Ogden that if a crowd was gotten together she would tell what she knew about the institution. The investigation was then started, which the attorney declared gave a number of discharged employees of the school the opportunity to vent their spleen upon the institution. The speaker made light of the charges of graft lodged against the superintendent, declaring that the whole charge was based on the fact that two or three employees of the school with several of the boy inmates had done a little work on Thomas' residence which he paid for himself, after permission had first been obtained from the board of trustees to leave their work at the school for the time. He declared that the committee should have gone to the board of trustees with their complaints

before making such serious charges against the superintendent. He commented on the testimony of Mrs. Tracy who said that bed bugs infested the girls' building, although the speaker declared she had been at the school in charge of the girls' cottage for over three years at the time. "This kind of testimony showed a small spirit," declared the speaker. The attorney replying to Attorney Gideon regarding the whipping of the seven boys for an unnamable crime committed last summer. He declared that Thomas had not whipped the boys until after he had conferred with the board of trustees and then with Governor Cutler, who said whipping was too mild a correction for such a case. "Without chasing the phantom of obtaining the capital of the state for Ogden, the people should seek to try to care for and build up the state institution already here," declared the attorney. Mr. Johnson pointed out that the institution is more dependent upon the assistants employed than the superintendent who is supposed to have a general supervision of the entire school. "A large part of the responsibility rests with the men and women employed by the state to assist the superintendent," he said. "You can always find some one to cry 'incompetent,'" declared the speaker, "but they never have a remedy to offer." He objected to people finding fault unless a suitable remedy can be offered. Mr. Johnson expressed his entire confidence that the committee will absolve Superintendent Thomas from all of the charges preferred against him.

The argument was closed with the address of Judge A. W. Agee, who spoke for over 40 minutes. He declared that Atty. Johnson had dealt in generalities and had strayed from the main questions at issue. The speaker said that he did not believe that it is possible to conduct a reformatory if corporal punishment is entirely eliminated, and he believed that it should be administered humanely. He also commented on the whipping of the seven boys last summer while the band was playing, which he declared was an act of inhumanity. "This one offense committed in the canyon has been held up as an excuse for all punishments at

the school," declared the speaker. "If proper supervision had been exercised on this camping trip, the boys segregated according to their ages, the crime for which they were punished would never have occurred, and the resultant whipping would not have followed," declared the speaker. This one thing, he declared, shows the incompetence of the superintendent.

In discussing the charges of graft against Thomas in connection with the erection of his house with labor from the school, Judge Agee took a severe rap at Thomas B. Evans, former president of the board of trustees. He declared that Evans "had furnished goods to the Industrial school in continual violation of the statutes of the state." The speaker submitted a letter from former Atty. Gen. M. A. Breiden in reply to inquiries from Harry Joseph of the board of trustees asking several questions relative to the legality of members of the board receiving emoluments from the state for labor or supplies furnished to the Industrial school. "This letter was dated March 22, 1906," the attorney general referred Joseph to section 2008 of the Revised Statutes of 1888, which expressly prohibits any member of the board of trustees from being pecuniarily interested in the furnishing of supplies or collecting money from state institutions for any service rendered other than that affecting their duties. "Notwithstanding the receipt of this letter in 1906," declared Judge Agee, "Evans in open and defiant violation continued to furnish supplies to the school up until April 1 of this year." Some of the articles quoted from the vouchers as furnished the school by the Evans Grocery showed that retail prices were charged the school for goods purchased at wholesale. On June 2, 1907, the speaker said one item in a bill which he had examined from the Evans Grocery showed that the school was charged \$2.25 a case for strawberries, although this was in the height of the strawberry season, when the fruit is plentiful in Ogden. Other items showing that there had been grafting of the worst sort were found according to the speaker, although he had made but a hurried examination of the vouchers left in his hands.

Chairman Joseph announced that the committee would adjourn subject to the call of the chairman to make its report. It is not believed that a detailed report will be furnished until all of the evidence has been transcribed by the stenographer, but the committee may submit an oral recommendation before this is done.

RACING PROGRAM FOR FIFTH.
 OGDEN, June 30.—The directors of the International Fair association are having a chain of electric arc lamps strung around the race track for the purpose of holding races there on the evening of July 5. There will also be seven running races on the afternoon of that day with the same number of races in the evening. The experiment will be a new one in this region and is looked forward to with great interest. The half-mile track will be lighted with about 60 arc lamps, placed at intervals of 50 feet. About 40 horses have already arrived from Salt Lake City and have been entered in the various races.

WEDDING PERMITS.
 OGDEN, June 30.—Marriage licenses have been issued at the office of the county clerk to the following couples: William Peterson of Ogden and Celesta Forsgren of Brigham City. Horace V. Aitree and Irene Sadler, both of Salt Lake City. Philip H. Sharp of Arthur, Nev., and Frances E. Short of Ruby Valley, Nev. William H. Williams and Ethel Paine, both of Ogden.

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Free Day for Ladies and Children
 Thursday, Waidamere.

DISTRICT COURT SESSION AT PROVO

Saloonkeeper at Castilla Caught Napping and Sells Liquor on Sunday to Officer.

(Special Correspondence.)
 PROVO, June 30.—The case of L. E. Myers vs. Olan Lewis et al is being heard by Judge Booth in the Fourth district court. Plaintiff claims there is \$1,771 due him for cement work done for Mr. Lewis at his residence in Spanish Fork in 1907.

The case of Jesse Knight vs. Hyrum B. Thomas et al, has been dismissed as to the defendants Hyrum B. Thomas, Wilford F. Giles, John F. Van Wageningen and Myron C. Nowell. This is the action brought by Mr. Knight to restrain the Provo city council from granting a franchise for a union depot site on Sixth South street at the foot of Third West street. The defendants against whom the case is dismissed are the councilmen who voted against the franchise.

Lillie Kinder was arraigned on a statutory charge and entered a plea of guilty; sentence today. George Bessley who was arrested with Lillie Kinder will be arraigned today.

STRAWBERRY DAY.
 PROVO, June 30.—Yesterday's strawberry festival brought large crowds of visitors to Provo from all sections of the central part of the state. Many Salt Lake people came down in auto-cars in addition to those who came on the trains. The day was generally entertained by friends and the citizens generally and the committees of the Commercial club. Free strawberries were served to all comers on the terrace square, and the passengers on all passing trains were given berries. The grounds were generally devoted to sightseeing and sociability. Races and other sports were the features at the race track in the afternoon.

SALOON MAN CAUGHT NAPPING.
 PROVO, June 30.—Deputy Sheriff Pratt went to Castilla Sunday and bought some whisky in the saloon at the resort. Mr. Pratt was disguised as a tramp and had no trouble in getting a drink and a half pint flask of whisky. But when he said he would take the jug from which the freewater had been poured, along as evidence Mr. Boyack, the bartender, recognized him, but too late. A complaint charging Boyack with selling liquor on Sunday was filed in Justice Noon's court yesterday.

WEDDING BELLS.
 PROVO, June 30.—Marriage licenses have been issued to the following couples:
 Frank E. Hunter of New York and Carrie Simpson of American Fork. Floyd Nizer and Margaret A. Johnson, both of Springville. Asa Shepperd and Elizabeth C. Barker, both of Springville.

Free Day for Ladies and Children
 Thursday, Waidamere.

FUNERAL OF T. B. JONES. VICTIM OF DROWNING

(Special to the "News.")
 WELLSVILLE, Cache Co., June 23.—The body of Thomas B. Jones, who was drowned in Little Bear river about one mile east of this city last Friday afternoon, was taken from the river on Sunday at 12 o'clock, about 40 rods from where the accident happened. About 200 men and boys were on the scene from the time the boy fell in the river until his body was taken out. The river at this time of the year is a raging torrent and a very treacherous one. Barges and rafts had to be built in order to find the boy. Sheriff Crookston of Logan and Bishop Winn of Smithfield came over to assist in recovering the body. Funeral services were held yesterday in the tabernacle, Counselor W. H. Darley presiding. The choir rendered beautiful music for the occasion, and Joshua Salsbury, P. M. Maughan, P. R. Merrill, J. R. Brown, William Murray and Counselor Darley offered appropriate and consoling addresses.

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 Ladies' Hats
Walker Bros. Dry Goods Co.

WEDDINGS AT EPHRAIM AND OTHER EVENTS

(Special Correspondence.)
 EPHRAIM, Sanpete Co., June 27.—The following couples were married to the Manti Temple last Wednesday: Mr. Fred Rasmussen and Miss Anna Sorenson, both of Ephraim. Harvey R. Booth of Provo and Miss Cordelia Dorius of Ephraim. Mr. Ray Hurlbert of Portland, Ore., and Miss Ethel Thomsen of this city, were married last week at the home of the parents of the bride. Mr. and Mrs. Joseph Thomsen were also married in Manti Temple on Wednesday next.

Mr. Randolph Jensen and Miss Adeline Stevens of Ephraim, will be married in Manti Temple on Wednesday next.

The six-month old baby of Mr. and Mrs. Frank Black died Wednesday of whooping-cough.

The young boys of this city have organized a band consisting of 16 members. They will give band concerts every Sunday during the summer months.

The Fourth of July committee has prepared a program for the observance of our nation's birthday.

RECENT DEATHS

MADSEN, GRACE FORS THE—At Lake View, Utah county, Grace Forsythe Madsen, wife of Wm. Madsen, died June 27 from heart trouble, at the age of 23 years. She leaves her husband and three children and many other relatives.

PRINGLE, GEORGE—At the State Mental hospital, Provo, Utah county, George Pringle, of Cleveland, Utah, died June 28, at the age of 62 years. The remains were sent to Cleveland for interment.

JENSON, JEROME LINDSEY—At Pleasant Grove, Utah Co., June 23, Mrs. Jerome Lindsey Jenson, passed away, after a lingering illness. She was born in 1856, in Alabama, where she accepted the gospel in early life. She came to Utah in 1882, and married N. Percy Jenson in 1884. They made their home at Spanish Fork until 1907, when they moved to Plymouth, Boxelder county. She went to Salt Lake for medical treatment some months ago, but failed to improve and passed away as stated. She is survived by her husband, seven children, father, mother, four brothers, two sisters and a large number of other relatives and friends. The funeral was held at Spanish Fork First ward meetinghouse June 25, Bishop John H. Koyle of Leland in charge. The speakers who eulogized the beautiful life of the deceased were Elders Lars P. Larson, John C. Holt, Charles Monk and Samuel Holt.

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 Bears the Signature of *Wm. D. Galt*

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AS THE PHENOMENAL VALUES BECOME MORE GENERALLY KNOWN BY FINDING THEIR WAY INTO THE HOMES OF THE PEOPLE.

Among the thousands of Shoppers who have thronged the Store since the Beginning of our Absolute Clearing Sale there has not been a dissenting Voice as to the Supremacy of this Event. IT IS THE GREATEST SALE KNOWN TO MODERN

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