# Last Edition.

# EVENING DESERET

#### TUESDAY, OCTOBER 28, 1902. SALT LAKE CITY, UTAH.

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## FIFTY-SECOND YEAR



Since March 20 Last It Has Claimed Fifty-five Thousand Victums in the Philippines-Situation Alarming Nou Chiefly in the Southern Portion of Isles-In Japan, China And Egypt Mortality Something Frightful.

Washington, Oct. 28 .- The fearful | demic, Shou Yang Hsien, epidemic ravages of plague and cholera in the old world are set forth in mail advices received by the marine hospital service from Manila, Chief Quarantine Officer Perry makes a conservative estimate that the cases of cholera that have actually occurred in the Philippine the islands since March 20 last, aggregate ony free from infection. 75,000 with a mortality of 75 per cent. He says under date of Sept. 19 that the has practically disappeared provinces first infected, but those more recently affected are suffering severely. The province of Iloilo and the adjacent island of Negros are badly infected and the situation is alarming. Some of the towns in these provinces have lost 10 per cent of their population and the epidemic continues se-

In Japan the latest advices show that there have been 4,329 cases and 1,650 deaths from cholera.

The cholera situation is summed up as follows: Provinces of Hunan and Shansi, the cities report as follows: Nanking, epi-demic, 40,000 deaths; Foo Chow, epi-

# BEAR ATTACKS

Hot Springs, Ark., Oct. 28 .- At Happy Hollow, a pleasure resort near here con-taining a zoo. Robert Tatun, about eight years old, while passing close to where a large black bear was chained, was caught between the paws of the animal, who dragged him close to his body and placing the youth's head in his mouth, started to crush his skull. The bear's keeper rushed to the scene, pried open the mouth of the animal, and rescued the boy, who was uncon-scious. The boy's gkull was fractured, and his legs torn. He will die.

#### Drowned While Fishing.

LaCrosse, Wis., Oct. 28 -- C. F. Segelke, of a large sash and door president concern, and his manuacturing concern, and his nephew, Arthur Buest, aged 21, who went on a fishing excursion Sunday, are believed to have been drowned. Their empty skiff has been found swamped eight miles below here. A reward has

Elena has

breds.

3,000 cases per day; Hsinchou, Tai Yuan Fu, Hsiattientze, Shouyand,Ship-lich, Cheng Loghien, epidemic: King-kiang, Nanchang Fu, Cheohang, Hankow, Tien Tsin, somehow reported. In Hongkong since the beginning of the outbreak there have been 459 cases and 396 deaths. Notwithstanding this local authorities declare the col-

According to a report of the director

general of the Egyptian health, the cholera epidemic continues to claim a large number of the victims. The number of infected places increased to 1,557 The number of cases registered during the week ended Sept. 15 amounted to 467, with 8,278 deaths. Of the 28,520 cases of cholera regis-

tered between July 15 and Aug. 15, 23, 684 were fatal. During the four days from Sept. 15, to Sept. 19, there were registered 4,048 cases and 3,761 deaths. In Suez, between Sept. 15 and Sept. 19, 29 fresh cases were registered. In Da-mietea the daily number of cases re-corded is said to be 30. Karnak and Luxor also are infected with the dis-

In Alexandria during the week ended Sept. 15, 64 cases of cholera occurred among Europeans, with 41 deaths and during the following five days 35 cases and 25 deaths were recorded.



Paris, Oct. 28 .- Foreign Minster Del-casse announced today that Germany Great Britain and France have agreed with Japan to submit to The Hague arbitration court the exact interpretation of existing treaties dealing with he holding of perpetual laeases of property by foreigners in Japan.

#### Beat Watchman, Robbed Safe. Irwin, Pa., Oct. 28 .- After binding,

gagging and badly maltreating the nightwatchman at the West Moreland Coal company's office in West Irwin last night, four masked men blew open the safe. The robbery was evidently timed as it was just before pay day, when about \$6,000 is disbursed. The money is not kept there, however, and the robbers secured only \$200. They escaped.

Farmer Was Clubbed to Death

expenditure and the economic develop-ment of the islands. Bryan's Train Besieged by Throngs. Alamosa, Colo., Oct. 28 .- William J. Bryan's special was besieged this morn ing as early as 4 o'clock by eage throngs at every station passed. A Antonito and Lajara Col. Bryan spoke At these places and at Alamosa h

strongly advocated national irrigation and water storage, declaring that the money expended in un-American con-quest in the Philippines would have provided irrigation for all the arid belt and would have made Colorado and her neighbors blossom like the rose. Despite the earliness of the hour an excellent gathering greeted Col. Biyar here, and as at Durango, last night, the enthusiasm was very marked.

### Bps. Starihe and Keane Consecrated

St. Paul, Oct. 28 .- The consecration of Bishops Starihe and Keane at St. Paul's cathedral today was celebrated in the presence of a large assemblage of fully 400 ecclesiastics of note from Rt. Rev. John Starthe, of St. Paul, was consecrated bishop of Lead, S. D.,

was consecrated bishop of Lead, c. D., and Rt. Rev. James Keane of Minnea-polis as bishop of Wyoming. Arch-bishop Ireland began the ceremonies with the celebration of mass and Bishop O'Gorman preached the sermer. The visiting clergy and bishops were given a dinner at the Ryan hotel this afternoon

#### Got Money Under False Pretenses.

Columbus, O., Oct. 28 .- Gov. Nash todeg honored a requisition from the governor of Pennsylvania for J. N. was on the fortified cliffs and caves in the mountains, which had been reported Evers of Youngstown, president of the Keystone Mining company who is to be practically impregnable. plan of attack was that two shore col-

roving bands of ladrones

wanted in Pittsburg for obtaining money under false pretences. It is alleged by the directors that in the purchase of some mining property for the company, Evans appropriated to his own use \$545,000 of stock and \$1,-

000 in cash. The governor also honored quisition from Gov. Gage of California for John Doe Clise, under arrest in Toledo and wanted in California on the charge of stealing \$1,100 from Mary

#### Dr. Lorenz Operates in Denver.

Denver, Colo., Oct. 28 .- Prof. A. D. Lorenz, the famous Viennese surgeon who arrived in Denver last night, oper-ated on three children for congenia dislocation of the bip this forenoon at St. Luke's hospital. The operations were performed before the Denver and Gross Medical schools.

# FOLLOWED HER HUSBAND PROPERTY RIGHT IN NEWS.

Elizabeth Harper Passes Away After Being a Widow One Day.



Major General Heywood's Policy to Keep Officers and Men of His Command Only Two and a Half Years in Islands, and He Hopes to Reduce This Time-Major Waller's Operations Detailed.

Washington, Oct. 28 .- Maj.-Gen. | vioned Capts. Porter and Bearss as be ing entitled to the highest credit for the courageous and skillful manner in Charles Heywood of the U.S. marine corps in his annual report to the secwhich they routed the enemy in th of apparently insurmountable ob retary of the navy says it is his policy stacles. In order to reach the enemy's tosition the troops had to climb the to keep the officers and men of his comstacles. mand in the Philippines only two diffs, which rise sheer from the river to the height of about 200 feet and are years and a half, returning them after honey combed with caves, to which access is had by means of bamboo lad such service to this country. He hopes to reduce this term of service to two ders and also by narrow ledges with bamboo hand rails. Tons of rocks are years, that being as long as advisable o keep them in that climate. During suspended in cages held in position by vines, and in readiness to be prethe past year, while there have been cipitated upon people and boats be-low. Instant destruction would have undoubtedly been the fate of the boats practically no demonstrations in the Philippines by organized insurgents, the they undertaken the ascent of the narines, says Gen. Heywood, have done excellent work in ridding the island of river before the shore column dislodged the insurgents. The effect of the capture of the last stronghold up-on the insurrection of Samar cannot be The report presents in detail the operations of Maj. Waller and his cour-ageous band of marines on the coast of overestimated as they had spent years of labor upon the defenses and unsouthern Samar. Maj. Waller is quoted as saying that the expeditions early in last November in Soholon district were the most important of the campaign so doubtedly considered the cliff fortifications impregnable.

The report contains an account of the march of 190 miles across Samar of far as the effect on the insurgents was concerned. A graphic account is given of the operations of the main expedi-tion in the Sobolon district. The attack Maj. Waller and his men and of the incredible hardships they endured. The command was engaged actively and continuously against the insurgents for three months.

Heywood strongly urges Gen. the enactment of the measure umns were to unite at the enemy's stronghold and be joined there by a river column under Maj. Waller. Concerning the result of the attack introduced at the last session of Con press providing for an increase in the officers and enlisted men of the marine corps. He recommends the erection at Philadelphia of a fireproof depot of supplies at a cost of \$150,000, the presthe report says: On the 17th of November, the shore co'umn struck the enemy's trail which was followed and the detachments soon ent leased quarters being entirely inad-equate and unsafe. He says, too, that came upon a number of bamboo guns. One of these commanding the trail had the present quarters in Washington are old and unsanitary and have been conthe fuse burning and Acting Corp. Larry Glenn rushed forward and pulled demned by a board of medical officers of the navy.

Larry Glenn rushed forward and pulled out the fuse. The attack of the mariner was a perfect surprise and the enemy was completely routed, 30 being killed After driving the insurgents from their position the troops crossed the river, scaled the cliffs on the opposite side and destroyed the camps there. "The enemy fired two volleys and than field Mait Waler save that he Preliminary steps have been taken to erect new barracks at Norfolk, Va., at a cost of \$100,000.

Gen. Heywood renews his previous recommendation that Congress appropriated liberally for marine barracks and quarters at the Charleston, S. C., naval station.

then fled. Maj. Waler says that he The report says that the native in himself was not in this attack, being in the river below and unable to reach the firing line in time, but he met.-

ago by Admirel Bradford, chief of th equipment bureau, who is direct charge of naval coaling stations b the four points selected, one, Have harbor, has been abandoned from harbor, has been abandoned from re-gard for Cuban sensibility. It is not likely that further sacrifices of that kind will be adde and the cher three points, namery. Nipe, on the north coast, and Clenfuegos and Guantanamo, on the south coast of the Island, will be chosen as permanent locations. A RESPECT D VETERAN.

NEWS.

Bishop Thorn the Recipient of a Birth day Celebration.

Quite a host of present and past nembers of the Seventh ward, togethe with other friends, gathered last night o show their esteem for Bishop Thorne and to celebrate his eighty-seventh birthday. Among those present wer Robert T. Burton of the presiding Bish presidency of the Joseph E. Taylor of the presidency of the Stake and wife, Henry Dinwoodey and wife, with Mrs. James H. Moyle, C. R. Savage, William Eddington, William H. Foster, and others. The various organizations of the ward had propagad a generous on the ward had prepared a generous en-tertainment, for which much praise tertainment, was awarded them. On entering the building the eye was greeted by the sight of three long tables, the whole length of the long building, spread with the good things required and which were duly appreciated by the assem-bled guests. Besides songs and recitabled guests. Besides songs and recita-tions, speeches eulogizing the life long labors of the Bishop, as "the father of the ward," and his promptness in fui-filling the duties of his calling, were made by several of those present. Da-vid McKenzle, in a few choice words, presented the Bishop with a copy of the newly published history of the Church, which would beguile the weary hours of enforced inactivity A hanny hours of enforced inactivity. A happy response was made by the Bishop, detailing a few incidents of his 51 years esidence in the Seventh ward. Shortly after 9 o'clock the gathering dispersed with a general handshaking and "Many happy returns of the day," for the aged veteran of the Church.

MUST PAY THE TEACHERS County Attorney So Holds in the East

#### Jordan Case.

County Atty. Christensen today delivered an opinion to the trustees of chool district No. 27 of East Jordan relative to a contract made with the teachers of that district by the old teachers of that district by the old board of trustees. It appears that the board employed the teachers and entered into a verbal agreement with them to give them employment for nine months. The new school building at East Jordan was not completed until a East Jordan was not compare opened, so month after the school year opened, so the present trustees wanted to know if they were bound by the verbal contract of the old board to give the teachers employment for the nine months.

The county attorney held in his opin-ion that the present board is bound by the contract of the old board and must either pay the teachers for the month that they were not employed by reason of the building not being completed, or extend the term another month so that the teachers could get in the full nine onths employment

TO CONSIDER EXTENSION.

Board of Public Works May Grant One



Twenty-Two of Them Allege That They Have Beet Dumped on the Streets of Salt Lake Through Deception on the Part of a Spokane Employment Agency That Represented There Was Work for Them in Utah.

There are 22 Italian laborers turned by the agency for railroad fare to Utal nose on the streets of this city today out of employment and incidentally out railroad fare from Spokane, Wash., to Salt Lake. That the men are sore at a concern in Spokane called the Red Cross Employment Agency hardly ex. presses their feelings. A number of

them called on County Attorney Christensen this morning and told the story of their experiences with the employment agency with a view to prosecuting

the concern for fleecing them out of \$253 T. Rossi, the leader of the men, said that the Red Cross Agency had repre-sented to them that they could get em-ployment with the Utah Construction company on the Learnington cut-off at \$2 per day, and accordingly 22 men put up the requisite \$11½ each demanded

and were shipped to Ogden, where the were to call on Smith's Employmen

were to call on smith's Employmen Agency and would secure jobs and be sent out to work. When the men went to Smith's agency they were informed that then was no work for them and they wen referred to the office of the Utah Con. struction company in this city. When they arrived here and appeared at the company's office they were told that no laborers were needed. They then real ized the fact that things had been nis-represented to them so they sought the county attorney for his advice. They were informed by that official that the

M'CLELLAN WILL WRITE IT Salt Lake Musician Perfects Arrangements to Draw Up Score For a Four-Act Comic Opera- A Deserving Compliment From Denver.

Organist McClellan of the Taber- | and an arrangement has been perfectnacle choir has returned from a very ed by which the Tabernacle organist will do this; and such recognition of interesting trip to Denver, where he Salt Lake talent is highly gratifyin to the people of this city, to say noth ing of its worthy and deserved bestow was the guest of such prominent and able musicians as Prof. Henry Housely, organist at St. John's Episcopal cathe-Mr. McClellan will give all his spar time this winter to the composition of the libretto score which will be for full dral, Organist Frederick Wright of Trinity Methodist church, Joseph Maorchestra, and the style is to be largely modeled after that of Victor Herbert's son Howard the harpist, and others. Serenade, stately and dignified, yet full of melodic richness and harmony, Mr. McClellan went on a rather interesting errand, an errand which marked originality and vigor of expres-sion. Mr. McCleilan wrote a mass while at Ann Arbor, which was per-formed with much success, and highly praised, and his work since has added brings out the fact more prominently than ever that Salt Lake has in him a musician not only of promise as a performer, but as a composer. There is a former eastern dramatic critic and poet residing in Denver, who is mapping out the plot of a comic opera in four acts, the scene of which is laid in

to his reputation. There is no doubt but that he will make of this work something of special merit. While in Denver, the Tabernacle or-ganist was handsomely entertained.

en offered for the recovery of the

#### Testimony in Molineux Case.

New York, Oct. 28 .- Herbert Twitchell, an assistant teller at the Chase National bank, testified as an expert in handwriting today in the trial Roland B. Molineux. He said he had carefully examined all the hand-writing exhibits in the case, the conceded and disputed writings, including the poison package address, and he be lieved that all were written by the same hand.

Lewis Arthur Russell, a music teachof Newark, was called to prove that neux and Archibald Arnold, the head salesman at Hardegens' store in Newark, were warm friends and were school mates with him. Mr. Russell saved said that he and the defendant had always been friends. He said the direct road from his studio where Molineux often called, to the railroad station passed Hardegens' store.

The defense had no questions Edwin B. Hay, a handwriting expert of Washington, agreed with the other experts who have been called that all the writings in the case disputed and admitted, were made by the same hand.

#### No Additional Colleries Started.

Wilkesbarre, Oct. 28 .- No additional collieries were started up in the Wyoming region today but the number of miners at work is larger than yesterday, consequently the coal output today will be larger than Monday. Active preparations continue for the celebra-tion of Mitchell day tomorrow. There will be demonstrations in nearly al the coal towns. President Mitchell will take part in the celebration to be held in this city.

Building of Shamrock III Begins Glasgow, Oct. 28.-The actual build-ing of the Shamrock III will be begun students dispursed without disturb within a fortnight. The bending of her frames is nearly finished and the shapance. ing of her keel plates has commenced.

#### Train Kills Buggy Occupants.

Covington, Ind., Oct. 28 .- David Hutts, county councilman, and Al Smith were instantly killed fast night by a west-bound Clover Leaf passenger train at a crossing. The two men were teir way home from Silver Grove in a light buggy. .

#### EMINENT ALIENIST DEAD.

Dr. Hughes of Philadelphia Dies of Tuberculosis Taken from Patient. Philadelphia, Oct. 28,-Dr. Daniel E. ughes, chief resident physician of the Paliadelphia alms house, died today of tubercular peritonitis, the germs of which disease he is believed to have contracted from a patient in the hospital. Dr. Hughes had an international reputation as an ailenist. He devoted his life to a study of insanity and ameoration of the condition of the crim-

inal and pauper insane. public agitation resulting from Dr. Hughes' peculiar ailment started an investigation which will probably re-sult in an attempt to improve the sanitary conditions at the alms house.

#### Dr. Lappont Operated On.

Rome, Oct. 28 .- The operation on Dr. Lapponi, the pope's private physician, who is suffering from appendicitis, was successfully performed by Dr. Mazzonni, who operated on the pope for a cyst about two years ago. The pope who, was very anxious was informed of the result by telephone and begged Dr. Mazzonni to go to him personal'v in order that he might hear more precise details

Col. Cody's Son in-Law Suicides. Sheridan, Wyo., Oct. 23.-H. S. Boal, Sheridan, Wyo., Oct. 23.-H. S. Boal, Inn-In-law of Col. W. F. Cody, "Buf-falo Bill," and one of the leading stor. Usen of northern Wyoming, committed tuicide here by means of chloroform. He was about 48 years old. No cauve for his action are given.

Lebanon, Pa., Oct. 28,-An autopsy on the remains of William B. Shuey, the yealthy farmer who was found dead in his orchard last Sunday, revealed the fact that he was shot twice in the face. Neither bullet, however, caused death and he apparently was clubbed to death. It has developed that Shuey had a large sum of money in his poswhen he left Lebanon last week for his home. His pockets were empty when the body was found. No arrests

have as yet been made.

#### The Elena Founders at Sea.

Marseilles, Oct. 28.-News has been received here that the Italian steamed foundered at sea. The r port adds that part of her crew was

### Sam Hildreth's Stable at Memphis

Memphis, Oct. 28 .- The stable of Sam Hildreth which left here for northern racks last spring with Waring. Mc Chesney, Lucien Appleby, Gonfalon, Rolling Boer and other cracks, has arived here from Chicago and is stabled vill attend. at Montgomery park. The Hildreth string will be strengthened at various

imes during the winter and the naign of 1903 will be started with al nost a new collection of thorough ruff; Utah Woman's Press club, Dr Pomania B. Pratt; Cleofan, Miss Em-

#### Michigan Agricultural Classes Strike

Lansing, Mich., Oct. 28 .- A meeting of the striking students of the Michigan agricultural college today for the purose of hearing a report of the faculty on the ultimatum that no more classes would be attended until the students suspended and expelled because of par icipation in the classes rush were re The faculty, however, instated. no report to make, standing by their action in suspending the students. The

There were no classes today.

#### Wu Has No Advices.

Washington, Oct. 28 .- Minister Wu Ting Fang has not been advised of the appointment of Yuen Khi Shal as ninister of commerce of the Chinese mpire although in his view such an ap pointment would not be unlikely. Yur Shi Kai is the viceroy of Chi Li pro-

Minister Wu has received no indicating the probable aradvices in Washington of his suc-Minister Liang. Mr. Liang was ival essor. appointed minister to the United States arly last summer and subsequently made a brief trip to this country as a member of the suite of the emperor's house. The time of his arrival in the United States will be dependent entirely upon the orders of the Chinese foreign

## office

Fairplay, Colo., Oct. 28.-The jury in the case of Mrs. Uplide Valley, charged with complicity in the murder

#### ROBBERS LOOT A BANK.

## Dynamite of the Prairie City, Ia.,

Des Moines, Ida., Oct. 28 .- At Prairie City early this morning robbers dyna mited the safe of the lowa State bank, and secured an amount approximating \$4,000. They exchanged a fusilade of shots with local officers and escaped. Nightwatchman Erskine discovered four then approaching the bank at 1 o'clock. One of the men cornered him and kept him covered with a rifle for

three hours while another broke open the bank door and worked on the safes. The other two men patrolled the street and by a system of signals were able to hold at bay a dentist, a physician and two or three other citizens at-tracted to the scene. Five dynamite shots were fired by the man in the bank

Pleasant Grove, Oct. 28 .- The day alter her husband was laid away in the cemetery Elizabeth Harper passed

away at her residence here at 11 o'clock last night. The deceased lady has resided here ever since she migrated to this country from London, Eng., in 1868, and was well known throughout the county as a sterling woman. ceased was 79 years of age. Her death was primarily due to pneumonia, which, n connection with old age and the grief at the loss of her husband, Benja min Harper, hastened the end of her

useful life THE FEDERATION MEETING

Will Begin at Ogdeu Tomorrow-The Salt Lake Representatives.

Tomorrow morning the Utah Federation of Women's clubs convenes in Og ien and the evidences are that a large number of delegates, members and non-members of the various Utah clubs,

The delegates from the Salt Lake lubs who will attend are as follows Ladies' Literary, Mrs. R. C. Wood

meline B. Wells; Authors, Dr. Margaret Roberts; Poets Round Table, Mrs. David Evans; Reapers', Mrs. Mary L Morris; Reviewers, Mrs. Ellen Elliot Mrs. A. J. Johnson was appointed from the Reviewers but will be unable to at end, and some other of the club me ors will be deputized to act for he There is an excellent program provided for the three days' meeting, and the convention promises to be an im-portant one in the history of the fedhad

ABOUT A SALT LAKE SINGER

What an Idaho Newspaper Has to Say Of Mrs. Glosz Whitney.

vation.

stances.

PALMA RETURNS TREATY Over at Riverside park each night this week the people of Boise and fair visitors are experiencing one of the rarest musical treats ever put before this music-loving public. It is the singing of Rosemary Glosz Whitney, who was engaged in Salt Lake by

Manager Mose Christensen to accompany the First Regimental band on its Boise engagement.

Salt Lake has come into possession of this talented young artiste through a rather peculiar chain of circum-

her in New York city. After a course with Cappianni and George Sweet

#### Ten years ago she was a school girl at Rowland Hall, but after a short Mrs. Uplide Valley Not Guilty. stay in Utah moved with her mother to Boston, the place of her birth. Her

voice, temperament and charming personality attracted the notice of Marie Bissell, the famous teacher, and she continued voice culture under husband today, brought in a verdict of "not guilty."

#### State Bank.

with Caphainin and George Sweet, she made her debut in opera, singing the prima donna role in Strauss' "Vienna Life" when a girl of only 16. Miss Glosz followed the stage as a prima donna until she was com-pelled to come west for her health just a year ago. In Salt Lake she was married and finding that her former residence there had prepared her to become more easily acclimated, she decided to remain in Utah, for the

present, at least. Mrs. Whitney's singing is nightly applauded by tremendous crowds, and the people of Bolse are anxious to hear her in a hall with the band. The

United States Court of Appeals Hands Down a Decision Uphold ing It-Enjoins Several News Companies from Using Western Union Co's Quotations.

heart of our race.

the order appealed from."

"Is service like this to be outlawed?

rgencies or the great telegraph and ca-ble lines to be denied appeal to

the enterprise of the great news

"The immediate business of appel Chicago, Oct. 28 .- An important prinlee brought to our attention cannot ciple of law was established today when arouse any great solicitude. It relates Judges Baker, Grosscup and Bunn of to the gathering and distributing of news, not looked upon perhaps in all the United States court of appeals handed down an opinion to the effect quarters as essential to the public well fare. But the questions raised are of much wider significance. They inthat the Western Union Telegraph company has a right of property in the volve, among others, that modern en-terprise-one of the distinctive achievenews which it gathers and that such ments of our day-which, combining the genius and the accumulations of right does not cease when the news is published on the tickers rented to its with the forces of electricity, patrons. In laying down this principle compasses the earth's surface each day the court of appeals affirms two decis. for what the day has brought forth, is ions of the lower court and forever en. that whatever befalls the sons of man joins the National Telegraph News company, the Illinois News company, shall come, almost instantaneously into the consciousness of mankind. By such and other defendants from using the quotations in question. The court gencies as these, the world is made t face itelf unceasingly in the glass, and is put to those tests that bring increasog helpfulness and beauty into the

says: "The business of appellee is that of a carrier of information. The gist of its service to the patron is that by such carriage the patron acquired knowledge of the matter communicated earlier than those not thus served. The ticker, with its printed tape, is an implement of means only to this commercial end, which the patron or the patron's patron may utilize to the end intended, but not appropriate to some end not intended and apply if such application result in injury to or total destruction of the service. In short, the law being clearly inadequate to that purpose, equity should see to it that the one who is served and the one who serves each gets what the engagement between em calls for and that neither to the

injury of the other shall appropriate

Generally stated, the Cuban



Washington, Oct. 8 .- The fact recordthat she will be the first to make an ed in the news dispatches from Havana. other advance toward a treaty.

There has been an important change that President Palma has returned to n the program respecting the whole fabric of Cuban treaties. It had been Washington the draft of the reciprocity treaty without his approval has not originally intended to perfect a reci-procity treaty before undertaking to shaken the belief of the officials that they will have a treaty ready to sub deal with other relations that must be mit to Congress by the date of its next dened by treaty.

meeting. As soon as Mr. Quesada, the As it now seems that the subject of Cuban minister here, receives the docreciprocity is one that will require con ument, he will submit it to the secre siderable time for its disposition, the government here is about to undertake tary. Negotiations will then be contin negotiations looking to the arrangement of an extradition treaty which is very ued on the basis of the original draft much needed inasmuch as Cuba threat ens to become a sink-hole for American tions are based on a belief that the United States has demanded undue concessions from the remissions of duties on the United States products entering criminals. Also the navy is pressing for the coaling stations promised under Cuba, ranging all the way from 1 per the terms of the Platt amendment and the near approach of raval maneu. cent to 80 per cent, in return for a 2 vers has stimulated this desire as i has been shown that such station per cent cut on Cuban sugar and to-bacco coming into the United States. As the difference is one strictly of figwould be of great strategic value during the movements. Therefore the Cubar ures and not of principle, it is the opinion at the state department that it can povernment will be at once invited be settled amicably. If not, and the Cuban government insists upon terms open negotiations on this point. It expected that this can be without some friction because there has that the state department cannot grant the two countries will simply drift along without any trade treaty of this kind. As Cuba will undoubtedly be the

As Cuba will undoubtedly be the principal sufferer it is expected here I were selected tentatively many months

The board of public works will meet shortly to consider the request of the City Street Improvement company for a three months' extension from Nov. 10 next of the time in which to complete the paving of South Temple street between the Short Line depot and Eagle Gate. The company has aiready re-

ceived an extension covering one-fifth of the work, and this additional request will be carefully considered before be-ing granted, as the board of public works has in mind the interest of abut-ting taxpayers and the traveling public. The company's management says that the work can not be finished in contract time because of the impossi-bility of getting stone from the Metropolitan Stone company at Park City; and mechanics allege that the stone people can not furnish the stone as de sired because they can not find quar-rymen to work for the prices they are willing to pay. That the Improvement company is unable to get stone, is evi-dent from the condition of the stree rallway tracks on West Second and Third South streets, where the paving is much needed. The anxiety Improvement company to get an extension may be excusable in view penalty of \$50 per day for running over contract time. However, there is no fault found with the quality of the work which members of the board of public works consider as the best ever

The courts, against the inroads of the parasite for no other reason than that the law fash-ioned hitherto to fit the relations of done here. The hot house plans were referred back to the council because of the in-definiteness of the council's instructions suthors and the public, cannot be made to fit the relations of the public and as to which of the two sets, Ulu this dissimilar class of servants? Are Pinney's was meant. In the matter we to fail in our plain duty for mere flumes for street intersections outside of the paved district, the board favors lack of precedent? We choose rather to make precedent-one from which is the use of Kalomine piping, a lot of which is in the city's possession, and eliminated as immaterial the law grown up around authorship-and we which is a great improvement on wood see no better way to start this prece-dent upon a career than by affirming which rots out in the course of a few seasons and is then a dead loss. Mem bers of the board regret the action o the council which allows of but a ten porary reconstruction of the sidewall east of the Theater, instead of perma-nent rebuilding in conformity with the standard on First South street.

#### NEW SCHOOL BUILDING.

#### One in the Eighteenth Ward to b Erected at Last.

The board of education met as a com mittee of the whole this morning in O. W. Moyle's office and considered the plans and specifications for the new Eighteenth ward school building. The committee on buildings and grounds was authorized to advertise for bids for the construction of the building. The foundation for the building is al-

ready in, but the committee today de-cided on a few minor changes in the arrangement of the rooms and other details which will alter the origina plans slightly, among them being a provision for an assemblyroom on th of the building to seat between 450 and 475 pupils. The building three stories high on the main side and will contain 19 recitation roo addition to the assembly hall. The estimated cost of the building is about

### BROKE HIS LEG.

#### Rio Grande Employe Meets With an Accident at the Gravel Pit.

While alighting from a car at the Jordan narrow's gravel pit this afte. soon, Fred Stolze, an employe of the tio Grande Wettern, fell and broke his log. He was brought on to this c'ty and taken to the Holy Cross hos ital, where the fractured limb was given proper attention.

sico and amid highly romantic. surroundings. The name of the dra-matist is not given out at present, but he is vouched for in Denver and by Mr. McClellan as an able writer, and entirely compstent to carry out his operatic purpose. But what particularly interests that part of the country is the fact that Organist McClellan was sent for with a view to having him sent for with a view to having him pleasant notice, accompanied by his write the musical score of the libretto.

and shown every courtesy. He played on all the organs there of any note, and was particularly pleased with the great instrument in Trinity church, which cost \$55,000, also the large instruin the Central Presbyterian i. The Trinity organ gave the ment church. Salt Lake visitor special pleasure. The Denver News gives Mr. McCiellan a

her husband taking care of the boy. She declared she would not stand it

and demanded that the officer take

meantime the generous hearted man

was making preparations to take the

lad to Ogden with him today, never

dreaming that his wife was doing all she could to block his game. Sergeant Hempel located the man and the boy

and requested him to call at the police

station, where matters would be ex-plained to him. When he put in an ap-

pearance with the boy he was informed

that young Tripp was "no good," that he had been in the reform school and

that he was not to be trusted. The gen-

said little. The boy was left at the station but the stranger declared that

he would find his mother and get her consent to take the boy with him, and

if she gave it he proposed to do what

to knock him. He should have encour-

agement, and who knows but it may

mean the turning point in his life. If his mother is willing that I should have

him, I will do what I can for him in

who it is that has taken such an inter-

est in his affairs and who it is that is

The kind hearted man is wondering

spite of all of them."

tleman listened to the "knocks"

uld for the youngster.

# HIS DESIGNS FRUSTRATED.

Well Meaning Gentleman is Blocked in His Desires to Do Clarence Tripp a Good Turn-His Wife Objected, So There.

"Prevented from doing a good thing" | greater mistake in his life. His wife might be the title of a little story en- communicated with Sergeant Hempel acted last night and this afternoon with and registered a vigorous protest about Sergeant Hempel, a prominent traveling man, his wife and a boy just out of the State Industrial school at Ogden. some action in the matter. In the The name of the traveling man and his wife is withheld by the police for

reasons best known to themselves. It started in this way: Last evening the traveling man met the boy, whose name is Clarence Tripp, and who was recently paroled from the reform school. The boy looked ragged and forlorn and told a hard luck story about being mistreated by his brothers. His story did not fall on deaf ears for the stranger took the boy home and gave him a good supper and bed, This morning he brought the lad down town and fitted him out with a fine suit of clothes, a loud sweater and a nobby "I believe in giving the lad a chance," said he, "and I don't think it is right cap. He expressed his determination

to take the boy with him on his travels and employ private teachers to educate him At the gentleman's home last night the youngster, who is 12 years of age, confessed to his benefactor that

he had been in the reform school, but said he wanted to be a better boy. The gentleman thought everything would kicking up such a furs simply because be smooth sailing, but he never made a he desires to do the boy good. gentleman thought everything would

# BOTH CLAIMED IT.

Proving Ownership of Dog. There was a great deal of excitement in and around police headquarters this afternoon about the ownership of a dog of the fox terrier persuasion. The can-

saloonman, and it was sent to him when

habit of making friends with any and verybody and was picked up this norning by a young fellow who gave he name of Boyd. This afternoon Mr Hogle's son saw the dog and claimed it, but Boyd declined to give it up. H agreed to put the matter to a test by demonstrating which one the dog would

ollow. This was done and the terrie thing whatever to do with Hogle. Th latter and Boyd then engaged in heated wrangle and Officer Burt took them, dog and all, to the police sta-tion. Then a war of words waged thick and fast again.

BLAKELY IS RECEIVER. Well Known Citizen Will Close Up The Affairs of the Big Boston.

Gould B. Blakely of this city was today appointed receiver of the Big Boston store. Mr. Blakeley has been in charge of the store since yesterday morning.

#### PENSIONS GRANTED.

[Special to the "News."]

Washington, D. C., Dct. 23.-Pensions granted: Idaho-Widow's, Sarah Wells, Hoise, \$8. Utab-Original: Theodore H. Ferrel,

West Water, 14.

"Your a \_\_\_\_ you !!! !!! The dog belongs to me." "If its yours why don't he follow you? You're a "" And this sort of thing kept up until Sergeant Hempel threatened to throw James Hogle Has an Interesting Time somebody in jail. Finally Mr. Hogle came over to the station and proved the ownersship of the dog and the animal was taken home.

ine is the property of James Hogle, the

a puppy with a mate by one of the Pinkerton detectives. The dog has a

