

SUIT AGAINST CONSOLIDATED.

H. S. Averett Asks \$15,000 for the Death of His Child.

NEGLIGENCE IS CHARGED.

Because Defendant Failed to Equip His Cars With Fenders and Necessary Sand Box.

A \$15,000 damage suit was filed in the district court today by H. S. Averett against the Consolidated Railway & Power company, to recover that amount for the death of little Dorothy Averett, who was killed by a Jordan bridge car on First South street between Fifth and Sixth West streets on Oct. 16, 1902.

Negligence is charged, because defendant failed to equip its cars with fenders and negligently failed to provide said car with a sand box or other appliance for the better control of said car and to enable the motorman to stop the car within a reasonable distance. Because of such negligence plaintiff claims that he has been damaged by the loss of his child to the extent of \$15,000.

Verdict for Defendant.

In the case of James M. Kennedy vs. C. L. Rood, the jury yesterday afternoon returned a verdict in favor of defendant. The action was brought to recover \$1,375 alleged to be due for services rendered by plaintiff as superintendent of a mine owned by the late R. C. Chambers.

Maude Wants a Divorce.

Maude I. Lyman today filed suit for divorce against her husband, Andrew Smith, on the ground of cruelty. The parties were married in this city on May 22, 1901.

Judgment for Plaintiff.

Judge Stewart today rendered judgment in favor of plaintiff for \$1,416.65 in the case of the Bank of Commerce vs. W. A. Chapman. The action was brought to recover the above amount as principal, interest and attorney's fees on a promissory note executed on Nov. 24, 1898.

Smith vs. Smith.

Wife Charges Cruelty and Asks for a Separation.

Annie C. Smith filed suit for divorce today against her husband, Andrew Smith, on the ground of cruelty. The parties were married in this city on Sept. 25, 1902, a little over a month ago. It is alleged that for the past 30 days defendant has treated plaintiff and her children by a former marriage in a cruel and inhuman manner. Last night Mrs. Smith alleges her husband threatened to kill her and her children, threatening to kill them if they did not leave.

Plaintiff asks that her husband be restrained from disposing of any of his property pending this action, and that he be compelled to pay into court a reasonable sum for costs of this suit and for permanent alimony.

Divorce Granted.

Judge Morse has granted Louise L. Bray a divorce from William Ellsworth Bray, a Second South street restaurant man, on the grounds of cruelty and non-support. The parties were married in this city on March 24, 1899. Mrs. Bray is awarded \$1,000 as permanent alimony and the household furniture and \$50 attorney's fees.

ABOUT GAMBLING.

"Why Don't the People Let Gamblers Alone Anyway?"

One of the best jokes on the police department occurred a few mornings ago, and as it pertained to the gambling which has been going on for many weeks, the facts were carefully suppressed. But they "leaked out" today, despite efforts to prevent them from so doing.

One morning this week Mrs. Kessler, who was recently booked \$40 by a clairvoyant named Mrs. Rood, called at the station to inquire if the police had secured any trace of the trance medium. She conversed with Chief Paul and Sergeant Hempel, who informed her that they had been looking for the man had left town.

"I thought," ventured the lady, "that perhaps he might be playing in some of the gambling houses."

"Oh no, lady," replied Sergeant Hempel, apparently greatly shocked. "I assure you madam that there are no gambling houses in Salt Lake now. They have been closed."

Mrs. Kessler looked from the sergeant to the chief in open-mouthed wonder. Then she laughingly replied with a tone of sarcasm that was almost fatal to her hearers: "Oh, no; of course there are no gambling houses here; oh no of course not—not for a few days before election, but why?"

Chief Paul rushed into his private office and closed the door with a bang. After the lady left, Sergeant Hempel is credited with having said:

"Why don't they leave the gamblers alone? They are doing no harm."

Of course the sergeant was only joking, but it demonstrated what the "news" has claimed all along, namely, that gambling has been and is going on in Salt Lake City and the police were aware of it. Furthermore they have frequently admitted to a "news" reporter that they knew gambling was going on here but claimed they could do nothing until they secured evidence.

CASES BEFORE DIEHL.

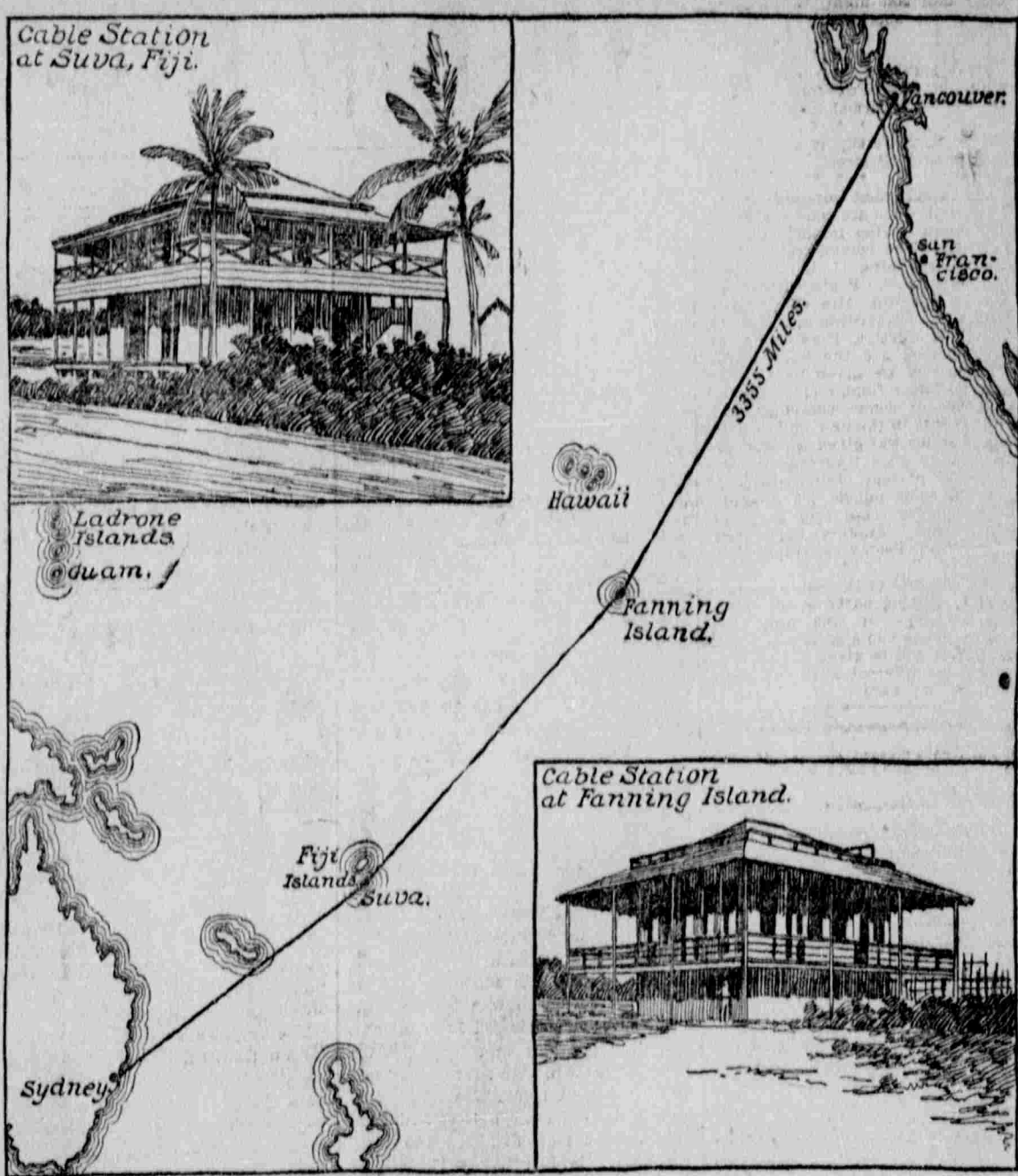
Romney Murder Hearing Goes Over Until Thursday Morning.

In Judge Diehl's court this morning there were two arraignments and one continuance. The preliminary hearing of Miles W. Romney, charged with the murder of Harry Strong on Sept. 24 at the Oasis saloon, was to have been heard today; but owing to some misunderstanding the case went over until Thursday morning.

The case of August Miller, accused of breaking into the home of P. S. Hardie and stealing therefrom a gold watch, was called and the defendant arraigned. He pleaded not guilty and the case was set for Nov. 12. His bonds were fixed in the sum of \$250.

Mrs. Violet Melendy was arraigned on the charge of adultery with J. G. Curtis. She pleaded not guilty and the matter was set for Thursday morning. She was released on her own recognizance.

The charge of robbery against Grace Woods and Irene Meyers, two colored women of the town, was dismissed on



THE NEW BRITISH CABLE THAT FINISHES THE EARTH'S ELECTRIC GIRDLE.

motion of County Atty. Christensen. The prosecuting witnesses failed to appear against the women.

WITH THE MAYOR.

He Votes Larson's Appointment and Approves Davis Resolution.

Mayor Thompson in a very brief veto message, today vetoed the appointment of Louis S. Larson as a patrolman. No reason whatever was assigned for his disapproval of Mr. Larson.

The mayor approved the resolution of A. J. Davis today, which provides for appointing a committee to investigate the advisability of granting a franchise to the Home Telephone company.

SUCCESSFUL OPERATIONS.

Two Performed at the Keogh-Wright Hospital Today.

Prof. E. W. Nichols, a military band leader at Walla Walla, Wash., was operated on at the Keogh-Wright hospital this morning for floating cartilage in the knee. He has been treating the limb for rheumatism for several years past, and only recently discovered the real nature of his ailment. The operation was successful and it is believed the professor will soon be able to walk again.

Mr. H. Cranney of Logan, who came to the Keogh-Wright hospital some weeks ago for treatment for a growth in his throat, was operated upon yesterday at that institution and the growth removed. He is doing nicely.

A Guaranteed Cure for Piles.

Reich, Blind, Bleeding and Protruding Piles, No cure, no pay. All druggists are authorized by the manufacturers of Reich's Ointment to refund the money when it fails to cure any case of piles no matter how long standing. Cures ordinary cases in six days; the worst cases in fourteen days. One application cures hemorrhoids. It is the only truly reliable remedy sold on a positive guarantee, no return money. Price 50c.

COUNTY SCHOOL FUNDS.

Superintendent Ashton Makes the First Apportionment.

County Superintendent of Schools Ashton has made the first apportionment of funds among the schools of the county. The proportionment is 50 cents per capita. Salt Lake City's apportionment was \$6,447.14, making the total amount distributed among the schools \$19,625.14. The apportionment for the county schools is as follows:

Popu.	Appor.	tionment.
21—West Jordan	372	\$181.00
22—Draper	319	159.50
23—Orion	251	125.50
24—Murray	258	129.00
25—Murray	175	87.50
26—Murray	187	93.50
27—East Jordan	346	173.00
28—Big Cottonwood	283	141.50
29—Sugar	497	248.50
30—Mill Creek	186	93.00
31—Mill Creek	219	109.50
32—Brighton	38	19.00
33—East Mill Creek	139	69.50
34—Herriman	102	51.00
35—South Jordan	210	105.00
36—Mill Creek	288	144.00
37—Big Cottonwood	102	51.00
38—Taylorville	245	122.50
39—Mill Creek	139	69.50
40—Farmers	369	184.50
41—Sandy	563	281.50
42—Granite	92	46.00
43—Bingham	327	163.50
44—Beverton	230	115.00
45—Granger	37	18.50
46—Pleasant Green	149	74.50
47—North Point	21	10.50
48—Hunter	131	65.50
49—Brighton	38	19.00
50—Mountain Dell	29	14.50
51—Butterville	124	62.00
52—Granger	108	54.00
53—Hunt Dale	99	49.50
54—South Taylorville	130	65.00
55—Bingham	137	68.50
56—Crescent	175	87.50
Total	8,156	\$4,075.00

FLENNER JUBILANT.

Feeling Good Over the Result in Idaho—Here on Business.

Editor Guy Flenner of the Boise Evening Bulletin, the evening edition of the Statesman, was at the Knutsford last evening "as gay and as happy as a big sun flower" over the result of the Idaho election. He was jubilant as he exclaimed, "and every county in Idaho went Republican! Truly the Republican camp is the abode of the blessed, and in the camp of the Democracy there is weeping, wailing and gnashing of teeth." Yes, Mr. Flenner was feeling "right" as a New Hampshire farmer would remark.

Mr. Flenner was down here on a business errand for the Bulletin, and there by hangs a tale. It is confidently claimed that the Statesman is "out and injured" \$500 per month by reason of

LISTEN TO IT!



Our argument for Three Crown Baking Powder is a good idea of what to expect from using a first-class article. It is the best argument we can make for its use. Its quality is good, it is not expensive and it produces character to your baking products and gives health to your family. We want you to try it because it is full of the qualities which we know will give you satisfaction.

Price 25 cents per pound. Every can guaranteed to give satisfaction or money refunded. Nothing fairer.

HEWLETT BROS. CO.

mountains, so covering them as to give the appearance of huge piles of snow.

Inquiry at the St. Mark's hospital this afternoon elicited the information that little Frank Holding, the lad who was so badly mangled by a Short Line engine some time ago, is in a critical condition, and may not survive the shock following the amputation of both his legs.

Laying stone will continue at the Mormon Cathedral as long as the weather will allow, and the workmen will soon have the great walls up to the roof level. The roof can not be placed in position until spring, but can be continued indefinitely on the towers.

The well known law firm of Marshall, Royal & Hemphstead has dissolved. David B. Hemphstead retiring from the firm. Mr. Hemphstead will engage in the practice of law on his own account and has opened law offices over Wells, Fargo & company's bank, 123 South Main street.

The low barometric pressure that has been threatening to sweep down on this state from the northwest, has been hanging fire for several days, and continues to threaten without really doing anything. However, the local weather office is predicting showers and cooler weather for tonight and tomorrow. There was cold weather up north yesterday; 8 degrees above at Havre, 14 at Helena, and 16 below at Calgary.

Thursday was the 51st wedding anniversary of Mr. and Mrs. Phil Margette and the 30th birthday anniversary of his granddaughter, Miss Daisy Rudd, and the date was celebrated in a delightful celebration held at the home of his daughter, Mrs. Elizabeth Rudd, the children's grandchild, and near relatives being present. There was a program of music and recitations and a delicious supper, an enjoyable day.

The new officers of the Twentieth ward Sunday school will take charge of the school tomorrow for the first time. They are Richard W. Young, superintendent, Charles B. Stewart, first assistant, and Samuel W. Jenkinson, second assistant. These officers were sustained three weeks ago but owing to the absence from the city of Major Young the old officers continued till last Sunday.

Miss Carrie Bridwell, the famous contralto of the Grau Opera company, arrived from the east today and was at once taken in two by her sister, Miss Kate Bridwell Anderson. She will rest quietly here visiting her sister for the next two or three days. Tomorrow afternoon she will be the guest of Mr. and Mrs. James W. Kell at their rooms in the Dooley block, where the musical people of the city are invited to meet her. At the close of the Tabernacle service will meet Prof. Stephens and Prof. McChellon for a brief rehearsal with the organ and piano, and will be heard by the public at the recital Monday evening, details of which are given elsewhere.

BEAN-CHRISTY BOUT.

Local Boxers to Meet Friday, November 21st—Twenty Rounds.

Arrangements have been going on quietly for some time to pull off another boxing match in this city between Jack Christy and Willard Bean. Today the articles of agreement were signed up and the men will meet on Friday night, Nov. 21. The bout will be under the direction of Eugene Thompson. The men met here last winter when Christy won in the 13th round on a foul.

There was a remarkable cloud formation over the Wasatch mountains this forenoon which attracted considerable attention. An immense bank of clouds rested along the crest of the



Maude Kiehl and her Baby.

CHURCH NOTICES.

Regular services of the Church of Jesus Christ of Latter-day Saints will be held tomorrow at 2 o'clock in the Tabernacle; Sunday schools in the various wards at 10 a. m., and meetings in the city ward assembly rooms and adjacent wards as follows:

SALT LAKE STAKE.	
First.	Time.
First.	Twenty-first.
Second.	Twenty-second.
Third.	Twenty-third.
Fourth.	Twenty-fourth.
Fifth.	Twenty-fifth.
Sixth.	Twenty-sixth.
Seventh.	Twenty-seventh.
Eighth.	Twenty-eighth.
Ninth.	Twenty-ninth.
Tenth.	Thirtieth.
Eleventh.	Thirty-first.
Twelfth.	First of December.
Thirteenth.	Second of December.
Fourteenth.	Third of December.
Fifteenth.	Fourth of December.
Sixteenth.	Fifth of December.
Seventeenth.	Sixth of December.
Eighteenth.	Seventh of December.
Nineteenth.	Eighth of December.

Scandinavian meetings are held in this city every Sunday at 10 o'clock, a. m., in the Assembly Hall. All are cordially invited.

Religious services in the German language are held every Sunday morning, at 10 o'clock in the Assembly Hall.

The One Hundred and Twenty-fourth quorum of Seventy will hold its regular monthly meeting in the Eighteenth ward schoolhouse Monday next at 7:30 p. m. William J. Glade, clerk.

The Presidency of the Stake will meet with the Fourth quorum of Elders in the Sixth ward meetinghouse Monday, the 11th inst., at 7:30 p. m. The officers of the quorum desire to greet them with a full attendance.

The annual reunion of the Primary officers of Salt Lake Stake of Zion will be held on Monday, Nov. 12, at 7:30 p. m. in the Assembly Hall. All officers of the organizations are most cordially invited to be present.

CAMILLA COBB, President.
LYDA A. WELLS, President.
MILLIE BASSETT, Counselors.

Ward Officers Y. M. M. I. A.

A meeting of the ward officers of the Y. M. M. I. A. of Salt Lake Stake will be held in room 25, Lion House, Wednesday evening, Nov. 12, at 7:30 p. m. Full attendance of ward presidents, counselors and secretaries is earnestly desired.

STAKE SUPERINTENDENCY, Y. M. M. I. A.

Seventies' Meeting.

The regular monthly meeting of the 18th quorum of Seventy will be held Monday evening, Nov. 10, at 8 o'clock in the First ward meetinghouse annex. All Seventies residing in that district are requested to be present.

J. R. SQUIRES, Assistant Clerk.

HOME MISSIONARY APPOINTMENTS

Home missionaries will visit the wards of the Stake tomorrow evening as follows:

First ward—Philip S. Maycock and John Kingston.
Second—James F. Iversen and William Anderson.
Third—William W. Riter and Frederick J. Morris.
Fourth—George C. Lambert and Orson V. Squires.
Fifth—James Larsen and Arnold H. Schmitt.
Sixth—Franklin S. Richards and George G. Morris.
Seventh—Percy Goddard and John McDonald, Jr.
Eighth—John M. Knight and Charles G. Berry.
Ninth—James Sharp and Oliver S. Walsh.
Tenth—John H. Evans and Samuel M. Taylor.
Eleventh—David McKenzie and Samuel Russell.
Twelfth—James T. Flashman and David A. Coombs.
Thirteenth—Frederick E. Barker and George Bowman.
Fourteenth—John C. Cutler and John S. Sears.
Fifteenth—R. Lee Bird and Stanley D. Jonsson.
Sixteenth—Henry S. Tanner and Samuel E. Gustavson.
Seventeenth—Benjamin Goddard and Sperry W. Penrose.
Eighteenth—Ephraim Jensen and Frank W. Penrose.
Nineteenth—Verne L. Halliday and E. J. Allen.
Twentieth—Hamilton G. Park and Hyrum D. Goodyear.
Twenty-first—Angus M. Cannon, Joseph E. Taylor and Charles W. Penrose.
Twenty-second—Briant S. Hinckley and William C. Melvin.
Twenty-third—Melvin D. Wells and John A. Erickson.
Twenty-fourth—August W. Carlson and Jesse F. Cannon.
Twenty-fifth—John T. Calne and George J. Cannon.
Twenty-sixth—Joseph A. West and Joseph J. Gill.
Twenty-seventh—David L. Davis and H. H. Greenleids.
Twenty-eighth—Joseph S. Wells and Albert M. Olson.
Twenty-ninth—John L. Chertling and George W. Hilton.
Thirtieth—William G. Sears and Malcolm L. Butler.
Thirty-first—John Clark and Arthur H. Taylor.
Thirty-second—Milando Pratt and Alfred W. Peterson.
Thirty-third—Joshua H. Paul and Niel C. Jensen.
Thirty-fourth—William B. Dougal and Stephen W. Walker.
Thirty-fifth—Eliza A. Smith and Richard H. Solomon.
Thirty-sixth—Joseph Christensen and Joseph F. Smith, Jr.
Thirty-seventh—Herman F. R. Thorup and Rulon M. Owen.
Thirty-eighth—Hyrum A. Christensen.
German Meeting—William S. Owen.

CRANITE STAKE.

Big Cottonwood.	2:30
East Mill Creek.	2:30
Paria.	2:30
Forest Dale.	2:30
Granger.	2:30
Grant.	2:30
Hunter.	2:30

OTHER CHURCHES.

Westminster Presbyterian church, 130 South Fourth West street (between First and Second South streets)—Rev. J. Richardson, pastor, residence 29 West South Temple street, 11 a. m., services conducted by the pastor; 12:15 p. m., Sabbath school; 1:30 p. m., Endeavor Sunday school (522 West First North street); 5 p. m., Junior Society of Christian Endeavor; 6:30 p. m., Young People's Society of Christian Endeavor; 7:30 p. m., preaching by the pastor.

Wednesday evening prayer meeting at 8 p. m., Brotherhood of Andrew and Philip Monday evening at the home of W. O. Williams, 527 Fourth East street.

Reorganized Church of Jesus Christ of Latter-day Saints—Services in Mission Chapel, 223 East Second South street, as follows: Sabbath school at 10 a. m.; preaching at 11 a. m. and 7 p. m.

Church of Christ, Scientist, holds services in its church edifice at 336 East Third South street, as follows: Sunday school at 11 a. m.; church service at 11 a. m., subject, "Mortality—An Immortality." Each Wednesday evening at 8 p. m.

Funeral services will be held at the undertaking parlors of Joseph William Taylor, on West Temple street, at 12:30 Sunday. All friends are invited to attend. The interment will be in the City cemetery.

PETIT—At 573 Fifth East street, this city, Nov. 7, 1902, Oregon Hyde Pettit, born June 23, 1844, in Ocean Side, L. I. Funeral services will be held Monday at 1 p. m., from the Ninth ward meetinghouse. Friends are invited to attend and can view the remains on day of funeral at family residence, from 11 a. m. to 12:30 p. m. Interment in City cemetery. No flowers.

RUSSELL—On Oct. 22, 1902, at Nine Mile Canyon, Carbon Co., Utah, Julia Ann Russell, wife of John Russell, deceased was born March 27, 1848, and was the mother of seven children, six sons and one daughter, all grown. Her remains were interred at Price, Utah.

JACOBSON—At Basalt, Ida., Nov. 2, 1902, Anders Jacobson, deceased was born in Sweden Nov. 21, 1814, and came to this country in 1855.

25% Off.

Entire Stock of Lace Curtains and Portieres.

50% Off

ODD LOTS, comprising Nottinghams, Irish Points, Renaissance, Brussels Net. Also Fine Tapestry and Chenille Portieres.

FOR ONE WEEK

Commencing Monday, November 10th.

H. DINWOODEY FURNITURE CO.

This signature is on every box of the genuine **Laxative Bromo-Quinine Tablets** the remedy that CURES A COLD IN ONE DAY

8 o'clock a meeting is held to listen to the testimonials of healing of both sin and sickness. Free religious room open daily from 10 a. m. to 5 p. m. in Main-tower hotel. Kindly welcome to all.

First Unitarian Society of Salt Lake City—Services held in Old Fellows hall, new postoffice site, Market street, at 11 a. m., Sunday school at 12:15; sermon, sixth in the series on the "Evolution of Religious Beliefs" entitled "Evolution of Religious Beliefs," by Rev. E. S. Thacher, who will reply to the criticisms that have recently appeared in the Intermountain Catholic, Music, Unity church, under direction of P. N. Cook, will render "The Light is Come," by Danks. Seats free. All invited. Unitarian literature for free distribution. Sunday evening in the same hall, 8 o'clock. Mr. Charles P. Madson will give an exhibition of living pictures, and a scientific explanation of how they are produced. The Shakespeare club will meet at room 38 Eagle block, at 8 p. m. Tuesday.

St. Paul's church, corner Main and Fourth South streets—Rev. Charles E. Perkins, B.D., rector, services; 8 a. m., holy communion; 9:45 a. m., Sunday school; 11 a. m., morning prayer and sermon; 7:30 p. m., evening prayer and sermon. The public and visitors cordially invited to attend these services. All seats free. The pipe organ is in running order again and will be used at these services.

St. John's Episcopal Mission, Perkins' Addition—Rev. R. H. Barnes, minister in charge. Sunday school at 2:45 p. m.; evening prayer at 4 p. m.

St. Peter's Episcopal Mission, Fifth North and Fifth West, Rev. R. H. Barnes, minister in charge. Sunday school at 3 p. m. Wednesday, litany and candidates; 5:30 p. m. Girls' Friendly society, candidates; 5:30 p. m.

FOR SALE—REAL ESTATE.

TWO MAGNIFICENT CORNER LOTS, Harrington-Douglas new subdivision. Inquire 203 Deseret News Bldg.

PROBATE AND GUARDIANSHIP NOTICES.

Consult County Clerk or the respective signers 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 David I. Miller, deceased. Notice is hereby given that the undersigned, for the appointment of executors to partition the property of said estate to the partition of said estate, according to the decree of said court, has been set for hearing on Friday, the 21st day of November, A. D. 1902, in the County Court House, in the Court Room of said Court, in Salt Lake City, Salt Lake County, Utah.

Witness the clerk of said Court with the seal thereof at the City of Salt Lake, 7th day of November, A. D. 1902.

JOHN JAMES, Clerk.
By C. Frank Emery, Deputy Clerk.

THE MANHATTAN TAILORS.

Suits to Order as Low as \$15.00.
Trousers to Order as Low as \$4.00.

PERSONAL

Ben E. Rich of Rexburg is a guest at the Kenyon.

J. T. Brumfield of Duchesne is registered at the Kenyon.

Councilman A. J. Davis leaves Sunday next on a business trip to Chicago.

Dun S. Fishel, advance agent of the Royal Italian Band is a guest at the Kenyon.

Prof. William Elmbeck of the geodetic survey is a guest at the Kenyon. The professor is an old timer in this country, and has for years been engaged in the work of triangulation in the Intermountain region.

H. L. Hollister, the eastern irrigation and mining man and representative of irrigation of the eastern states, is a guest at the Kenyon. Col. Hollister arrived from the north this noon, and is in excellent spirits over the prospects of his plans for irrigation improvement in the west.

Sam Levy, the wellknown tobaccoist, is rapidly recovering from a three months' struggle with typhoid fever.

W. H. Korns of the Salt Lake Mining Review leaves tonight on the 30 days business trip to eastern commercial centers in the interest of his journal.

F. W. Murphy, formerly secretary of the Western Undertaking association of Denver, has removed to this city and has associated himself in business with O'Donnell.

G. T. Odell has gone north on a business trip.

Col. J. W. Donnellan of the Commercial National bank returned last evening from Sacramento, where he has been visiting with his family for the last two weeks. Mrs. Donnellan's health will not admit of her remaining at this altitude, and most of her time has to be spent at sea level, where she does very well.

Thomas F. Watson of the D. & R. G., and formerly of this city, is in town with his family on a 10 day visit with Mrs. L. G. Campbell and her sister, Mrs. E. W. Loder. Mr. Watson was formerly a resident in this city, but was transferred to Denver at the time of the consolidation.

Gustav Dinklage, the well known piano tuner, who has been residing in Germany the past summer, has concluded to remain here for a year, during which time he will devote himself to the organ.

DIED.

ROBSON—In this city, Friday, Nov. 7, William G. Robson, aged 23 years.

Funeral services will be held at the undertaking parlors of Joseph William Taylor, on West Temple street, at 12:30 Sunday. All friends are invited to attend. The interment will be in the City cemetery.

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PRICE, . . . \$1.00.

For Sale at the

DESERET NEWS BOOK STORE,