

## CRITCHLOW'S VIEW OF A COMMISSION

Representative Who Will Introduce Bill Talks of His Hopes for It.

WILL HELP THE RAILROADS.

Declares It Is Not Unfriendly in Spirit And Will Serve as Board of Arbitration on Vexing Problems.

The officers of the Manufacturers and Merchants' association are in high spirits today over the reports brought back from the east about railroad commissioners by John Q. Critchlow. Another item adding fuel to their satisfaction is the receipt this morning of a large number of letters from railroad commissioners in the east, detailing the problems which they are meeting, and telling of their success.

"The railroad commission bill is in better shape today than we ever hoped to have it," said Manager C. O. Harris in discussing the net effect of Mr. Critchlow's eastern visit, and the lengthy correspondence of the M. & M. association on the subject.

### TELL-TALE DOCUMENT.

Mr. Harris was fondling while he spoke, a 30 page document. He said it was 20 pages long, but that's all he would say about it.

"How many paragraphs has it?" was the next query. "I refuse to be interviewed," was the reply that came back as if by a pre-arranged plan to throw the reporters off the track. "Mr. Critchlow will take possession of this document within a few minutes, and when the legislature meets at high noon, I guess it will help make a bulky place in his pocket."

### EASTERN TRIP.

Mr. Critchlow went east primarily to look after the interests of the Utah Improvement company, of which he is in temporary charge. Another interest, in which he looked deeply, however, when opportunity offered, was the railroad situation. He declared today that he went to look into objections as well as merits, and tried to find all the complaints that could be made against commissions where they have been a practical working factor. As a result, Mr. Critchlow is most enthusiastic in his praise of the good accomplished by them, and even declares that they have greatly helped the railroads in that they have made it impossible for shippers to try to "graft" from roads by insisting on unfair rates. Everywhere he found a verdict for the commission in seeking an answer to the question, "Is your railroad commission a help and a benefit to your community?"

### GOOD ALL AROUND.

Mr. Critchlow has decided views on the matter since returning. One of these is that if Utah will try a commission for a while it is his belief that the people will find they can get along without it, and the railroads themselves will be among its enthusiastic supporters.

"The idea that a railroad commission must be antagonistic to the railroads is wrong," said Mr. Critchlow. "I am as much in favor of encouraging railroad building and development as anyone, and I should dislike to take part

in any move that would cripple this improvement. But I am convinced that the establishment of a commission will not be this hindrance. I am more thoroughly convinced of that since studying conditions in the east. In every state where I have made investigation I find that new railroads are being built or vast improvements being made in the old lines. The railroad is a public utility, and the people have a right to interest themselves in its operation, at least far enough to be able to care intelligently and effectively for their own rights and interests. I believe that when well established, the commission will be a help to the railroad companies, rather than a hindrance, as is feared by some. The railroad and the public have common interests, and the railroad commission will be a board of arbitration which will work for the good of both."

Mr. Critchlow declares that he came to Utah in the employment of the railroads, that his best friends are among them, and that this bill is no attack from an unfriendly source. The railroad measure will probably be introduced Tuesday by Mr. Critchlow, immediately after the governor's message is read.

### BODY COMING TO UTAH.

That of Murdered George Terry Leaves Lander for Draper Tomorrow.

By a telegram received today by Joshua Terry it was learned that the remains of his son George will leave Lander, Wyo., tomorrow morning, in charge of Mrs. George Terry, for interment in the Draper cemetery. The deceased was murdered by unknown parties Thursday night last.

The dispatch is from Mr. Eisenhardt, superintendent in charge of the Wind River reservation, who in another telegram says that the coroner's jury was unable to fix the guilt of the murder upon any one, and asked for suggestions from the dead man's relatives. The family believes that it knows who is responsible for the killing, and every endeavor will be put forth to apprehend and convict the guilty person or persons.

George Terry was a half-breed Indian, and was a man of much intelligence and possessed of a fair education. He had resided on the Wind River reservation for many years and wielded a powerful influence for good among and in behalf of the red men of the section in which he lived. Several times he had gone to Washington in the interests of the Indians' cause, and his representations to authorities relative to the welfare of his people received recognition because of the able manner in which he performed his mission.

For some time ill luck seems to have followed the family. On Dec. 10 last, the eldest daughter, aged 16 years, died from scarlet fever, and the only remaining child, a girl of five, was barely saved from the grave. Shortly before the dread disease entered the household, fire destroyed Mr. Terry's barn and four horses, harness, and the winter's supply of provender were burned. In writing of the occurrence at the time, the owner said that there were indications that the deed was of an incendiary nature, but he charitably inclined to the belief that tramps sleeping in the barn had accidentally set it on fire. As he was engaged in freighting at the time, the loss was a most serious one. From the light of recent developments it would seem that the hints of incendiarism were well founded, and it was doubtless the work of the persons who at last committed foul murder.

### PENSION FOR UTAH DANES.

Veteran Scandinavians Due to Receive 100 Kroner Annually.

If all the old Danish soldiers from the Slesvig-Holstein war of 1848-49-50 residing in Utah and neighboring states, will write to Danish Consul Peter Hansen, 267 South 7th East street, Salt Lake City, they will be helped to get a pension of 100

Danish Kroner every year as long as they live.

It will be necessary to give all the information every one knows about what corps, regiment or division of the Danish army or navy they belonged; also company and number, when born, year and date, their captain's name and in what city they served as recruit, etc. In fact, all the information they can give that will help to identify them from war records.

In 1898 when a similar law was passed in Danish Rigsdag, it fell through because there was then too many living of these old veterans. Consul Hansen had applications from nearly three hundred in Utah. This time, however, the law has come through and signed by King Frederick and the old soldiers can get their money if they apply as stated.

### NEW VAUDEVILLE HOUSE.

Option on Main Street Given to the Considine Circuit People.

The Orpheum is not destined to have things all its own way in either Salt Lake or Denver, and the statement is forthcoming that by next May both cities will have additional vaudeville theaters which will be of the 1920 cent type.

On Saturday afternoon John W. Considine, of the firm of Sullivan & Considine, accompanied by John H. Stowe, who made a fortune in "Uncle Tom's Cabin" ventures, and Otto Plotz of the S-R-Flores and sporting editor of the Denver Post, arrived in Salt Lake. They dropped in at the Orpheum at the matinee and took a glance at the packed house with people standing downstairs and then drifted over to Main street, where rumor has it, they secured an option of a piece of property near the Bon Ton theater between First and Second South streets. Later in the day they went to Ogden where they were last reported as being anxious to secure an option on the Utah.

The vaudeville syndicate, which is undertaking to break lances with the combined Orpheum, Keith's and Proctor's circuit, is headed by the Hon. Timothy D. Sullivan—somewhat better known by the plaudits of the "Daily News" as "Tim Sullivan," a New York celebrity, a member of Congress, a gentleman whose life for art is probably largely accelerated by what money there is in it. Mr. Sullivan has close connections with Oscar Hammerstein, Percy Winters and Morris and he has for a partner another millionaire, John W. Considine, who is the business brains of the organization, known as Martin Secor in the brains for the Orpheum combination.

This new vaudeville circuit is attempting to follow the Orpheum circuit across the continent. Already it has a number of houses in the east, which will join with the Considine circuit in the northwest. The promoters are now said to be filling up the gap between Kansas City and Denver. It is stated by the Denver Post in referring to the proposition that the houses will be called "The Hammerstein." The circuit is a tribute to that compelling figure in the amusement world who has invaded grand opera, made New York's exclusive society take notice of his existence, and who in vaudeville as well as in the highest walks of amusements, gives his patrons the very best of the artistic world affords.

### GRAND JURY IN SESSION.

Looks as Though It Will be Some Time Before It Adjourns.

The federal grand jury is in session again today, and there is likelihood that the end of the week will witness its final adjournment. Deputy Marshal Smyth is back from his second trip in quest of persons wanted to testify, and Deputy Julian Riley is still absent on a similar errand. It is believed that many witnesses are yet to be heard in one case and another, most pertaining to land cases.

### DENVER AND RETURN \$19.75

Via D. & R. G. Jan. 19. 20. Final limit Feb. 10.

GOLD MOULDED CYLINDER records guaranteed the best, 25c each. Columbia Phonograph co., 327 South Main.

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## YOUNG MAN FACES CHARGE OF MURDER

Ernest Howard Accused of Shooting an Italian Laborer at Bingham.

PRELIMINARY HEARING TODAY.

One Witness for the Prosecution Gave Strong Testimony for the Defense On Cross-Examination.

Ernest Howard, a clean, intelligent looking young man from Abbeville, S. C., and holding a letter of recommendation signed by 18 prominent citizens of his home town, was placed on preliminary examination in Judge Diehl's court this morning on the charge of murder in the first degree. It is alleged that on Nov. 14, 1906, he shot and killed an Italian laborer named Frank Yourak at Bingham, where young Howard was employed at a grading camp.

Howard was represented by Judge A. J. Weber, and the prosecution was in the hands of the newly elected county attorney, Willard Hanson. Only two witnesses were examined for the prosecution this morning. The case may last for several days, as the defense will offer evidence in support of the claim of self-defense.

The trouble which has led to the serious charge against young Howard occurred on Nov. 14. Accidentally he did something to incur the anger of the Italian, and according to several witnesses, the dark skinned son of Italy threatened to kill Howard, but on cross examination he admitted that he threw the knife away after the shooting. At first he denied that he was armed on the day of the shooting, but later admitted that he had a shotgun in his possession and carried it because he was afraid. The witness also finally admitted that he did not see the shooting, but that his attention was drawn to the trouble by the report of the weapon. The witness was so disoriented in his statements that it was with difficulty that the official reporter, William M. Day, transcribed the testimony.

The other witness was County Physician Whitney. He testified as to the nature and location of the wound on the dead man's body, and stated that such a wound would cause death and undoubtedly did in the case at bar. Dr. Whitney gave a detailed statement as to the course pursued by the bullet, and stated that there were no powder marks on the body of the deceased.

### DR. WHITNEY CALLED.

The cross-examination by Judge Weber was for the purpose of determining whether or not Dr. Whitney was an expert on powder burns with reference to the distance powder will carry and burn the flesh. Of course, when counsel asked the doctor questions per-

taining to the number of grains of powder in various caliber cartridges, the latter did not pretend to know to a certainty.

"Well, the man is dead anyway, isn't he doctor?" asked the attorney. "Yes, he is very much dead," answered the physician.

The case was continued this afternoon after the regular city docket.

### FEDERAL COURT.

Damage Suit Compromised—New Jury Reports Tomorrow.

In the United States district court, the case of Joseph M. Anderson against the Southern Pacific Railroad company, was today dismissed. The plaintiff sued the company for \$4,000 damages, for injuries alleged to have been received by his wife while riding on the train near Reno, Nevada. A stipulation was entered into whereby the plaintiff received \$200, and the case was wiped off the docket.

Today was the date set for a hearing of the case wherein the Ogden Waterworks company seeks to enjoin the Union Pacific Railway company and Corey Brothers from using certain waters, claimed by plaintiffs, but Judge Marshall ordered that the case go over for two weeks.

A new jury will report for duty in the federal court tomorrow, to complete the calendar for the November term. Judge Riner of the Wyoming district will be here to assist Judge Marshall in the trial of some cases and to handle alone others in which Judge Marshall is debarred from participating.

### SUNDAY ATTACHMENT.

Complaint Filed and Property Seized On Early Yesterday Morning.

For the first time in many years a complaint was filed in the district court on Sunday and an attachment was issued thereon. Late Saturday night County Clerk Eldredge was aroused from his slumbers and was requested to file a complaint and issue an attachment in the case of Baer Bros. Mercantile company against L. A. Doles. By the time the papers were filed and the attachment issued it was Sunday and the filing mark on the papers bear the date of Sunday, Jan. 13, 1907. The action was brought to recover \$539.50 alleged to be due for merchandise sold by plaintiff to defendant. The affidavit of attachment alleged that the defendant was about to depart from the state to the injury of his creditors. By daylight yesterday morning a deputy sheriff had attached the property of Mr. Doles.

### \$1,200 FOR A HAND.

Laundry Girl to Get That Sum From Linen Supply Co.

Judgement by stipulation was rendered by Judge Lewis today in favor of plaintiff in the case of Afon Gillespie, by her guardian ad litem, against the American Linen Supply company for the sum of \$1,200. The action was brought to recover damages for the loss of plaintiff's right hand, which was crushed in a mangle at defendant's laundry so that it had to be amputated. The accident occurred on June 5, 1905. The complaint was filed by the late Senator Arthur Brown. The case was compromised by the payment of \$1,200 by defendant and judgement was entered accordingly.

### WIDOW GETS HOMESTEAD.

Supreme Court Reverses Decision in Anna C. Syndergaard Case.

An opinion has been handed down by the supreme court reversing the judgment of the lower court in the case of Anna C. Syndergaard, administratrix of the estate of P. J. Syndergaard, deceased, appellant vs. Maria J. L. Marx et al. respondents. Peter Syndergaard died in Sanpete county on Nov. 13, 1905 leaving an estate among which was real property valued at \$4,000. Out of this the widow asked that a homestead valued at \$2,500 be set aside for her and the only male heir. The adult heirs filed a protest against such a distribution and the lower court sustained their protest and refused to grant the petition of the

widow. An appeal was then taken to the supreme court and that court now reverses the lower court and orders it to grant the petition of the widow. The opinion of the court was written by Chief Justice McCarty and concurred in by Justices Straup and Fick.

### COURT NOTES.

A petition for letters of administration of the estate of Charles A. Taylor, who died on Dec. 16, 1906, has been filed in the probate division of the district court by Anna H. Taylor, the widow of the deceased. The estate consists of mining stock valued at \$5,000 and cash in the sum of \$350.

Marion I. B. Shill has filed suit for divorce in the district court against Harry W. Shill on the grounds of desertion. They were married on Dec. 5, 1901, and it is alleged that defendant deserted plaintiff on Sept. 28, 1902, and has ever since refused to live with her, to grant the divorce and the custody of their child.

Judge Ritchie today entered judgement by default in favor of plaintiff in the case of S. H. Auerbach, doing business as F. Auerbach & Bro., against the Tropic Mercantile company, et al. for the total sum of \$1,543.45 and costs. The action was brought to recover the sum mentioned for merchandise sold to defendants by plaintiff.

Suit for divorce was filed in the district court today by John E. Erickson against Victoria C. Erickson on the ground of desertion. They were married in Mantle in June, 1896, and have two children. It is alleged that defendant deserted plaintiff in December, 1900, and took her children to Springfield where they now reside.

Judge Morse has rendered a decree of foreclosure of chattel mortgage in favor of plaintiff in the two cases of Jessie Henderson against Charles H. Kraft and wife and the same plaintiff against Anna D. Reynolds, Mrs. Walter Keate and Thomas Mulholland. In the first named action the amount of the judgment is \$610.20 and in the other action the judgment amounts to \$635.60.

Suit for divorce has been filed in the district court by Lena W. Dee against David H. Dee on grounds of habitual drunkenness and failure to support. They were married at Farmington on March 10, 1906, and ever since that date plaintiff alleges her husband has been using liquor excessively and has failed to support her. Plaintiff asks that her maiden name, Lena Wittenbaugh, be restored to her.

In the case of J. W. Houston, executor of the estate of Alfred Thompson, deceased, against S. Hays and Mrs. M. A. Hays, a decree has been rendered by Judge Morse in favor of plaintiff quieting his title to certain property in this city. The land was transferred as security for a note of \$5,000, but defendants claimed that the title passed to them absolutely and hence claimed an interest in the land. Judge Morse decided that the title to the land is in plaintiff, subject to defendants' claim for the amount yet due on the note.

### MYSTERIOUS ROBBERY.

Authorities Endeavoring to Get Facts in Baffling Theft Case.

Deputy Sheriff Joe Sharp and Marshal Michael Mauss of Murray are working diligently on the mysterious burglary which occurred at Murray Saturday. They have some clue as to the guilty party but as yet are not in a position to give out anything for publication. On Saturday morning while Frank Hoffman, a butcher, was waiting on a customer some one entered Mr. Hoffman's room and stole about \$1,400, which had been collected the night before, and hid in the room until the bank opened so could be deposited. How any one could get in the house in the daytime without attracting the attention of some of the members of the family is a mystery which has so far baffled the authorities. But at any rate the money disappeared and the sheriff's office was notified of the crime and Deputy Sheriff Sharp was detailed to work on the case. The officers have their suspicions, but they do not care to make them public at this time. They expect, however, to recover the money and locate

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the guilty individual within a short time. Friday was payday at the smelters and Hoffman put in a good day collecting. He got about \$1,400, but it was too late for him so he separated it into two parcels and hid it in his room. Saturday morning while he was waiting on a customer some one entered his room and took the money. When the theft was discovered an examination was made of the room and none of the windows had been disturbed so Mr. Hoffman is wondering how any one could have entered the room without some member of the family knowing it. The matter is also puzzling the officers who are working on the case, but they hope to unravel the mystery.

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# BEGINNING THIS MORNING

Hart Schaffner & Marx Clothing and Our Line of Haberdashery will be Sold at One-Fourth Off. This will be the clothing event of the year and thrifty buyers will make their plans to profit by it. Here are a few sale prices:

☐ All Francis, Beacon and Hats \$2.15

☐ A lot of regular \$5 Soft Hats, \$3.25. No Knox or Stetson Hat is included in this sale.

☐ Underwear, except Stuttgarten, reduced 25%.

☐ A lot of Neckwear as good as can be found, half off regular price.

☐ Shirts, take notice please, regular \$1.25 to \$2.50 value, in this sale 85c.

☐ Bathrobes reduced one fourth.

## FULL DRESS, TUXEDO AND FROCK SUITS

☐ Are not included in the Sale. We also reserve from the sale price a few blue and black and a few fancy suits.

☐ IN OVERCOATS—Top Coats and Light Weight Rain Coats are not reduced.

☐ Come in early for the best choosing.

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172 MAIN STREET

☐ These Are the Prices on Hart Schaffner & Marx Suits and Overcoats:

\$15 Suits or Overcoats \$11.25  
\$18 Suits or Overcoats \$13.50  
\$20 Suits or Overcoats \$15.00  
\$22 Suits or Overcoats \$16.50  
\$25 Suits or Overcoats \$18.75  
\$30 Suits or Overcoats \$22.50  
\$35 Suits or Overcoats \$26.25  
\$40 Suits or Overcoats \$30.00  
\$45 Suits or Overcoats \$33.75  
\$50 Suits or Overcoats \$37.50

☐ No goods sent out on approval and all goods during the sale sold for cash.

☐ The only alterations we will make free of charge during the sale will be the adjusting of sleeves and trouser legs. All others will be charged for.