

FLICHT OF TWO WITNESSES

be extelled by Reed in sarcastic words that would make him wince. The man

committed to the Insane asylum at Provo.

The examination was conducted by County Physician H. A. Anderson and Dr. W. Y. Croxall, before Deputy Clerk Blair, sitting as judge pro tem. Larsen is suffering from acute mania, though from what cause the physicians were unable to determine. The unfortunate man is in a terribly weak and emaciat-ed condition, and the doctors say Larsen's emaciation is of the progressive The present attack began about type. The present attack began about three weeks ago and the man has been getting worse all the time. He has had five previous attacks. Their usual duration is about three months and the duration between the attacks is one year. Larsen was only discharged from the asylum about fourteen months.

IN EXECUTIVE SESSION.

County Commissioners to Raise Salaries of Subordinate Officials.

The county commissioners have been in executive session nearly the whole of today considering the proposition of adjusting the salaries of county employes. It is believed that a number of ubordinate officials will be raised, and it is thought some will be dropped from the payroll all together. Recorder Jen-sen, Clerk Dunbar, Sheriff Howells, Treasurer Lynch, Chief Janitor Siddoway, County Attorney Putnam, and Engineer Lawrence appeared before the board today and counseled with it the salary question. It is believed that the commissioners are favorable to the proposition.

OFFICER DILLON SICK.

Confined to His Home With a Severe Attack of Pneumonia.

The friends of Police Officer Dan Dilion regret very much to learn of his illness. The popular officer has been con-fined to his home for several days, and it is feared he has a severe attack of pneumonia.

MAY VISIT HAVANA.

Simon Bamberger will leave for the East tomorrow morning. Mrs. Bamberger is already there and it is quite likely that they will visit Havana before returning home.

EHLERS DISCHARGED.

Peter Ehlers was given a hearing today as to his sanity and discharged. He was arrested on complaint of his mother who stated that he was not a nit and proper person to be at large. Ehlers was only released from the Provo institution last September. He is quite harmless, simple and childish

common management JUDGE TIMMONY'S COURT.

community Old Ed Murtie looked not a bit sorry for his folly of yesterday when he faced the judicial bench this afternoon. He pleaded guilty to drunkenness.

"Yis, jedge, I done it so I did," was all Ed had to say. The judge gave him twenty-five days.

"I vos guildy py chimminey undt I vould pe glad of you vod let me go for I vost come by der town to spend de holldays," was the story put up by Sebastian Horne who was found lying on Second South yesterday in a state of beastly intoxication. The court expressed the sentiment of all present viz. "Seb." was coming too often. It was \$5 or five days and the German took the latter. . . .

members of the party responded to sentiments at the Alta club luncheon that had been prepared for them. The remarks of Senator Clark of Wyoming were particularly apropos. In referring to the meager representation the Bee hive State had in the halls of Congress, said it was hardly proper to say that Itah only had one representative in the eading law making body of the country for the reason that her interests would be faithfully looked after, not only by Senator Rawlins, of Utah, but by Senator Shoup of Idaho and by him-

LATE LOCAL NEWS.

The "News" received a very pleasant call this afternoon from Warren W. Ashley, the popular and proficient comedian of the Paul Gilmore company. Mr. Achley wandered over the establish-ment with the familiarity of an old printer and made himself particularly agreeable.

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annun mununun On motion of the county attorney the case against S. Kartun in Justice Kroeger's court has been dismissed. Kartun was acused of the larceny of \$12.50.

THE NOW FAMILIAR KHAKL.

Khaki, the material which the British soldiers are wearing in the present campaign, was originally used for the uniforms of East Indian regiments.

CLEARING HOUSE REPORT.

Salt Lake City, Jan. 4, 1960.



taking Hood's Sarsaparilla for rheumatism, and recommends Hood's to others." Agnes D. Derby, Jamestown, N. Y.

Catarrh in Head - "My daughter had catarrh in the head and Hood's Sarsaparilla cured it. We take it as blood medicine and tonic and it keeps us well all summer." Mrs. Ed. Peterson, Kibbey, Mont. New Life - "As a spring tonic and

blood purifier Hood's Sarsaparilla overcomes that fired feeling and gives our whole family new life." Wm. Ringel, 813 5th Ave., Peoria, Ill.

Grip Cold - "My boy had a terrible grip cold and was very much run down. Hood's Sarsaparilla made him well; is growing strong and fleshy." Mrs. Thos. S. Osborn, Norwalk, Ct.



lawful authority, and not encroach in any manner on the powers and functions of co-ordinate branches of the government. By section 2069 of the revised statutes of Utah the Legislature has conferred on the board of regents the power to make these contracts So long as the regents act within the discretion which the statute gives them the court cannot, nor can any other authority in the State lawfully interfere with their action,

"Of course if they should act fraudu. lently, or should abuse their discretion in such wise as that fraud must be necessarily implied from their conduct, the courts will at the suit of proper parties, intervene to prevent fraud. QUESTION FOR DECISION.

"It was in this view of the law, that the plaintiffs filed their amended complaint, in which the board is charged with fraud in the making of this award to Mr. Roney. The question now for decision is, whether any fraud has been shown by the evidence. It has been as-serted that the notice to bidders and the companying specifications which were published in the newspapers, and in the office of Mr. Kletting, the architect, and which have been put in evidence were so ambiguous in language and form as to prevent fair competition among the bidders, and that this amounted to at least a constructive fraud. I find that the notice and specifications when read separtely, or read together, are not obnoxious to such objetion, but they an easily be understood by any person of ordinary skill and understanding in the building craft. Complaint is made that the board acted fraudulently in adopting as a standard by which to determine the lowest responsible bid-der on three of the buildings named in the notice, viz.: the physical building, the library building and the normal building. The lowest bidder on the aggregate price of the three buildings and not the lowest responsible bidder on the three buildings separtely. The evidence shows, and the fact is, and I so find that the board in this case de-cided on fair consideration and in good

faith that Mr. Roney was the lowest responsible bidder on each of the three buildings separtely. That is to say on the physical building, on the library ilding and on the normal building. Whilst the evidence shows that Grund r & Atkinson were several hundred ars lower in price in their bid on the hysical building than was Roney, and chilst they were in one sense responsile bidders they were not of that degree of responsibility which the judg-ment and discretion of the board deanded, and it appears that Roney was of the required responsibility, and they therefore awarded the contracts to him.

HOW CONTRACTS WERE LET.

"Mr. Cutler, Mr. Van Cott and other members of the board testified in substance that the elements which they considered in determining the rule of lowest responsible bidder were: First,

the price bid on the work. Second, financial ability to carry out the contract. Third, the ability to control the necessary labor. Fourth, the honor and fair dealing of the bidder. Fifth, ability to do good work and expedition in doing it.

"These, it seems to me, are just and reasonable and sagaclous standards by hich to determine who is the lowest sponsible bidder. There is not, to ny judgment, the slightest arbitrari-There were not such ess. in them. differences in the amount of the bid of rundfor and Atkinson, and that of oney as to necessarily imply fraud, or bad faith, in awarding the contracts to the latter.

MR. KLETTING EXONERATED.

"The evidence shows further that no favoritism was shown Roney by the board, nor by any member of it the transactions complained of. I further that the charges made in the complaint against Architect Kletting are not sustained by the evidence. Even though the evidence does sustain such charges he had no authority from the



Their Departure a Surprise-Were .Wanted as Witnesses in the Coming Benbrook Murder Trial.

Nana Witbeck and Emma Mathieson who are looked upon by the prosecution as rather important witnesses in the coming trial of Benbrook for murder, have departed from the city under circumstances that would indicate their

intention to be absent during the trial; They left over the Rio Grande Western on Tuesday evening, their destination being New York.

Miss Mathieson's mother understood that her daughter had gone in the country to visit some friends, and the associates of the young ladies appeared to be unaware of their departure.

The girls were in the restaurant at the time of the Benbrook-Morris shooting, and although their testimony at the preliminary hearing was unimportant, It was thought that they could throw onsiderable light on the tragedy at the trial itself, inasmuch as they were in the hallway when the shooting occurred and perhaps in a position to hear all that was said.

As the parents of the young ladies were unaware of their departure long a journey, it is evident that the money for the expense of the journey did not come from that source, and as they did not have the means of their own, someone must have supplied the cash to enable them to decamp.

BOER FAMINE

Expected to Follow the War Through Forced Neglect of Farms.

A goodly number of the poorer Boers will be in a sad plight when the present was is over. While they are fighting against the British troops their farms are becoming ruined through lack of attention. Most of the Boers have had to let their crops go to waste and to sell what few cattle they possessed in order to make provision for their wives and families while they were taking part in the campaign.

SEEN IN BOSTON

In Boston spectacled policemen are frequently seen on the streets.

DOCTOR'S PROPHECY About Grape Nuts.

Dr. J. H. Hanaford, one of the oldest physicians in Reading, Mass., says in the Practical Age: "I firmly believe that Mr. Post has rendered a greater service to humanity than any other man living, in the matter of

He claims, with propriety, I think, that his new food, Grape-Nuts, made from the most nourishing elements of the grains, contains nourishment in one pound equal to ten of meat, wheat, oats or bread.

From the acquaintance that I have had with this unusually nutritious article, I am satisfied the statement is truthful and demonstratable. I am inclined to believe the food will effect considerable of a revolution in society, to the extent that it is intro-

This was written by Dr. Hanaford The several months ago. rapid spread of the use of Grape-Nuts over the country has demonstrated the doctor's prophecy that has already come true, to an extent, at Perhaps never before in the least.

who made speeches of the grandilo-Sternberg has received the following requent and spread eagle variety would port from Major Taylor, the surgeon in often hear some of his fancy flights juoted in a manner to make him to feel uncomfortable. In fact, Reed was not sentimental, and the members with ideals and romances who gave rein to them were sure to feel the pointed ar-

MISTAKES NOT TOLERATED.

rows of Reed's ridicule.

Reed objected to blunders of party management. If the men to whom he intrusted the management of affairs on the floor handled them in such a way as to give the other side an advantage, he was made aware of Reed's lispleasure; hence the man on the floor was not carrying out his own ideas always, but endeavoring to act in accordance with the wishes of the Speak-Anything was a blunder or mistake in the opinion of the Speaker which was not done either as he planned or desired to be done. No man does so well at anything as when acting on his own responsibility. Few men can be simply parrots and make a success in public life. What might be a mistake in the mind of the Speaker might be the reverse in the minds of the majority, and the man personally responsible for his acts does not make the best appearance when trying to carry out the wishes of another. When Will liam McKinley was the floor leader of the House, he displeased Reed. It was at the time Reed first counted a quo-Breckinridge of Kentucky aprum. healed from the decision of the chair. Payson of Illinois promptly moved to lay the appeal on the table, which would cut off debate. Reed was rushing the motion to a vote when McKin-ley sprang up and insisted that such

important question should be dean Reed frowned. It was not in accordance with his wish, but after McKinley's action it was impossible to do anything else. Payson was forced to withdraw his motion, and an ar rangement for debate was made.

HAVE MORE FREEDOM.

The few weeks Congress has been in

sessison have developed the fact that

there is more freedom among the lead-ers, more elasticity on the Republican side, and a general free and easy, unrestrained swing among the members that has been absent heretofore. Every man who has taken the floor seems desirous of pleasing himself first and foremost, and when the average brainy man does this he is pretty apt to please his audience and satisfy his constitu-It is not in the least unents. complimentary to the leading men in the House to say that theey have been curbed in the past, for it is well known that party policy and expediency mand that harmony should exist be tween the Speaker and his lieutenants. but under the present method of great. er personal responsibility and with freer rein these men make a better showing and give more life to the proceedings. Not only do those whose long service entitled them to prominent places in the House make a better appearance, but others whose talents have not been known or appreciated

with the congressional affairs under the new regime. AN EMPTY NEST.

Never a sign in this empty nest Of the love that mated, the love that

sung The birds are flown to the east and west,

And the husk of their homestead has no tongue To tell of the sweet still summer eyes,

Of the sweeter, merrier summer days; Only a nest in the falling leaves, And sllence here in the wood's dark maze.

But I hold in my hand the dainty thing

Woven of feather and fluff and reed. Once 'twas the haven of breast and wing,

charge at the military hospital in Honolulu, dated Dec. 15: "I have the honor to report that on the 11th and 12th of this month there

were five deaths from bubonic plague in the Chinese quarters of Honolulu and another occurred this morning.

"The whole regiment of the Hawaiian national guards isolated the infected districts and the board of health is making a house to house inspection and the disinfection. All corpses have been cremated and I think there will be but little danger of the spread of infection among the troops. There is little doubt about the diagnosis in most of the ases.

Washington, Jan. 4 .- Surgeon General

Enclosed in the report is an order is-sued by Lieut. Ketcham in charge of headquarters at Camp McKinley directed to the troops. It forbids all soldiers and employes in the service of the command to enter the city of Honolulu or the infected districts except on duty, or by special written permission of the officers in command. The pass list is suspended and the men are restricted to the limits of Kapiolani park. Surgeon General Sternberg is not

alarmed at the conditions in Honolulu as set out in the report and believes the measures adopted at Camp McKinley are adequate. He will not recommend that the army transports be prevented from touching at Honolulu

DIED. MARTIN-At Woods Cross, Utah, Wednesday, Jan. 3rd, 1900. Funeral ser vices will be held at the South Bounti-ful meeting house Friday afternoon, at 2 o'clock. Friends are invited.

INACTIVE BOWELS Many people suffer from constipation This invariably produces stomach, liver and kidney disease. Constipation

s a dangerous disease. Cure it with Hostetter's Stomach Biters. There is nothing better. It will not shock the system and it positively cures indiges. tion, dyspepsia, billousness, malaria, fever and ague. Try it. It may be obtained from any druggist. See that a Private Revenue Stamp covers the

neck of the bottle. Hostetter's Stomach GOOD FOR Bitters. EVERYONE.



demands something in the way of a rain shedder-Mackintoshesthese to be good must be rain shedders. That's just what we guarantee our Mackintoshes to do-we've both kinds, cape or box cut like overcoat. Start the cape kinds at \$2.50, then at \$5.00 for a really good coat, and up to \$12.00. The box cut styles we

start at \$5.00 and up to \$18.00 for the finest garment made We've a specially nice tan colored Mackintosh, box cut style double-breasted, with velvet collar at \$7.50.

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