



The Judgment of the Lower Court in Each Case.

NEW TRIAL IN TEAKLE CASE.

Held That Railroad Company Must Take Reasonable Care for Protection of Public.

Three opinions were handed down by the supreme court today and in each case the judgment of the lower court was reversed. In the case of Jacob Peart against Judge T. D. Lewis of the district court a writ of prohibition was granted against Judge Lewis to prohibit him from taking jurisdiction of a case appealed from a justice court In which Peart was plaintiff and William Hendrickson was defendant. Peart was given judgment in the justice court and Hendrickson attempted to appeal to the distirct court. His attorney filed notice of intention of fi-ing an undertaking on appeal, but did not file the undertaking within the time required by law. The plaintiff objected to Judge Lewis taking juris-diction of the case, and moved to dis-miss the appeal. Judge Lewis re-fused to dismiss the appeal, where-upon Peart filed a petition in the su-preme coupit asking for a writ of pro-hibition. The supreme court holds that the notice of intention of filing an undertaking, not a notice of filing such undertaking, and hence is not recognized by law. Therefore it is held that Judge Lewis has no juris-diction over the appeal, and a writ of prohibition was granted. tice court and Hendrickson attempted

THOMAS TEAKLE CASE.

In the case of Neille Tenkie, ad-ministratrix of the estate of Thomas Teakle, deceased, appellant, vs. the San Pedro, Los Angeles and Salt Lake Railway company, the judgment of the lower court is reversed and a new trial granted. Mr. Teakle, who was an employe of Z. C. M. L. was killed in the San Pedro yards just north of North Temple street on the morning In the San Pedro yards just north of North Temple street on the morning of Oct. 10, 1905, while on his way to work. He was walking along the track when a train was backed up be-hind him and he was crushed to death. In the lower court Judge Lewis in-structed the jury to return a verdict in favor of defendant, which was done. In favor of detendant, which was done, In the appeal it was claimed that the court erred in refusing to admit a large amount of evidence on behealf of plaintiff. The supreme court holds of plaintiff. The supreme court holds that where a rallroad company has al-lowed the public to use a passage way through its yards for years without raising any objection, it is bound to use reasonable care in the protection of the public. It is held that the court erred in excluding certain evidence and hence the judgment is reversed and a new trial granted.

JUDGMENT REVERSED.

JUDGMENT REVERSED. The judgment of the lower court in the case of Sarah J. Belnap, appellant, against J. G. Widdison et al, was also reversed by the supreme court. Plain-tiff sued to recover damages in the sum of \$900 for injuries to her crops caused by the overflow of water in ditches belonging to defendants. The jury returned a verdiet in favor of de-fendants in the lower court but the supreme court holds that the court erred in regard to instructing the jury as to contributory negligence and also instructed the jury on matters foreign to the issues. Hence the judgment is reversed.

FURNITURE WAS DAMAGED.



Is all that is necessary-after that the asking for them will be instinct created by that exquisite taste-the soluble blending of rich, creamy filling in highest

grade milk chocolate coating. Select variety of flavors.

> THE BRIGHT RED BOXES.

THE SWEET CANDY CO., Manufacturing Confectioners.

atkall and absolutely worthless. All of these facts were known to de-fendant at the time the deal was made and hence it is claimed that his ac-tions were fraudulent, dishonest and deceitful and it is asked that the deed deceitful and it is asked that the deed be cancelled and plaintins' title quiet-

SUIT FOR DIVORCE.

Wilheimine C. Dittmer filed suit for divorce in the district court today against Edward R. Ditmer on the ground of failure to support. They were married in Germany on May 11, 1887 and have three children, one of whom is a minor. Plaintiff also asks for the custody of the minor child, for attorney's fees and for \$14 per month allonory. Withelmine C. Dittmer filed suit for

COURT NOTES.

Suit was filed in the district court lo-day by Mrs. J. A. Geoding against William A. Envail to recover the total sum of \$966.15 and interest alleged to be due for the rent of a house, for money advanced and for labor per-formed by plaintiff for defendant.

Saltair Dancing Party Friday

BUSY OFFICER CARLSON.

He Keeps up His Record by Capturing Two Housebreakers.

Police Officer Carlson is undoubtedly the most busy man on the force. A majority of the important captures made are credited to him. His latest official act was to arrest two persons charged with stealing furniture, etc.

from the Walker residence.

charged wijn stealing furniture, etc., from the Walker residence. This morning Carlson kept up his busy streak and recovered considerable property, locating various articles in second hand stores on State street. The persons arrested are Walter Van Loan and wife. Both are "dope" fiends and they are now in the city jail longing for morphine, which they can not get, and awaiting arraign-ment on the charge of burglary. Officer Carlson got the clue which led to the arrest and confession of Mr. and Mrs. Van Loan, from a second hand store. He saw some portiers displayed and offered for sale and recomized them as some stolen from the Walker residence. The portlers were soon identified and the officer secured a de-scription of the couple who sold them. In a shack at the rear of 468 State street Carlson found the couple and placed them under arrest. Shortly and told Carlson where other stuff had been disposed of. The property recovered this morning by Carlson consists of a valuable plate glass mirror, three pairs of portlers, some bras curtain pole, a dozen light shades, a rocking chair and a leather chair.

hair. When placed in jail Van Loan had some morphine, but did not have the

DESERET EVENING NEWS THURSDAY MAY 9 1907

ed it; then they cranked it some more, but not an inch did it budge. When several cars had blocked the way in front the thing started suddenly and then stopped. The crowd gained in numbers and increased in its funny suggestions. The old men stroked their whiskers and eyed the thing dubiously. Finally they got it started backward and then cranking it jump-ed in and made a flying start. Once started it moved like it had stood mo-tionless-with determination and missing several cars and teams and a score of by-standers the thing whizzed on its journey down Second South. The crowd chuckled and boarded the cars. The cars moved and the day wore on.

wore on.

CONFESSES TO HOLDUP.

John McVernay Admits He Robbed the Onyx Bank Saloon.

Through the persistent efforts of Forgeant of Police John J. Roberts John McVernay, one of the men arrested at McCammon on the charge of complicity in the Onyx Bank saloon

robbery and hold-up, has made a confession that he was one of the men who turned the trick. The details of his

turned the trick. The details of his confession, which was made to Chief of Police Sheete last night and repeated to Dist. Atty. Loofbourow, are being chaely guarded by the police. Both Roberts and Sheets admitted this morning that McVernay confessed last night but the follow refused absolutely to give the officers a line on his pals. McVernay declared positively that WII-liams, who was arrested with him, had nothing whatever to do with the job and that their meeting at Ogden was and that their meeting at Ogden was purely accidental. In all probability, Williams will be released. sa.

Williams will be released. This morning an attorney named Wooten called on Chief Sheets and de-manded to see McVernay. The chief told the attorney that McVernay did not want to see him. Wooten protest-ed but Chief Sheets would not permit him to see the milanor

ed but Chief Sheets would not permit him to see the prisoner. In admitting his guilt the prisoner said he was ready to assume his share of the blume and take a sentence to the state prison, but did not propose to squeal on his pais or give any information that would lead to the recovery of the money and diamonds states.

It is most likely that McVernay will go directly to the district court as soon as a complaint against him has been filed, and will there plead guilty to the crime and be sentenced. Dist. Atty. Loorbouraw, it is understood, will not ask that the full penaity be imposed. Where McVernay made a big mis-take was in swearing that he had never been in Salt Lake and did not know anybody here. Chief Sheatt knew the man by sight and convinced him of the fact. It was also shown the prisoner that officers knew he was in the city at the time of the robbery. He finally saw he was up against a

He finally saw he was up against a hard proposition and then weakened and confessed.

The authorities are still trying to lo-

ate the other two men and every effort effit he made to induce McVernay to give the officers information which will end to their arrest.

DEATH OF OLD RESIDENT.

John J. Jones, Highly Respected Resident of Lehl, Passes Away.

(Special to the "News.")

Lehi, Utah. May 9 .-- John J. Jones, an id and highly respected resident of this city, died at his home here early this morning. Mr. Jones had been a great sufferer from kidney troubles, and about four weeks ago he went to Idaho where he had an operation performed, which did

he had an operation performed, which did not result in any benefit to him List week he went to Salt Lake, where he un-derwent another operation in the hopes of obtaining relief, but succumbed to the ravages of the disease this morning. Decensed was horn Feb. 12 1836, in Cardiganshire, Wales, and accepted the gospel Sept. 18, 1881. Coming to Utah he settind at Lehi in 1896, moving to Adams-ville, Beaver county, in 1882. Returned to Lehi in 1897, where he has resided ever since. His first wife was Sarah Griffiths, by whom he had 11 children. The wife died a number of years ago. Mr, Jones married again, and she, with five of the children, survive him. Mr. Jones served as counselor to Bishop Jo-seph of Adamsville for 13 years, and was prominent in this ward during his resi-dence here.

Funeral services will be held Friday evening at 7 o'clock, and at 10 o'clock the remains will be shipped to Beaver for burial.

there will be an upper coating of white concerte over this before the mirrors and glass are imbedded in the surface. It was intended that the classes to-day should only work till about noon, but owing to the late start, operations will be continued this afternoon, and it is hoped to have hulf of the lefter laid by evening. Tomorrow the other classes have their turn on the lefter, and it is anticipated that the big sym-bol will be completed by tomorrow af-ternoon.

boi will be completed by tonioritow at-ternoon. The "U" is not quite as large as the old lime letter, but it contains 4,750 square fect. The hill is so steep that it has been found necessary to drive iron rods into the ground every fow feet to prevent portions from sliding down the hill side.

AMUSEMENTS.

Theater-A big house is assured for the return visit of "Mrs. Wiggs of the Cabbage Patch" at the Theater this evening. The engagement lasts three nights with the customary Saturday natinee

Orpheum-The Orpheum bill for next week will include Beilong Bro-thers, sensational acrobats and cyclists: Ferguson and Mack, comedians: Kin-ers Moulin, European balancers; Dor-othy Drew, singer and comedian: James Brockman and company in "The Count of No Account," De Coe, the man with the tables and chairs, and the Kino-drome.

Grand-The Leighton players are in the closing nights with the "Prisoner of Zenda." Next week witnesses the production of "We Uns of Tennessee."

Lyric-The headliners of the Lyric this week are causing considerable mirth and applause. The bill will change as usual Saturday afternoon.

WARD

ENTERTAINMENTS

Twenty-fourth Ward — In th Twenty-fourth ward meetinghouse (c morrow night a farewell testimonia will be tendered to B. Cecli Gates, son of Jacob and Susa Young Gate who leaves shortly afterwards on mission to the eastern states. An in teresting program has been arranged which includes numbers by John I Spencer, Horace E. Ensign, Miss Edit Grant, George D. Pyper, H. G. Whit ney, Heber J. Grant, Murray Sno and others. The program in full i as follows: Twenty-fourth Ward - In

Quartet Misses Edith and Mary Grant, Apostle H. J. Grant and Cecil Gates.

Eemarks President Seymour B. Your Remarks, Elder B. Cecil Gat Benediction, Bishop Wm. Wood, J

Thirty-third Ward-"Diamonds an Thirty-third Ward—"Diamonds an Hearts," a three-act comedy, will be given in the Thirty-third ward meet ingheuse. Friday evening, May 14 under the auspices of the Relief so ciety and the Y. L. M. I. A. The per formers are all young people of the ward, and the cast includes the for lewing names: Billy Buckle, Flor Meyerhoffer, Anna Schneider, Ma Arnold, R. Buckle, William Mannins J. R. Smith Pearl, Meyerhoffer, Wil-liam Harvey, John Saunders and Joh Meyerhoffer. A good orchestra wi be in attendance. be in attendance.

Sugar Honse-An entertainment will be given Thursday evening, May 8, at the Sugar House amusement hall, the proceeds of which are to be de-voted to the organ fund. An attrac-tive program has been arranged, in which the following persons will take part: Nellie Keddington, Edna Mor-ris, J. R. Rigby, Don Carlos Wood, Melvin Peterson, J. George Barrett, J. Chester Madsen, Vida Fox, Nicol Hood, Beatrice Thomas, Alvin Ked-dington, a male quartet, ladies' chorus and the choir. Sugar House-An entertainme and the choir.

NEW GAME WARDENS.

List of Those Appointed and Their Respective Counties.

State Fish and Game Commissioner

Herbert B. Cromar has made the ap-polutments of the game wardens for the

Herbert E. Cromar has made the appointments of the game wardens for the various counties of the state as required under the new game laws. Under the new law the game wardens and the justices of the peace can issue ilcenses for hunding and fahing. The appointments have received the signature of Gov. John C. Culer and have been sent to the persons named. Several of the counties have not bad a warden appointed but will within a few days. The appointments are as follows: Boxelder County--William Wight. Beaver County--George H. Thompson. Cache County--J. W. Metcall. Emery County--J. W. Metcall. Emery County--Albert H. Orton. Juab County-Albert H. Orton. Juab County-Albert H. Orton. Juab County--David W. Adams. Iron County--David W. Adams. Iron County--David W. Adams. Bron County--David Frieder. Rane County--David Frieder. Rane County--David H. Heiner. Flute County--David Throckmorten. Rich County--David Larsen. Sevier-Byron Hanchett. Sommit County--Cornelius Hunt. Toolel County--John Hammond. Utah County--Brigham Madsen. Washington County--F. S. Hamilton. Washington County--F. S. Hamilton.

WILL SUCCEED KERR.

J. M. Greaves, City Ticket Agent Advances a Step.

The promotion of Kenneth Kerr to e commercial agent of the Salt Lake Route, with headquarters at Riverside, Cal., entails a number of promotions in Cal., entails a number of promotions in the local office of the road in this city. To take the position of traveling pas-senger agent, to be vacated by Mr. Kerr June 1, J. M. Greaves, present city ticket agen in the Sait Lake office, has been appointed, and W. J. Thomas, heretofore acting as assistant city ticket agent, steps into Mr. Greavos' shoes as city ticket agent of the line.

AFTERNOON OOUTATIONS

AFTERNOON QOUTATIONS.		
Stocks,	Bld.	Asked
Alice	4.00	6.00
Albion Ajax Bullion Beck		1.25
Ajax	27	-82
Bullion Beck		\$.50
Carisa	.54	,60
Carisa Creole		.35
Con. Mercur Daly	35	111111
Daly		2.25
Daly Judge		8.00
Daly West.	dim	17.50
Englata Magt		.25
Eagle & Blue Bell	d	2.50
Eagle & Blue Bell Grand Central	4.50	4.95
Little Bell. Lower Mammoth Lou Dillon	4.25	4.50
Lower Mammoth	2.30	2.374
Lou Dillon		.201
Mammoth	1.60	1.90
Mid V LJd V and erteretteretter	*1 CHACKED	.32
Nevada Hills	hand	4.25
Nevada Hills Fairview.	12	.14
Nevada Hills Flor	08	.15
Nevada Hills Fairview. Nevada Hills Flor Ontario	3.75	*****
Stray Dog		.30
Stray Dog Sacramento		.091/
Silver Shield	0.916	.11
Star Con	30	.35
Swansen	a la sera sera a la	.35
So. Swansea	.07	.08
United States (com.)	50.00	*****
Utah Mine	2.00	2,25
Uncle Sam Con	.78	.79
Victoria	hanna an	2.80
Victoria Butler Liberal Beck Tunnel	.121/2	.15
Beck Tunnel	1.821/2	1.85
Black Jack	/i01	1111
Bullock	.0912	.17
Cyclone	-02	A
Century	-1 -58	.65
Cyclone Century Colorado Mining	3.02%	3.05
Dalton	-01	.16
Emerald	.07%	.08
Ingot	1 101.08	.021
Joe Bowers	10	.04%
Lead King Little Chief	.1615	1 mile
Lucie Chief	75	
Mountain Lake	.1214	
New York	10	.15
Scottish Chief	.05	.06%
South Columbus Con	1.70	1.729
Seven Troughs	 (a) (a) (b) (b) (b) (b) (b) (b) (b) (b) (b) (b	.40
Tetro	111/2	.15
Victor Con.	.13	.131
Wabash	.07	
Yellow Rose		
Yankee Con.		.52
A MANAGE SCHOOL PROVIDENT	-	· · · · ·

NEW YORK STOCKS.

1746 @174; Tamarack, 118@120; Winona, 8@9; Wyandot, 146@145; U. E. S., com, 5446 @55; U. S. S., pfd., 54@544; Balakiala, 946@10; Greene Cananca, 15% @16; Adventure, 346 4; Arcadian, 6% @74; Atlantic, 1246 @124; Bingham, 184@1949; Gran-by, 150 bid; Mass, 646@7; Mayflower, 70@90; Mass, 13@13%; Michigan, 14@1442; Mohawk, 86@8645; M. C. C. 3@344; Nevada Con., 15%@15%; North Butte, 9046@91; Trinity, 22@ 22%; Union Copper, 61@6246; Utah Cepper, 63@6342; Victoria, 9@9%; Wolverine, 164@166; Az. Commer-cial, 27% asked. CUER CLOSE. CURB CLOSE.

1216

B. Exp. 1@1%: B. & L. 1%@2; Cum. Ely. 9%@10; Giroux, 8%@0; Globe, 13% @14%; K. C., 10@10%; Nev. Utab. 5%@ 5%; Raven, 1%@1%; S. & P., 18%@ 18%; Utab Apex, 6%@74; Bing. Cent., 1%@1%; Black M't'n., 5%@5%; Davis Daly, 15@15%; Dom. Cop., 7%@7%; East Butte, 11@11%; Helvetia, 3%@4; Majestic, 3%@3%; Nipissing, 13@13%; Shawmut, 70@75; Troy, 1%@2.

COPPERS REDUCED.

James A. Pollock & Co., bankers and brokers, furnish the following, received over their private wire this afternoon: Bostor wires: At the metal exchange to-day all grades of copper were reduced from ½ to ½c per pound in all grades making lake 24% @25; Electrolytic 24% @ ½: Castings, 22% @28. Stockholders of record close of business May 10, get one new share Old Dominion at 50 for each 24 shares then held. Payments to be made June 10, and July 10, of \$25 each.

NEW YORK CLOSING STOCKS.

Erie Illinois Central Louisville & Nashville

 Reading
 110%

 Rock Island
 22

 Rock Island pfd.
 48

 St. Paul
 133

 Southern Pacific
 84%

 Southern Railway
 27%

 Union Pacific pfd.
 93

 Wabash
 133%

 Wisconsin Central
 17%

 Amalgamated Copper
 94

 American Locomotive
 63%

 American Smelling & Refining
 131%

 American Smelling & Refining
 131%

 American Smelling & Refining
 134%

 International Paper
 138%

 National Biscuit
 76%

 Pacific Mail
 27

 People's Gas
 92%

 Pressed Steel Car
 35%

 Pullman Palace Car
 165

 Standard Oil
 520

 Sugar
 124%

 Tennessee Coal & Iron
 124%

 Int. Met Mackay Mackay Mackay pfd. 703 67 TODAY'S MONEY MARKET.

New York, May 9.—Close: Prime mercantile paper, 5½ @6 per cent. Sterling exchange, weak with actual business in bankers' bills at 4.86.10@ 4.86.15 for demand, and at 4.83.30@ 4.83.35 for 60 day bills: posted rates, 4.84 and 4.87; commercial bills, 4.83. Bar silver, 65%. Mexican dollars, 50. Government and railroads bonds, steady.



"I had a box of the most delicious bonbons, vesterday-Mc-Donald's Dutch Chocolates," said one girl to another, "and it certainly was a treat!"

30c the half pound; 60c the pound.

FUNERAL NOTICES.

ORAHOOD.—Foneral services of the late Mrs. Thalia Grant Orahood will take place at the residence, 629 south Niniti East at 2 o'clock p. m. tomerrow,

TEASDALE.—The funeral services over the remains of Theel Percy, infant son of Mr. and Mrs. Russell P. Teasdale aged 10 months, will be held Friday, at 2 p. m. from the residence, 1072 cast Third South street. Relatives and friends are invited to attend.

DIED.

GOODIN-This morning at Koegh-Ham mond hospital of pneumonia, John Good-in, aged 64 years. Funeral from J. E. Taylor's undertak-ing parlors on Saturday at 2 p. m. Scandinavian papers please copy.

R. E. Evans, Florist, 36 S. Main St. Floral Designs a Specialty. 'Phone 981.

UNION DENTAL CO

HONEST WORK.

HONEST PRICES.

Painless Extraction of Teeth or No Pay All Work Positively Guaranteed. 'Phones Bell 1126-x: Ind. 1123

IMPORTED

STALLIONS

12 CHOICE PERCHERON, BELCIAN

AND FRENCH COACH

STALLIONS

218 South Main.

W. Brown Ewing Now Files Suit Against the D. & R. G.

Damages in the sum of \$506 are asked of the Rio Grande Western and Deri-ry & Rio Grande Railway companies in a complaint filed in the district ourt today by W. Brown Ewing for the failure of defandants to safely car-bar of household goods and office furniture safely from Wilkinsburg, Fa. of Salt Lake City. The car was shipped on Dec. 7, 1905, and was trans-ferred safely to the defendant com-parts by connecting lines from the safe of the arrived in this city if was found that part of the goods had been taken from the car and what did orne through was badly damaged. By reason of the negligence of the defenda-been taken in the sum stated above. Damages in the sum of \$506 are asked

FRAUD ALLEGED.

Lucius L. Woodruff Makes Serious Allegations Against Edgar P. Sears.

In a complaint filed in the district court today by Lucius L. Woodruff and wife against Edgar P. Sears. In a complaint filed in the district court today by Lucius L. Woodruff and wife against Edgar P. Sears and wife it is alleged that Sears defrauded plaintiffs out of their proparty and se-cured a deed to the same by the use of fraud and deception. They now ask that the deed be set aside and can-celled and that their title to the prop-orty be quieted as against the defend-ants and all others. In June, 1904, it is alleged that Sears induced the plain-tiffs to deed to his wife a part of lot 8. block 27, plat F. Sait Lake City sur-vey and in consideration therefor he promised to give them a note for \$1,000 and mortigage on 140 acres of the city. Sears took Woodruff out to look at the land and the deal wais made. When the mortgage was made out and delivered it was found that the did not cover land which Sears showed to Woodruff at all, but covered land which was low and marshy and full of



Wherever you go this summer or whoever you go with, you'll not be ashamed of your clothes if you get them here. We sell Hart, Schaffner & Marx clothes because they are the best \$18 to \$40

Richard Tour Vadamese.

178 BOUTH MAIN PERMIN,

some morphine, but did not have the needle with which to inject the drug nto his arm. He secured a medicine fropper and a safety pin. With the sin he ripped open the flesh in his arm and then dropped the morphine into the wound. Mrs. Loan wanted Jailer Wil-kinson to furnish her with morphine but her moment as morphine but N. G. U. IN GOOD SHAPE. he refused as morphine, cocaine, gum oplum and kindred drugs are not on the bill of fars at the city jail and are not furnished the prisoners. Capt. Smith Files His Report on Recent Trip of Inspection.

Saltair Dancing Party Friday.

INCIDENT OF THE STREET. Two Old Men in a Balky Automobile

Block Main Street Traffic. An automobile and two old men

national guard in company with Maj. Hirst of the Twenty-ninth infantry, in accordance with Special Order No. 10, A. G. O. The six companies of the First infantry, band and hospital corps, the signal corps, and the battery were giv-en a careful looking over, with such satisfactory results as to inspire more than ever hopes for the early and com-plete rejuvenation of the guard. Capt, Smith found the aggregate enrolled strength of the state troops to be 313 enlisted men and 30 officers, the actual strength at present, 206 men and 28 officers. The attendance at inspection was 66 per cent for the enlisted men, furnished no end of amusement to the noon crowd on the "busy corner" oday. The fun started suddenly and just at the right time. Cars were Just at the right time. Cars were going down Main street and coming-up the street and going in both direc-tions on Second South. Wagons and buggles were running over the four crossings. Scores of pedestrians were hurrying to lunch. The automobile came along and just as it got on the spot where the four tracks cross each other it came to a full stop. It was occupied by two old man, who scram-bled quickly to the ground evidentit strength at present, 206 ment and 28 officers. The attendance at inspection was 66 per cent for the efficers. The guard contains 44 per cent more men now than it did in 1905, when Capt Smith made a similar tour of in-spection; and 56 more men were pres-ent at inspection than there were two years ago. The present attendance was 66 per cent as against 57 in 1905, for enlisted men, and 97 per cent for the officers as compared with 84 per cent in 1905. The captain finds that the guard is in better shape generally than it has been for the last three years, and the enthusiasm manifested augurs well for the future. He recommends official visitations two or three times a year as likely to prove beneficial; and ad-vocates the detailing of an inspector to give instruction to the officers and men of the southern companies, in particu-lar for one month wider to economic

of the southern companies, in particu-lar, for one month prior to encamb-ment. Company H of the First regi-ment shows the highest percentage of attendance ever known in the history of the guard, the figure being 92 per

Capt. Smith feels much encouraged over the way the men showed up, and the interest manifested under the new regime.

WORK ON GLITTERING "U."

Student Gangs From the University Get Down to Business Today.

Today the students of the university are spending a holiday in building a concerte "U" on the mountain north-

are spenning a notice of the old intervence "C" on the mountain north-cast of the city in place of the old intervence of the old intervence of the old intervence of the past few years. A \$300 this morning nearly all of the boys of the junior and preparatory prepared on the hill to commence ac-tual work, but were delayed about wo hours, waiting for material. The prepared on the hill to commence de-tual work, but were delayed about the boys of the 'U' by the best road is the boys of the 'U' by the best made about the boys of the 'U' by the best made about the boys of the 'U' by the best made about the boys of the 'U' by the best made about the boys of the 'U' by the best made about the boys of the 'U' by the best made about the boys of the state of sand that the boys of the 'U' by the best made about the boys of the state of the state of the startied on with a vim. There were path mixing seven wheel arrows of concrete at a time. From these it was wheeled to the south side of the letter, where four crews began hay-ing if. At present the letter books dark coarse foundation work, but President Richards of the student body says that

ORGAN RECITAL TOMORROW.

Capt. E. V. Smith, brigade quarter-The following program will be given omorrow at the regular Friday after noon organ recital by Prof. J. J. Mc master of the guard, has filed a report of his recent trip of inspection of the noon organ recit Clellan: March "Funebre" national guard in company with Maj.

OPENING OF WANDAMERE. Conjoint Y. M. and Y. L. M. I. A. to

Give a Dance May 21.

The opening ball at the new dancing pavilion just completed at Wandemere will be given Tuesday evening, May 21, under the auspices of the conjoint Y. M. and Y. L. M. I. A. associations of the liberty, Pioneer, Sait Lake, Ensign and Granite stakes. The event will be a very elaborate one, and the young peo-ple of the five stakes mentioned are already at work, issuing invitations and in other ways preparing for the oc-casion.

Wandemere has been transformed in to a most beautiful resort. For months Manager Ed McCielland has been busy

Manuger i.d sice length has been busy superintending repairs, the ersection of new buildings, the laying out of scenic grounds and the planting of trees, until the premises are among the most at-tractive in the country. The present season promises to be the most suc-cessful by far of any in the annais of the favorite family place of amuse-ment.

DRUG CLERK ARRESTED.

Needham Claims He Was One of the Onyx Bank Holdups.

Considerable surprise was occasioned

Considerable surprise was occasioned last night by the arrest of J. A. Mathias, a drug elerk, who was accused by Tom Needham bartender, of being one of the robbers who held up Needham and others at the Oynx Bank saloon preently. Needham saw the young man in a sa-bon and declared he was one of the rob-bers. Patrolmen Phillips and Howeld placed Mathias under arrest and made an investigation. The officers do not take any stock in Needham's accusation for several reasons, the principal one being that Needham has been on a spree for two or three days. He was drunk on the return trips from light and this alleged identification is not worth much.

UNCLE SAM TO PROSECUTE.

Secret Service Man Arrives to Take Charge of Counterfeit Case.

Secret Service Agent Goddard of Denver arrived in this city this morn-ing to investigate the case of Thomas A. Morgan, who was arrested for pass-ing counterfelt money a week ago. After hearing the particulars the case was turned over to the government and Morgan, who is now in the county juil, will be tried in the federal court for the offense. Morgan, when arrested by Sergt. Roberts, had 25 counterfeit half dol-lars and 40 bogus quarters in his pos-session. These were turned over to the secret service agent this afternoon by the police.

Newhouse, 1718; 1718; 17; 1718; sale .400

Utah Copper, closed — no sales. Tennessee Copper, 4014; 4014; 3914; 4014.

SAN FRANCISCO MARKET.

James A. Pollock & Co., bankers ad brokers, furnish the following re-elved over their private wire, this afternoon: BULLFROG.

National Bank, 24@25; Amethyst, 39 asked; Gold Bar 36 asked; Sieln-way, 8@9; Mayflower Con., 44@45; Yankee Girl, 6@7; Nuggel, 7@8. MANHATTAN.

Gold Wedge, 7668; Crescent, 668; Combination, 5 asked: Granny, 19 bid: Mustang, 20 bid, Little Grey, 20 bid; Stray Dog, 15617.

OTHER DISTRICTS.

Fairview Silver King, 30 asked; Nevada Hills, 4.10 bid; Pittsburg Sil-ver Peak, 1.70 bid; Eagle's Nest, 20 asked; Ruby Wonder, 25 asked.

BOSTON CLOSE.

James A. Pollock & Co., bankers and brokers, furnish the following re-ceived over their private wire, this afternoon:

afternoon: Zinc, 40@41; Boston Con., 28% @ 29; Royale, 18½ @19; B. Coalition, 17¼ @274; C. & A. 175@176; C & H. 860@8.75; Centennial, 30@31½; Con. Mercur. 38 bid: Coper Range, 81½ @81%; Daly West, 16¼ @16%; Elm River, 2@2%; Franklin, 16¼ @ 17; Oscedia, 140 bid; Old Dominion, 54½ @55; Parrot, 22@23; Phoenix, 14½ @55; Parrot, 22@23; Phoenix, 14½ @5; Santa Fe 3½ bid: Shannon,



Occasional attacks of backache, ir-regular urination, headaches and dizay spells are common early symptoms of kidney disorders. It's an error to ne-glect these like. The attacks may pass off for a time, but return with greater intensity. If there are symptoms of dropsy-puffy swellings below the eyes, bloating of limbs or ankles, or any other part of the body, don't delay a minute. Begin taking Doan's Kidney Pills, and keep up the treatment until the kidneys are well, when your old-time health and vigor will return. Cures in Salt Lake City prove the ef-fectiveness of this great kidney rem-edy. Occasional attacks of backache, ir-

fectiveness of this great kidney rem-edy. Mrs. Margaret Gorrie. 26 West Third South Street. Salt Lake City. Utah. says: "I believe that Doan's Kidney Fills were the means of saving my life. Before procuring them at the F. J. Hill Drug Co.'s store and taking them I suffered greatly from kidney complaint and its accompanying symp-toms although I tried everything to get relief. Diabetes finally set in, my limbs were swollen to twice their nat-ural size and I was in awful misery. Through the advice of a friend I began using Doan's Kidney Fills and in them found a remedy which gave me prompt relief. The kidneys became normal and natural, the swelling of my limbs dis-appeared and as I continued using the remedy every symptom of the aching appeared and as i continued using the remedy every symptom of the aching and miserable feeling was banished. I can certainly vouch for the great val-ue of Doan's Kidney Pills." For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, New York, sole agent for the United States.

States.

Remember the name-Doan's-and take no other.



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