DESERET EVENING NEWS THURSDAY MARCH 11 1909



Senator Benner X. Smith Relinquishes Claim to Act and Bestows Credit To Senator Burton:

SENATE SUSTAINS

GOVERNOR'S VETO

By a Narrow Margin Measure for

Eminent Domain Fails

Of Passage.

INSURANCE BILL IS PASSED

The first veto of Governor Spry, that of H. E. 85, occasioned the chief interest of the forenoon sevelor of the senate. A motion to pass the measure ever the vets failed by a narrow margto, there being 11 coins for and five against the proposition to override the governor.

The members standing by the execu-tive were Kuchler, Marks, Soely, Sevy and Stookey, Thosa voting affirma-tively on the properition to pass the measure over the head of the governor were, Badger, Brinkerhoff, Bullen, Eur-ton, Horsley, Hulaniski, Hyde, Smith, Bener X. Smith, John Y. Smith, Wil-son, Mr. President, Absent and not voting, Miller and Williams. Domands were made that Senator Williams be brought into the cham-ber, but he could not be found in the building. The proposition to pass over the voting laked one vote of the neces-sary two-thrids. Senator Benner X. Smith changed his vote to no, and gave motion of a reconsideration of the vote, M. the afternoon sension. INSURANCE BILLS. members standing by the execu-

INSURANCE BILLS.

Althout the entire forenoon session was devoted to consideration of S. B. 61, by Benner X. Smith, providing for an insurance department. Many amend-ments were offered, but few were adopted. One by Mr. Stockey providadopted. One by Mr. Stookey provid-ed for an increase in the proposed in-gurance tax of one-half of one par-cent, making it two per cent, which was voted down. The proposition of a bend by foreign insurance companies, was sought to be changed to a deposit. Senator John Y. Smith arguing for an amendment. The bill as drafted, he hald, was strictly in the interest of beard insurance companies, and would prevent at least 106 companies from doing business in this state, some of long business in this state, some which had been here for years. I imendment did not carry. The

which had been here for years. The amendment did not curry. Just before the nonstance was put to a vote for final passage. Senator Ben-ner X. Smith announced that which his mame appeared as the author of the hill, he thought it no more than right that the honor should be given to Mr. Burton. The latter, he said, had worked ardinously on the measure from the beginning and about he given the credit attaching to the securing of the first law of the kind in this state. Senator Burton endeavored to demu-to the honor sought to be conferred upon him, but Mr. Smith had his will in the matter, and the charge was of-dered by the president. The bill passed by the unautimous vote of all members passent, 15.

by the manimous vote of all members present, 15. At 11:56 o'clock. President Cardner innounced as follows: "We will now sainter until 2 o'clock." He afters wards said that the term "saunter" wag perhaps a little premature, not being strictly applicable until und-night tonight, as this is the last legal day of the session. In the house, however, the opinion was generally expressed that the legal close came at 12 o'clock near today, and the clock was stopped some hours in advance of a similar occurrence in the upper similar occurrence in the upper



"sinkboxes" to evable them to t ducks at points where there no vegetation. This aroused n of protests from other counties, of whom wished their counties namy of whom wished their counties actuated in the provision. Represen-native Clegg said he did not think he could shoot a duck in 10 years in the ordinary way, shut if he could have a "sinkbox" and could walt until the fuck came to alight within a few feet of him, perhaps he would be able to head it. He favored the special priv-lege for Sait Lake county also. The amendment was lost by a stand-ng vote.

DRUG STORE

SIFTING COMMITTEE BUSY.

The house sifting committee, of which Representative McRae is chair-man, reported in a bunch of bills for the consideration of the house. As an unfavorable report by the sifting com-mittee is equivalent to the death of any measure, the members are watchng the committee's actions very close

The committee reported unfavorably

The confinites pulse.
an the following bulls:
H. C. 10, by Luke Hammell, claiming bounty for killing coyntes.
H. B. 140, by Cannon, relating to municipal government in cities of the function.

Horst class, H. B. 147, by Ashton, creating a H. B. 147, by constantiation. olice and fire commission. Petition B. A. M. Froiseth, for \$1,500

or state maps. H. B. 5, by Nielson, asking for \$6,003

or bridge across San Juan river. H. B. 219, by Russell, relating to pub-

137, by Hadger, establishing oard of park commissioners, 8. B. 32, by Sevy, relating to notice f taxpayers by county trensurers,

mulities reported favorably the

eing: R. 232, by Archibald, relating to he classification of cities. S. D. 296, by Hulaniski, approving, galiging and adopting the compiled

s of Utab. 1967. H. 129, by Badger, relating to fees

s, B. 144, by Wilson, relating to crea-

on of new counties. H. B. 209, relating to employment of

The special committee to suppoyment of men working in mines and smelters. The special committee to which was referred S. B. 100, by Bennet X. Smith, being the Des Moines plan bill, report-ed favorably upon the measure with some amendments, and the bill went to its regular place on the calendar.

UNKNOWN MAN DIES ON TRAIN

An unknown man, who may be Frank Wells or Wallace Scott, died on the train which left this city this a similar occurrence in the upper house. The senate this afternoon, a con-current resolution by Mr. Williams passed with manimous consent. It provides that bills may be engrossed by typing instead of pen and ink it is an emergency action and is made necessary because of the rush of work. A committee of Logan citizens ar-rived in the city this afternoon to urge that the Des Meines plun of the bill now pending before the logis-lature. The committee is headed by J. A. Houderleksen and the mayor will arrive this evening with a volumin-ous petition seeking the passage of the bill and the inclusion of Logan within it, provisions. morning for Ogden. His body is now

MINERS RESCUED BY HEROIC MEN. (Continued from page one.)

near the mouth. Then the men actively pushed back and made George Peterson, the older broray. George Peterson, the older bro-her was brought out first and then ame his brother Jerry. Both were wathed in blankers and overcoats and heir eyes were tightly bandaged for ear the sudden effoct of dayligh night blind them. They were placed a a waiting wagon, the bed of which had been covered with blankets and uilis. Then they were driven to their comes near the mouth of Big Cotton-cool canyon.

on canyon, Thele wives were waiing for them th bables in their arms. A kiss of denne, of gladness and of thank-ness told the whole atory. The re-irkable fortitude of the women was who were there at the women was who were there at the meeting, men were given hot milk and pur-ed to be kept warm and nursed to strength.

c to strength, their beds last night, though were weak with their experiences, men wanted to tell the story of r thrilling escape from death. No i could understand their feelings, said. They knew no words in th to express their gratitude for heroism of the resource. They sed the spirit of Col. Newhouse sent experienced men to their aid pressed the spirit of Col. Newhouse who sent experienced men to their aid and a fervent prayer of thankfulness wag on their lips when Dr. Ferrebee ordered all from the room and told the men they must go to sleep. The men slept side by side with their wives watching them and singing their babies to sleep at the bedside.

THE ST. PATRICK MINE.

The mine where the men were en mbed is acarcely more than a little is in the side of a mountain. No e has been encountered and the funhas been encountered and the top is is driven little more than 300 feel he point the men were imprisoned e was an open chamber 45 feet bong over five feet high and not wider permitted the passage of an ore The timbering is crude and not chert A constant dringing of ient. A constant dripping of from the roof of the bore hearth the nien insune they declare. For reater part of yesterday they su In their ore car, which was here they were in this way out of the water. The pros-nated near the mouth of what ed Hughes canyon, a short di-from the mouth of Big Cottor yon and north of H. It of hy a winding road through country and is far removed from Knudsen's mill, more than from the place, is the nearest

nearby are ploreed by count dmillar prospects abandoned when no failed to reward the seeker led to the veins sought and the nd oned dumps where nothing was nd but rock, bearing not the faint-streaks lent an air of melancholy the scene yesterday. Two men with mane hope that led others to hunt the hills for metal were prisoners. nd their lives were always in danget



diverting dams to give the water the entire channel. Many of the residents have closed up their houses and are living with relatives.

The water was within four inches



Deputy Game Warden and His Wife May Kiss and Make Up. PROPERTY IS TRANSFERRED.

> Squabble Over a Deed Ended With Its Return to Rightrul Owner

> > -Forgiveness is Asked.

William Bingley, deputy county game warden, and his wife, Mrs. Agnes Bingtey, who is suing him for divorce on the ground of cruelty, have been reconciled as the result of a civil sult which was begun by R. L. Dingley, who sought to secure possession of some valuable property to which she annexed the deed and had it recorded in her husband's name. When the summons was served upon Mrs. Bingley against whom the suit was directed, she went to her husband and father-in-law and

to her husband and father-in-law and asked their forgiveness. The property was transferred back to the rightful owner and the suit was dropped. Now it is possible that the divorce suit which was begun shortly after Mrs. Bingley had transferred the property to her husband's name, will be with-drawn. This transfer of the property to Bingley has put an end to the family troubles and both sides are attempt-ing to effect a reconciliation. Mrs. Bingley filed her suit on Feb. 20, alleging crucity and she asked for an

alleging crueity and she asked for an interest in the property which she had secretly deeded to her husband. They were married Oct. 3, 1903, in Sait Lake.

MARITAL MISFITS.

Mrs. Jensen and Mrs. Danielson Seek Divorce from Their Husbauds.

Divorce from Their Husbands. After being driven out of her hus-band's house and compelled to provide for herself for the last two months, Mrs. Helena Jensen, a bride of eight months, filed suit for divorce today in the Third district capit charging James Jensen with crucity. Within five months after their marriage. Jon-sen told her that he had no love for her and ordered her to teave his house. She refused to an having no place to live. Since that time, she says, he has abused her and ill-treat-ed her. Last January he forced her to leave his house by his threats. They were married in Sajt Lake on June 9, 1998.

Mrs. Jennie Danielson scela a Mrs. Jennie Danielson scelas a divorce from her husband, Daniel M. Danielson In a complaint filed today on the ground of desertion. They were married in Salit Lake, on March 6. 1902. There are two oblidren, Thelma, six years old, and Etha, four years old. Since Oct. 1. 1906. Daniel-son has failed to provide for ber. She asks the court to grant her the cus-tody of the oblidren and suitable ali-mony to provide herself and two daughters.

SUMMONED WRONG DEFENDANT

Residents Building Up the Banks and Are Looking for Bad Floods This Spring. With the Jordan river swollen into a torreni and three and a half feet of water in the surplus canal, the resi-dents along the river bank fear that their lands will be flooded and their houses destroyed. In an effort to save their property, the residents are build-ing up the banks and cleaning out the diverting dams to give the water the disturbing the peace. When arranged this morning he pleaded guilty with an air of bravado and brazenly ad-mitted that he had deliberately got drunk and annoyed his father and mother The prosecution recommended that he be sent to Jail for 15 days in de-fault of paying a fine of \$15, but Judge Bowman sentenced him to serve 30 days in the security tail

HUSBAND IS OUTWITTED.

Harriet G. Moore Made Defendant in Suit Charging Fraud.

Judge Bowman sentenced him to serve a0 days in the county jall. William Morgan, aged 20 years, pleaded guilty to petit larceny. He stole three hides from the C. V. Hep-worth slaughter house some days ago and had no defense whatever to offer. He was sentenced to 100 days in the county jail for his offense. Frank Weight, driver of a coul wagot, was placed on trial this morn-ing on the charge of cruelty to an-



egal hoycon

legal boycott. In a partially dissenting opinion, Chief Justice Shephard took a strong hand in upholding the freedom of the press. He says that even assuming that the publication of the complain-ant's name in the "We don't Patron-ize" column of the Federationist was a step in the formation of a con-spiracy to coerce independent deal-ers into refusing to have further business relations with that company. "I cannot agree that the publication can be restrained for that reason. Re-gardless of its character or purpose the publication is protected from re-straint in my opinion by the first amendment of the Constitution which corbids any law abridging the free-dom of the press." 4 The chief lustice held that "the on-ly remedy for libelous or otherwise malcious, wrongful and injurious pub-lications is by civil action for dam-ages and criminal prosecuton. There is no power to restrain the publi-cation." In a partially dissenting opinion

The decision does not settly the apneal in the contempt proceedings in which Messus. Gompers, Morrison and Mitchell were given jail sentences This case will be heard later by the

East street. It spins south is with a second in the habit of going home drunk and making life unbearable for his father and mother. They were unable to do anything with him and he perist-ently created disturbances at the fam-ily home. It is claimed he made threats, broke up furniture and other-wise annoyed his parents. As a last resort the father filed a complaint against the young man and he was placed under arrest on the charge of disturbing the peace. When arraigned this morning he pleaded guilty with This case will be heard later by the appellate court. The labor leaders claim, so it is said, that if the reasoning adopted by Chief Justice Shephard and Justice Van Arsdel is followed in the de-cision of the contempt proceedings they will be able to upset the filnd-ings of Justice Wright and prevent serving terms of imprisonment. Giving as his reasons for the opinion Justice Robb declared that the "We bon't patronize list" of the American Federationists "constitutes a talismant

Don't patronize list' of the American Federationists "constitutes a talismatic smybol" indicative to the the member-ship of the federation that a boycott is on and should be observed," and said in regard to the court's modification of Justice Gould's decres that the court by Justice could a derive the printing of this "unfair" list but that "the decree should stop there and not altempt to regulate the publication and delibera-tion of other matters over which the court has no control."

Prohibitive in Price

Style "K." The Vertegrand

In an ebonized case, sells in Salt Lake for

\$575.00

The same plano in a mahogany case may be had for \$625.00

Has all the superior attributes of a grand plano in a compac-upright form.

Clayton-Daynes Music Company STATE AGENTS.

109-11-13 Main Street.

wanted to. The laws won't per t. Kaufman will have to find a one else. I am not here to fight."

MRS. STIRILNG ALLOWED EXPENSES OF HER ACTION

Edinburgh, March 11.-Lord Guthr who yesterday granted a divorce to Jo Alexander Stirling from his wife, w was an American actress, has allowed Mrs. Stirling the expenses of her acti-He has decided also that Lood Nor-land named by Mr. Stirling as respondent, should may the cost of husband's action. Mrs. Stirling is have reasonable access to her child, v is placed in the custody of the husba

TO RAISE FIRST CON-FEDERATE TORPEDOBOAT

New Orleans, March II .- That arrang ments have been completed to raise. first torpedoboat of the confederacy f the bottom of Lake Pontobartian amounced at a meeting of confede-veterans here last night. The hoa ying near Spanish For, where it y fown years ago. It is promosed place this versal on the lawn of confederate Soldlers' home in New

WISCONSIN BANK FAILS.

Baldwin, Wis. March 11-The su-bank of Baldwin is in the hands of state banking commissioner. Unfor-mate speculation in westers and south-ands is the assigned cause. The ba-has a capital stock of \$50.05 and dep its of \$26.000.

BURIED IN SEWER TRENCH.

Hamilton, G. Murch II.-A newe trench eight feet deep caved in today burying three men altre. All availab workmen are encared in dimeting out it men who are as yet unidentified. When reacutrs reached the lostion of the sewer they found the deat body of James 1. Robinson and Alexande Howard. Thomas Reverse was rescue allye, but suffered internal bourses an probably will die.

FUNERAL NOTICE.

DIED.

OGDEN MEN BATTLE WITH BUTTE BURGLAR be held Friday. March 12, at 2 p. m. from the R. D. Evans mothary chapes 48 south State street. Interment in the family plot at Mt. Olivet. Friends in vited.

Residents Building Up the Banks and

FISH AND GAME BILL.

Measure Occupies Entire Time in the House This Morning.

The time of the house this morning as occupied completely with the con-deration of the fish and game bill. was occupied completely with the consideration of the fish and game bill. The measure, which is known as S. B. 61, by Mr. Marks, came from the senate with numerous amendments actuabled, and during the course of its consideration in the lower house, problemed, mast or which were lost. Some armendments were lost. Some armendments were lost. Some armendments were in the opinion of some of the members, renders the measure anconstitutional, and as a result nine of the measure, as amended, was 35 ares, 9 any, absent and not voting 3. Most of the talk on the measure was occusioned by an amendment offered by Thomas o except jackrabits from the formation which heepses are required. The continually that the farmers are continually that the farmers are continually that the farmers are continually they should not be included as ". A mather of members wished to from the senate of the senate and the should not be included as ".

A number of members wished to inother countles, as well as Mil which was the proposition made he member from Millard, Alte great deal of discussion the amend-

Fuller of Weber wished the bill numerical so as to give the inhabitants of Weber county the privilege of us-

CONTRACTOR AND ADDRESS OF THE REAL OF THE REAL OF THE

IN EVERY DRUG STORE Their immediate popularity HAS HEEN ANOTHER PROOF THAT

Sweet's **Bitter Sweets** are "so different" ALIKE ONLY IN THE PRICE-40 AND 80 CENTS.

Cared for By Daughter,

Fearing that Mrs. Abe Hunter of Ninth West and Eleventh South streets had become mentally deranged through

a prolonged sickness, deputy sheriffs went in search of her last right. Ac-cording to a report sent to the sheriff by a neighbor, Mrs. Hubber, light burning in her house, and left thinly clad about and left thinky clad about midnight inst night. She wandered toward the Jordan river and neighbors thought she might cod her life in the stream. The officers searched through a wide stretch of the sparsely actical coun-ity last night and again this morning. Soon after they started out this morn-ing, they discovered Mrs. Hunter in the home of her daughter, it blocks from her home. She had walked there in the night and was being benderly cared for. She was alone in her home at the time and becoming vary id, hastened to her daughter for proper

tened to her daughter for proper attenlion.

POWER OF THE PRESS.

Humble Toiler of the Newspaper Fraternity a Hero for Sare.

The "power of the press" with "Rep-constative" A. P. Philips of the Trileme the hero of the necusion, was demindicated in the doorse of representatives

ated in the boune of representatives in indident fight preming. Into for the the house had stood adjustrated the with several days buildings put ished. It happened the this: r bay cholonical moment had arrived; is fine. Only five minutes remains a which the house could legally as the vast volume of humbers yet is the table face. In the mide of schederation of the fish and same ne of the members mode a motion the surgeant-alto-arms he instructed

in such and that the possing of a mo-tion much as that just put, had the of-uct of terminations the systeme of the right massion of the legislature. Excater Robinson, who had just hid is scaling them, called them had, is her reals, and presentative " Philing, shed the planare of the brane Representative Thompson was "Johnny in the aport" and made is motion to ex-ming from the record me motion to ex-ming them could be motion to ex-ming the clock. The motion serviced step the clock. The motion serviced is included, which the the of the based was nearly brought to a prema-ture end

but regret his ignoring of my invitation to join in demanding a judicial

investigation. ALBERT S. REISER. Salt Lake City, March 11, 1909.

CREDIT MEN MEETING.

The Utah Assochulion of Credit Men holding its monthly dinner this atternoon, at the Commercial club. The coolutions brought up at the hast diner and referced to considince will be gain brought up as will also the matter of abuse of time limits on disoutils by debtors.

RESOLUTOINS FILED.

The recolutions adopted by the Renablean prohibition mann convention to be Mult Lake Theoter were presented the bound this afternoon. They are signed by Chaleman Nephi L. Murris, The results of the cossistions was dis-parated with and they wave ordered filed by the speaker with the house sirting committee.

A Utah Gentleman Returning from Europe, dopp'ng as Chinago on the way home, was pleasingly surprised to see great stacks of Startup's Choculates. Magnoling, etc., on the counters of the Full, Hilmans' drug stores.

STARTUP CANDY CO. Provo "The Candy City."

of the top of the banks which is higher now than at any period last season. The water in Utah Lake is 5.51 feet above compromise level and there is 623 eccond teet of water running into the Salt Lake and Jor-dan canad which is now divarted in-to the river. Jake T. Raleigh, the street superin-tendeut, intends to assist in build-ing up the banks. The most danger-ous point is where. Camps' Lane crosses the river, The banks thero will be built up by Raleigh with planks. According to his statement the river banks lost year by the street department bave been stolen and made into kindling wood. Although the two tore down the banks to get the momen. the priver thanks have been stolen and made into kindling wood. Although the statter was inable to find out who tore down the banks to get the number. A. S. REISER HAS REGRETS. Sends Communication to Deseret News Regarding Sen. Smoot's Denial. Editor Deseret News: I task the readers of the "News" to noccept at its full value the denial or Senator Smoot published yesterday, but regret his ignoring of my invita-

WHITNEY ACQUIRES BIG TRACT.

Under the grant of public buildings, he state board of land commissioners allowed the application of M. B. Whit-rey of Sult Lake for \$29.08 acres of land in Sult Lake county. It is located in township II, range 2 west. The land was secured as an investment.

SEEK CLEAR TITLE.

B. M. Harmon entered suit in the Third district court yesterday against Austin Davis and Anna M. Davis to quiet this to lot 5, block 23, plast A, Sait Lake City survey. He asks for \$40 dam-Lates (ify survey, for and for 340 dam-ages for unlawfully withholding the property from his possession. An ord-r was granted by the court citing the defondants to appear and set forth their interests in the property.

MOTHER SEEKS DAMAGES.

The case of Mary Hougaard against the Austrian Evicting and Refining company to recover \$10.000 damages for the death of hor son, Melroy, 19 years old, one called for trial yesturday in Judge Armstrong's court. According to the complaint Houghard was killed by a dump train on July 21, 1908.

TIMBERMAN BRINGS SUIT.

John M. Grown, a carpenter, brought mult yesterday in the Third district court against the Sloux Consolidated Mining company to secure \$5.000 dam-ages for personal loguries. While one played as a finiberman in the mine on Jan. I. 1009, the timbers gave way and he was precipitated to the bol-tom of a shaft, a distance of is fest. His teft log was fractured and his back injured.

ing on the charge of cruelty to an-imals. The complaint was made by the Humane society through Mrs. Lit-lian M. Moon of 518 cast Second South street. Weight delivered two tons of coal to the Moon residence and, according to the testimony of the woman, Weight brutally beat one

is a clean, honest, open and above-

board fight, without personal animos-

ity and vindictiveness. There is only one motive that impels the movement and that is to procure by honorable

methods state-wide prohibition for the

people of Utah at the earliest possible

WESLEY K. WALTON.

TO ANNOY PARENTS

Story of Father Against Son Told in

Judge Bowman's Court Leads to

A story of father against son was old in Judge Bowman's courtroom

Thirty-day Sentence.

this morning when Arthur Rose, aged

24, was arraigned on the charge of

disturbing the peace of his father, George Rose, of 527, south Seventh East street.

NEPHI L. MORRIS.

SAYS HE GOT DRUNK

Chairman.

Secretary.

day.

March 11, 1909.

and, according to the testimony of the woman. Weight brutally beat one of the horses with a board and a stay chain. Weight denied the charge and claimed that he did not beat the an-imal is the manner described. Judge Bowman was not satisfied with the evidence and continued the case in-ult tomotrow morning for the pur-pose of taking additional testimony. Last evening the police successed in locating E. B. King, a printer em-played on a local paper, who was sup-posed to know something about Mirs. Feity who was murdered by her has-band at Reno, a few days ngo. An undertaking establishment tele-graphed Chief Barlow to the effect that the woman had been murdered and that King be notified as it was under-stood he knew the woman and would render what assistance he could to de-iray the expenses of the funeral. Mr. King informed the police that about a year ago Mrs. Petty secured a divorce to Ogden from her husband and that their separation was the re-rol of leasousy on the part of Petty. After securing the divorce Mrs. Petty and her two children came to Sait Lake City when she secured employ-ment. Laker she returned to Ogden and the their separation was the re-ult of leasousy on the part of Petty and her two children came to Sait Lake City where she secured the couple went to Reno. Mr. King said he knew the family in Ogden and that after the divorce and when Mrs. Petty was in straightened financial circumstanc-es he loaned her more.

HUGH MEYERS IS NOW **CHARGED WITH MURDER**

Complaint Issued Today Puts the Young Hobo Cripple in a

Tight Place.

High Meyers, the cripple, who is under rest in counsellon with the murder of dan C. Barnett, was charged with mur In C. Barnett, was charged with mur-r in the first degree today in a com-dat issued by County Atty. Joh Lyon, though the officials have no direct blevce against Mayers of the countis-on of the vrime. It is stated, that it a be proven that he was an accom-ce in the mindler. Two men who were the Meyers on the right of the murder much be found but the trie are sus-ted of committing the erime. I will predaily be several days before years will be arraigoed for his pre-itation being the mindler. An effort is being also to locate his two pariances and action of the men have been sent and throughout the country.

DIRECTORS ARE ELECTED.

he first mosting of the stockholders torn of a shaft a distance of 16 feet. His left leg was fractured and his back injured. NO CAUSE OF ACTION. After being out several bours a jury is Judge Armstrong's court returned a vordief in favor of the defendant in the case of Ernest A Smedley against Policeman Join J. Riley, finding no

Butte, Mont., March 11 .- Henry and

Joe Wessler, who as father and son own the Wessler Cigar company, of Ogden, Utab, had a struggle with a burglar in their room in the Beck block at 3:30 o'clock this morning. The MALVERSON.-Hyrum A., son of John A. and Charlotte Ralverson: born in Salt Lake City, Oct. 31, 1877, died at The Daller, Or., March 5, 1998 Funeral services were held today at 2 p. m., from the S. M. Taylor under-taking parlors. Interment in city cemi-tery. Wesslers had been about the saloons, looking up customers. In one saloon they met A. T. Dingle, whose occupa-

they met A. T. Dingle, whose occupa-tion is unknown. Dingle went home with them.remarking that Mghwaymen frequent the streets at that hour of the morning. In their room, the Wesslers pulled out a pocketful of money. Dingle left, but returned after they had retired. He awakened the son, who finding the man about to leave with his pocket book, grappled with him. After a struggle, Wessler, nesisted by his father, overpowered Dingle, who was locked up by the po-lice. The money was recovered. tery. SMITH-At 633 enst Seventh South. March 10, 1903, of pneumonia, Burnless E., daughter of B. E. and Emily Leck-ston Smith, aged 1 month and 9 days. Functal services Friday at 10 a. m. from the family residence. Friends are invited to attend. Interment in city cometary.

Philadelphia, March II.-Representa

KINNEY.-At 261 south Second East street. March 16, 1506, of pneumonis. Samuel K. Kinney, aged 60 years; a Deep Creck miner. Funeral services Friday at 2:20 p. m., from the residence. Friends invited to attend. Undertaker Joseph Wm. Taylor has charge of the remains. Interment in city cometery. NEGOTIATION FOR NEW AGREEMENT ON COAL

Philadelphia, March II.-Representa-tives of the United Mine Workers of America and the presidents of the coal carrying railroads met today in the office of President Baer of the Read-ing company and began negotiations for a new agreement to go int effect at the expiration of the present work-ing agreement on March 31. Not since the present organization of miners be-came active in the anthracite regions of Pensylvania have the workmen and the employers entered upon negotia-tions with a better feeling and with better prospects of reaching a settle-ment without reserting to radical ac-tion. LUKE.-A1 75 F street, March 10, 1909, of consumption, Caroline Luke, in her for-ty-ninih year. Native of Germany. Funeral services Friday at 12 noon from the funeral chapel of Joseph William Taylor. 21 south West Temple street Friends are invited to attend. Interment in city cometery.

FISHER.-At 817 south Third West street, March 10, 1900, of proumonia. Orson, son of Herman and Marsaret Brox Fisher, aged 5 years, 9 months and 18 days. The funeral will be held Friday at 1 p. m. in the Fifth ward chapol. Friends are invited to sitend.

R. E. Evans, Florist, 36 S. Main St. Floral designs a specialty. Phone 961.

FOR SALE-REAL ESTATE.

Springfield, Ilis., March 11.-On the forty-third joint ballot of the legisla-ure Senator Hopkins received 75 votes TWO FINE LOTS ON ROOSEVELT Ave. focing south A bargain. See own r at 300 South State. for United States senator. There was

HELP WANTED-FEMALE

GIRLS IN ALL DEPARTMENTS pply Troy Laundry, 481 South 6th East

Union Dental Co.

Are now permanently located in their new and handsomely emiloned rooms.

212 MAIN STREET

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New York, March 11.—James J. Jeffries said today that [Ai, Kaufman, who last night challenged him to fight nud no chance of getting a fight with him for the heavy weight championship, nor had "any other white man." After declarce the did not know whether he could get into con-dition again to meet Jack Johnson, Jeffries said: "If Johnson had been a white man

JEFFRIES MAY CONSENT

no choice

ILLINOIS SENATORSHIP.

TO MEET JACK JOHNSON

Jeffries said: "If Johnson had been a white man I never would have thought of fight-ing again. I would have stayed in redirement for the rest of my life. "How can I tell whather or not I will fight Johnson?" he asked. "How do I know whether I can get back in-to condition again? Welt until I get to working for a while and then I may he-but I don't want to talk fight now. But I am feeling fine and tak-ing off weight rapidly." As to Kaufman's challenge Jeffries said: "Kaufman has not got a chance in

said: "Kaufman has not got a chanes in the world to fight me. Neither has any other white man. I did not come cast to fight and I could not fight here eif

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