# DESERET EVENING NEWS: TUESDAY, JANUARY 23, 1900.

# **EIGHT** THOUSAND CHILDREN SHUT OUT.

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(Continued from Page one.)

#### Bryant School,

At this school there are 377 pupils enrolled and this morning 200 asembled. The absentees in this school as others throughout the city, remained away, doubtless because their parents were unwilling to permit them to be vacci-nated. Fifty per cent of those who did attend had not been treated, and hey had no explanations to present

Fritz, addressed the pupils, explaining s a condition to entering the schools had been taken by the board of edu-cation and the teachers had no discretion whatever in the matter. She would therefore be compelled to request those whose names did not ap-pear on the list of vaccinated or who had no certificates to withdraw.

As stated, only two-thirds of the number of pupils enrolled were present and balf of them at once left, leaving the school with an attendance cut down 

nt the Bryant. The unvacinated chil-dren knew quite well what to expect. One boy presented a certificate from a physician, setting out that be had

been examined and found to be in per-fect health. Mrs. Fritz explained that such a paper would avail nothing, unhis father wished her to write her re-jection on the paper. This was done and the boy went away happy.

#### The Webster.

At the Webster school, where the at-tendance is usually 762, Principal F. D. Keeler said there was a cansiderable failing off in the attendance, but at that time he had not figured out all the he made a canvase of the "News" he made a canvase of the rooms and found that about fifty per cent of the pupils had been vaccinated. The thinning out process then commenced, and when it was over Webster school did not have more than 400 pupils left. A number of the children presented to

Principal Keeler papers drawn up by their parents, and designed to show the cause of their expulsion. The papers were all signed as requested.

#### The Sumner.

The same condition prevailed at the Summer as at other schools in the southeastern part of the city. The at-tendance was larger than in the northwest part of town and the percentage of vaccinated greater. Principal Barton reported an attendance of about 400, with an erollment of some 584, and of those present, fifty per cent had been vaccinated. The others were, of course, turned away.

#### The Oquirrh.

At the Oquirrh there was a marked falling off in the attendance, not more than 400 of the 600 belonging responding to roll call. The number of those vaccinated in the lower grades was small not more than 30 per cent being able to present credentials in some rooms. In the higher grades, however, the num-ber vaccinated ran up to 50 per cent and the average was about 45 per cent vaccinated, as hearly as could be estimated at the time. The others left the school. Everything passed off pleasantly here, Principal McCoy explaining the order

made by the board. One man, a foreigner, whose children came home, visited the school and made himself somewhat officiality to Principal

taking precautions against the spread of smallpox, which was thought to be as-suming the form of an epidemic, was taken up and fully discussed by those present. It was decided to arrange the store belonging to the library for the purpose of fumigating all books that are now out, as well as those which have recently been returned. It was also decided not to loan any more books until further orders. The

reading rooms, however, will be kept open as heretofore

# L. D. S. COLLEGE OPEN.

### Rule of Excluding the Unvaccinated Explained to the Studenta.

The Latter-day Saints College is con tinuing as usual. The order of the board of health was explained to th school a few days ago, by President Paul, who said that it was the intention to conform to the regulation, adopted by the board of health. He said he would advise vaccination as the urged those who had no great object tions to the practice to attend to the matter at once. Professor Paul stated that a reasonable time, say ten days, would be allowed for the completion of the vaccination, after which time, if the rule should still be in force, it would have to be applied in the College. He advised, meantime, that students who were opposed to vaccination, should not be hasty in resolving to quit school, but to exercise a little patience and to awalt developments, as he had strong hopes that everything would come out all right in the end, without having

to close the institution. Dr. R. A. Anderson of the State board of health will address the students next Monday morning at 9 o'clock on the subject of vaccination. The doctor was to have spoken last Monday morning, but an important case called him away.

Patients Dismissed.

Dr. Odell today took down five outstanding smallpox flags and gave as many families their liberty as follows: Languire, Fourth South between Eighth and Ninth East; Finnigan, No between 623 First street; T. F. Williams family, No. 611 south Fifth East; William Diet. No. 615 south Fifth East and William A. Hobbs Jr., No. 613 south Fifth East.

#### Board of Health Refuses.

Dr. Odell, quarantine physician, to-lay stated that the board of health refused to arbitrate the differences be-tween himself and Dr. Beatty regard-ing the case of Bobbs as to whether he has smallpox or net. The board of health, however, seems to view the case negatively, as does Dr. Odell. No new cases were reported today.

#### Clerk Folland Kept Basy.\*

The busiest man in Salt Lake City to-day was Clerk Folland of the local board of health. He was kept going all day issuing certificates of successful vaccination

## dur nurun nurun nurun hurun hu POLICE POINTERS.

gunnununununun W. D. Bowring and W. Phillips were taken into custody last night for fracturing a certain ordinance providing for the ways and means of riding bicycles. The part which says that one must carry a light after dark was ig-nored by Bowring, while Phillips con-cluded that the sidewalk within the restricted district was much more com-fortable to ride over than the streets Each left \$2

Miss Helen Schwartz, who resides at



# WHAT YOU GET

When you buy a can of Three Crown Baking Powder you get an article which has ingredients which will insure you perfect satisfaction in what you cat. Our effort has been to put upon the market a high quality baking powder and to make the price such that any one and every one can afford to use it and our effort fa to sell a baking powder that the most dainty will demand and that the most economical can buy, has had its culmination in the Three Grown brand. It is all we claim for it because it is all a high quality baking powder should be

Three Crown Baking Powder, Extracts and Spices are sold everywhere in the intermountain country. Ask for them and refuse all substitutes.

HEWLETT BROS. C). THE OCDEN ADULTERY CASE

Wife of John Howarth Institutes Divorce Proceedings Today.

### Action is Based on Fallure to Provide-Junction City Escapad e Not Even Referred to.

John Howarth, the Murray man, under arrest at Ogden on the charge of adultry, was today made defendant in a divorce suit filed by his wife, Mary Howarth.

The complaint alleges that the couple were married in Salt Lake county on October 15, 1888, and that plaintiff has been a resident of this county for the past twenty-eight years. During the past seven years, it is further alleged, the defendant has wilfully neglected to provide for his wife the common nee sarles of life, although he has had the hility so to do.

There is one child, a boy aged seven. Mrs. Howarth prays for an abnulment of the marriage bonds, the custody of the child and for the restoration of her maiden name, which was Mary McCloy, Strange to say, Mrs. Howarth does not charge the alleged adultery. Ray Van Cott is attorney for plain-

# WARD REORGANIZED.

# Lars T. Johnson is Now Bishop at Bear River City.

DISCUSSION IN THE TOBE TS CASE.

(Continued from page one.)

which he has been occupying on the extreme right of the hall half an hour before noon and every neck was craned to catch a glimpse of him. He appeared conscious of the attention he was attracting and after looking over some papers left his seat and paced up and down behind the railing which divides the floor from the lobby. He was attired modestly in a long frock voat with a dark tie. He left the hall a few minutes before the gavel fell and was not present when the chaptain de-

livered his invocation. He returned almost immediately thereafter, however Nearly every member was in his sent a few minutes later, when Mr. Tay-ler (O.), chairman of the special committee, which investigated the case, arose from behind a dosk stacked high with legal authorities and manuscript and called up the case. Mr. Tayler is a young man, slight and pallid, but with energy and alertness stamped upon every feature. He asked that the agree-ment hetwess, the materity and minornent between the majority and minor ty of the committee for a vote on the ase at 4:50 o'clock p. m. on Thursday

be ratified by the House. Mr. Lacey of Iowa objected unless it e understood that a substitute resoluion, which he desired to offer be also

onsidered pending. To this Mr. Tayler objected. He also bjected to having Mr. Lacey's proposi-ion, although appealed to by Mr. laffey (Texas) and Mr. Richardson Tenn.)

This proposition, as it subsequently developed, was for the expulsion of Mr. Roberts without swearing him in.

The majority resolutions to exclude him and the minority resolutions to permit him to be sworn in and then be expelled, were laid before the House without any agreement as to a vote, Mr. Tayler (O.) opened in support of the majority resolutions. He spoke clearly and with great enmestness, When he began Mr. Roberts changed his position to one near the center aisle case in 1878, speaking of the claim that

"To permit this would be in effect to permit every citizen to become a law unto himself, government could exist only in name under such circumstances, and Justice Matthews, in the Rainsay case, in 1884, declared in substance that ill political influence ought to be with frawn from those who are practically hostlle to the establishment of a fi self-governing commonwealth founded the idea of a family as consisting in and springing from the union of the life of one man and one woman in the holy state of matrimony.' If we are to attach any importance to those fundamental declarations of the highest court ve must declare-no matter what moral question may be involved-that this case presents in bold relief a question of governmental life, the basis of which

This is a representative government. It springs from the people who make the laws, and their representatives are such because they believe in the law and are subject to the law. Men may entertain opinions as to the unwisdom of certain laws and a hope that these may be crased from the statute books; but in the very nature of things they cannot stand for defiance of law. As they cannot stand for defiance of any law how much the more must they stand as respecters of the obedient to such law, as have proceeded from the ople at the péople's nnd ustained by the deliberate and intelli tent approval of substantially all the Now and then we have a law which springs from the united volce of a united people, as the expression of the civlized force in which practically all of them believe, and which is necessary to the existence of that civilizing force. Of the more than 75,000,000 of Ameri an citizens, all but the merest handful believe, and believe with a mighty fer-vor, in the kind of commonwealth which Justice Matthews says is found in the marriage relation existing for life between one man and one woman. That idea has been for many years crystalone man and one woman. That in solemn and deliberate law whose principle and form have been ap proved by the highest judicial authority. Such laws make imperative de mand for universal respect and obedience, and the duty of such respect and obedience presses most urgently upon a representative of a people in a lawmaking body. "These propositions are fundamental and self evident. They lie at the root of things. They are the bedrock on of things. They are the bedrock on which written constitutions rest; they precede constitutions; constitutions nssume their pre-existence and their perpetual existence, they are institutional. "If the Federal Constitution had explicitly declared that all persons should be eligible for representative in Con-gress who denied that the Constitution was the supreme law of the land, that instrument and the government it sought to create would not have en-dured a single day. It follows that if such specific declaration could not have been made it cannot be implied. Neither the presence nor the absence of cer-tain words in the instrument can imply a certain meaning, if it is impossible that such meaning could have been expressed. If the claimant to this seat is eligible he is eligible because the Constitution so makes him, either by its express language or by necessary implication. "The words 'necessary implication' mean that if the framers of the Constitution had had in mind the particular exigency to which the words are applied they would if the proposition was approved have written into the Constitution the words which 'are necessarily Implied.

submit this proposition to the members of this House and before the bar of history. I am profoundly convinced that it is right and that history will so declare it; the House can no more safe-by part with any power it possesses. This touches its your vitality. If it This touches its very vitality. If it loses it, it is in certain inconcelvable instances absolutely without power. But we are told that it is a power that may be abused. What power does the House posseds that it has not at some time abused. What branch of the government is it that, having power, has not at some time abused it? What mah, what body of men, clothed with a little brief authority, has been free from an unwise abuse of that author-Ity? And shall they therefore be shorn of power

"It is a mighty question. It is a question of government life. It is not to be lightly dealt with or inconsiderately inguity deant with or inconsiderately answered. The case of Hoberts sinks into insignificance in its presence. I should assert what I here assert with the precise solemnity if the right of expulsion after admission was abso-lutely clear. If we do not exclude this man we strike down one of the most vital and necessary nonvers that belongs vital and necessary powers that belongs to a great legislative body. Let no such thing be done. If it is not we may be sure that never again while the spirit of civilization dominates this Republic. will any defiant violator of law, under color of religion or any other claim, whether polygamist or nurderer, knock for admision at the door of the Ameri-can Congress."

Mr. Tayler was emphatic in his assertions that exclusion was in harmony with precedent, expulsion in violation of it. He amplified the three grounds for Mr. Roberts' exclusion; first because of his violation of the Edmunds act; second because he was living in open flagrant and notorious violation of the statutes of the Congress he seeks to en-ter, and third, because his election was violation of the compact by which Utah was admitted into the Union.

There were no demonstrations throughout Mr. Tayler's speech, but at the conclusion he was vigorously applauded.

Mr. Littlefield (Maine) on behalf of the minority of the committee, then arese in support of the minority's plan of scating and then expelling Mr. Roberta:

It was Mr. Littlefield's first appear-ance in the House as a speaker, and the vigor of his remarks attracted close at tention. He declared there was no di vision over keeping Roberts out of Cor gress. The only question was to keep ing him out in an orderly and regular manner. If the laws and Constitution vere overridden then the way would b open to override them next year by ex-cluding a member because he was an adulterer or the representative of trust.

Mr. Roberts followed with intense interest the points brought out by Mr. Littlefield, After reviewing the famous Wilkes case before the British House of Commons, Mr. Littlefield declared that the majority in the Roberts case were resorting to the "same infamous instrument of outrage and oppression." 'It was a course then denotinced as damnable and subversive of the rights of the people,' and the majority of this committee had the honor, if such it could be called, of following such a pre-

Mr. Littlefield continued to command air, tattiened continued to command unusual attention by the emphasis of his presentation. He evoked the first appiause by sarcastically referring to the "authorities," cited by the majority, and to the influence Ohio was exerting through her jurists and the chairman of this committee. He insisted that the "authorities" were largely references to the opinions of others without the

weight of a court decision. There was a brief clash between Mr. Littlefield and Mr. Tayler, when Mr.



may be supplied by starting with a single case then using another case of the same design that will stand snugly beside the first, and so on until wall space in width is filled. The extensions may also be added upon the tops of the cases or floor bases at any time, thus extending in all directions and yet pre. serving a BEAUTIFUL HARMONY OF DESIGN.

We carry the above line as well as a fine assort. ment of Letter Files, Bill Files, Insurance Cabinels, and all kinds of



SAPOLIO dirt, disease and hunger to captore MEN WHO FIGHT

The town does not amount to any. thing, but the Johnnies have about \$5,000,000 worth of arms, munitions and supplies that will come handy. White is in a tight place, and his camp is tough; heat, dust, rain and anxiety are our allies, and they are badly demonst

They used to make sorties and run hills, but we had orders to drop back and let them rush; and when they put tired we occupied our old positions and soaked them as they limbed back h camp. They were wearing themselve out.

"A few days ago they came out h strength, and when the Boers relied Blake held to our position and us walted for them, running up the great flag to make them raw.

The Boers don't carry bayonets; the Irish brigade does.

They shelled our position for at hour, dropping shells over us and be yond us, but doing no particular lam-Blake passed the word along th age. line to wait and give them a good firm. "A real English regiment came at an position and their, officers called an urged them on. I am in Cassidy's con-pany; he is an Arizona man, and se have half a dozen fellows from Tussa who are dead shots. We lay los squinting over the breastworks while



ficial. When maters were explained, he apoligized.

### The Hamilton

At the Hamilton; a comparatively good showing was made, both in the al-tendance and the percentage of vaccin-ated. Out of about 431 enrolled, 200 were present, and 200 of them either had certificates or were able to show that they had been vaccinated and were entitled to remain. There was less stir here than in almost any of the schools, and the routine work was followed as though nothing had happened,

## Lowell School.

When the "News" representative called at the Lowell school the work of examination was being carried on with no sign of excitement visible-frequent bursts of laughter greeting the humorous sallies of the principal as he put his questions to the students. Those students who were rejected took their books and went quietly away, and the others remained to take up their There were 350 pupils in atstudies. tendance when school closed: 879 is the number of the enrollment, so that the number excluded is 527.

#### Emerson School

The enrollment at the Emeron is 202 and the exclusion about 60 per cent of that number.

#### Riverside School

The Riverside school has had an en-rollment of 320. Hu B. Folsom and eight teachers are in charge; 200 pupils were furned away.

#### Untah School.

At the Uintah school, which has an enrollment of 130, all but \$1 pupils were denied admission.

#### Bowen Had to Get Certificate.

When James C. Bowen, the janitor of the High school, put in an appearance this morning, he was informed that he could not go to work until he had presented a certificate of successful vac-cination. As Mr. Bowen had been vaccinated a number of times, he experi-enced no trouble in procuring a certificate properly signed by Health Commis-sioner King. The certificate read: "This grants the holder the privilege of attending school for ten days from date of vaccination.

#### MANDAMUS SCHOOL BOARD.

John E. Cox, Will This Evening or Tomorrow, Commence Court Proceedings.

Either this evening or tomorrow abrning John E. Cox will apply to the district court for a writ of mundamus, directed against the board of education and Samuel Doxey, principal of the Hamilton school, to compel the defend-

ants to admit his ten year old child, Florence Cox, to the Hamilton school. Mr. Cox, in his petition will recite that his daughter is of sound health in every particular and is not suffering with any contagious or infectious dis case, and that heretofore she has been attending school while it was in session Petitioner will also set out that he de-

sires his daughter to attend school and to that end sent her there this morning, but the defendants wrongfully excluded her and still refuse to admit her, notwithstanding the fact that there was ample room in the school at the time.

The attorneys for petitioner are Har-rington & Snew. Powers, Straup & Lippman, and Bennott, Harkness, Hew. at, Sutherland & Van Cott. The petition will in all probability be argued before Judge Cherry tomorrow morning. The attorney for another is

rning. The attorneys are unable to take the matter direct to the Supreme court for the reason that two members of the court, Chief Justice Bartch and Justice Miner, are at present out of the city.

## WILL LOAN NO MORE BOOKS.

#### Administrative Committee of the Public Library Decide on Plan.

A meeting of the administrative com-mittee of the public library board was held in the joint city and county building this marning. There were present H. C. Hill, chairman: Mesdames Dart, H. C. Hill, chairman, Mestanter of Richards and Miller. The matter of last evening that some one had entered her room and made off with a lady's gold watch and a gold ring. Nothing vise was taken although several valuable articles of jewelry were in the room when the watch and ring, were purlolned.

W. Phillips pleaded not guilty to violating the bleycle ordinance by riding after dark minus a light. The court allowed Fhillips to depart, but with the understanding that if he repeated the offense it would cost him the price of two or three lamps.

"Blinky" or Ben Campbell said: Guess perhaps I did have a little too

much jedge. "Just a little?" asked the court. "Yes, Of, my eye, you know I got a rock in R. I mean my eye and that was the cause primarily." It was his first ap-pearance and the court said go.

S. B. Smith admitted that he had fractured the law by imbibing too many glasses of intoxicating fluid, but it was his first time and the usual courtesy was extended.

Mrs. Whitecotton was unfortunate, She pleaded guilty to drunkenness and was given the option of \$5 or five days.

BUILDING NOTES.

Architect Ware has been directed by the trustees of the Sheldon-Jackson col-lege to draw plans and specifications for the institution. It is the intention to erect two of the buildings this year to erect two shows 350,000. Work, it is said, will begin upon them early in the

8.147/11.64. A \$20,000 option now exists on the old St. Mark's hospital property, at the cor-ner of Fifth East and Third South. The option is held by W. E. Giesy and is believed that the property will shortly be sold.

# common managements WARD ENTERTAINMENTS.

common sources The third of a series of dancing parties will be given in the Sixteenth ward assembly rooms on Thursday evening next, the 25th inst., under the direction of the Y. M. and Y. L. M. I. A. Dancing from 8 to 12. A full quadrill band will be in attendance. A general invita-tion is extended to those who appreciate orderly dancing; a good time is assured. STEAMER SUNK IN COLLISION.

Accident Occurred at 3:40 a. m. - Two Lives Lost.

Vineyard Haven, Mass., Jan. 23 .- The Glasgow steamer Ardandhu, Captain Dundes from New London, Conn., for Halifax, N. S., was sunk in collision with the Metropolitan lines Herman Whiter from Hoston for New York off Robinson's Hole, Vineyard Sound, at \$40 o'clock this morning and two of the Ardandhu's crew of 31 men were Chief Engineer Jos. Henderson of

largor

ad Mate Fred Dowe of Boston. The Herman Winter reached this port this forencen with her bow gene and reported the accident. She had on beard the 29 men who escaped from the Ardandhu.

# Yonight

If your liver is out of order, causing Biliousness, Sick Headache, Heartburn, or Constipation, take a dose of

# Hood's Pills

On retiring, and tomorrow your digestive organs will be regulated and you will be bright, active and ready for any kind of work. This has been the experience of others; it will be yours. HOOD'S PILLS are

On Sunday afternoon the Bishopric of the Bear River City ward, Boxelder county, was reorganized, there being present at the meeting the presidency of the Stake, Apostle Rudger Clawson

and Elder Adoiph Madsen. The meeting was held in the fine new meeting house erected under the direction of the late Bishop Carl Jensen, the attendance being very large. The following named officers were presented and received the unanimous vote of the members of the ward, who were highly pleased with the selection:

Bishop-Lars F. Johnson. First Counselor-Peter C. Jensen. Second Counselor-Alma Nelsen.

The feeling manifested towards the officers by the people foreshawods prosperity and good will in the ward.

TO CURE THE GRIPPE IN TWO DAYS Take Laxative Bromo Quinine Tablets. All druggists refund the money if It fails to cure. E. W. Grove's signature is on each box. 25c. 2

# HIS DAUCHTER UNDER ACE.

Mercur Father Instructs County Clerk Not to Issue Marriage License.

### Two Other Protests are Received-One is Later Withdrawn-Another Still Awaits Action.

County Clerk Dunbar frequently receives word from parents or guardians of young people instructing him not to issue a marriage license to so and so, for the reason that he or she, as the case may be, is under age. A record is kept of all such objections, and the names and ages of the prospective brides and bridegrooms filed away for future reference.

When a rather young appearing couple (over whom there invariably hangs a suspicion) present themselves at the clerk's office, and ask "is it here where you get a marriage license?" Clerk Seare will advance, ask their names, ages and other particulars, and then politely request them to take a seat while he attends to a little matter

requiring immediate attention. The "little matter" is a glance at the record of objections, and should there be found no similarity in the names given and those recorded, the license lacues forthwith, special emphasis be-ing put on the words "you swear you, are over the age of ----."

No less than three protests were received at the clerk's office today. Two came by mail and the mother of a sixteen year old girl appeared in person As a result one license was refused, the verbal objection of the mother withdrawn, while the other still hangs fire, the parties up to a late hour this afternoon not having put in an appear-ance at the clerk's office. This latter protest, dated Mercur, January 22, 1900. is from the father of a young girl by a wife now deceased, and from whom he was divorced before her death. It reads as follows, the surnames purpose ly being withheld and the Christian

names appearing in blank: "County Clerk of Sait Lake County: "Dear Sir:-I have just heard that my daughter Mabel and Joseph - are contemplating getting married. They are both minors, so please do not grant a license. The girl's mother died on the 5th inst. I am the father of the

# said Mabel, but was divorced from the wife, but will be the guardian of my "(Signed)

WILLIAM -The communication was filed away, for any kind of work. This has been the experience of others; it will be yours. HOOD'S PILLS are sold by all medicine dealers. 25 cts. The Constitution says:

" This Constitution and the laws of the United States, which shall be made In pursuance hereof shall be the su-preme law of the land.'

"If the member-elect from Utah is eligible to be a representative in Congress, then for the purpose of his case we must read into the Constitution

other words so that it would read: "No person shall be a representaive in Congress unless he shall have at-tained to the age of 25 years, and been soven years a citizen United States, and w the of who shall not when clocked be an inhabitant of that State in which he shall be chosen provided no person shall be eligible to a seat as such representative who in form and substance, in word and act, in life and practice, defies the Constitu-tion and the laws and denies their val-

idity and supremacy.' "It matters not whether this proviso be attached to the clause referred to or to some other. It must be written into the Constitution somewhere if the claimant is eligible, and my friends on the other side of the question, will not

deny it. "Thus stands the case, then: If the minority be right, the framers of the Constitution if they had foreseen the Roberts incident, with its defiance the Constitution and the law and its de-

nial of their validity and supremacy as to him, would have said Brigham H. Roberts is eligible and must be seated if elected

I say that no such provision could have been adopted, and if it could not it cannot be applied.

"Much is said about the moral side of this question: Doubtless it has such a side and if that were the only con-sideration before us, the House might take the same action it will take

"But I do not here and now in the face of the great fundamental fact of disobedience of law plus audacious de-flance of it, care to assert the moral Isobedience of law plus audacious de-ance of it, care to assert the moral round. "Mr. Speaker, 1 do not hesitate to ground.

Fayler questioned a Senate precedent Mr. Littlefield. The latter reited by sponded that John Sherman of Ohio had voted on that precedent and the ironclad tone of "Ohio" brought another derisive burst of laughter and applause mainly from the Democratic side. Mr. Littlefield declared that all he wanted was that Roberts should have his constitutional rights neither more nor less.

## MR. ROBERTS SPEAKS.

At Washington this afternoon Mr. Roberts followed Mr. Littlefield. He began: "A plague on both your houses since both propose my und (laughter); but," he continued, undoing. The situation was not allogether without its advantages." He was convinced with the minority that the House had no right to exclude him, and with the ma-jority that once admitted he could not be expelled. "Between the two," said he, "matters fall out about as I would have them, and substantial justice will be done." (Renewed laughter.) He was speaking when the "News" went to press.

# M. M. WARNER ARRESTED.

## Provo Attorney Finds Himself in Serious Straits-The Charge.

Special per Deseret Telegraph. Provo, Utah, Jan. 23,-M. M. Warner, a prominent attorney of this city, was today arrested by Deputy Sheriff Willams, on the charge of adultery. rime is alleged to have been committed Wasatch county with Miss Gertrude Duncan of Heber City. The complaint was sworn to by the young lady's mother. Mr. Warner is still in custody and will be taken to Heber City this afternoon by Sheriff Murdock of Wasatch county.

# BEE-HIVE PATENTS.

[SPECIAL TO THE "NEWS."] Washington, D. C., Jan. 23.-Utah patents issued: James L. Chalmers, Salt Lake, Swift Lewis, J. Whitney, Manleton, combined section closer and foundation fastener for honey sections of bee-hives.

Persons who lead a life of exposure are subject to rheumatism, neuralgia and lumbago, will find a valuable remedy in BALLARD'S SNOW LINIMENT; it will banish pains and subdue inflam-mation. Price 25 and 50 cents, Z. C. M. I. Drug Dept.

## A Foint to Remember.

Ogden, Utah. Jan. 12, 1900 .- Mary E. Pierce of this place says: "I take from three to six bottles of Hood's Sarsaparlila every year and as a blood purifier I find no other medicine equal to it. My health is now quite good." It is doupt-less true that the use of this medicine, which has the effect of making the blood rich and pure, is of great benefit-in warding off illness as well as in curing alsease.

## Beecham's Pills cure sick headache.

Coughs and colds come uninvited, but you can quickly get rid of them with a few doses of BALLARD'S HORE-HOUND SYRUP. Price 25 and 50 cents. Z. C. M. I. Drug Dept.

#### BORN.

To the wife of W. Arthur Thomas of the Z. C. M. I., Salt Lake City, Utah, a ten-pound girl, Jan. 21, 1900. Mother and child doing nicely,

In the Fifteenth ward of this city, Monday evening, Jan. 22, to the wife of Elias C. Evans, a daughter. Mother and child doing well, and father all

#### DIED.

YOUNG.-At Provo, Utah county, Jan. 14, 1900, of valvular heart disease, El-len L., daughter of Franklin W. and Anna M. Sabin Young, aged 22 years

and 10 days. Funeral services were held in the

John Y. Fillmore Blake, born in our Tucson fellows tumble over offer Missouri, appointed to the military

**BRITISH TODAY** 

Work of a Brigade that is Contest-

ing Gen. Buller's Advance.

COMMANDED BY AMERICAN.

Many Men from the West-How They

Conducted Themselves Before

Lady smith.

The United States army register con-

Col. Blake's command-Cassidy-who is known in Utah, having worked in mines in this State. From Arizona he

went to South Africa, and now turns up

in the Irish brigade. He saw service in fighting Indians. The foregoing in-formation will lend additional interest to the following, cencerning the men who are this day enaged in resisting the advance of the British

the advance of the British army under

Gen. Buller, near Ladysmith; this is

taken from last Saturday's edition of the Irish World, published at Minne-

apolis, Minn.: The following letter from James F

Dufin, a former resident of Lowell, Mass., now with the Boers, was re-

ceived by a friend. The utmost confi-dence can be placed in his story. The

letter, which is dated "In the field out-

side of Ladysmith," is as follows: "My Dear Dillon-I want to give you some of the real facts of what is oc-

curring here. The fact is that all the nonsense about the wrongs of the uit-landers was cooked up by the Rhodes

gang for the English papers. "I have lived here for two years and

I have yet to learn that we have any wrongs-political, religious, commer-

"The men who wronged and threat-ened and bull-dozed the miners-1 mean

the working miners-were the Rhodes crowd. It was a great plty that Jame-

crowd. It was a great pity that Jame-son. Hammond and the rest of them were not strong up after the raid. "When the war broke out brigades of foreigners were organized at once. The Germans have a brigade of 2,000 men or more, nearly all men trained in the summer of common and common and in

the army in Gormany and commanded by trained officers of their own country.

There is a mixed brigade of French, Scotch and English, who have their

own officers, and they are doing good. "We have an Irish brigade of over 2,500 men, the majority of them from

California and the West, with quite a

sprinkling from the old country and the

Cape. Our commander is Colonel Blake, a West Pointer, who used to be

in the regular cavalry at home, and a jim dandy, a lighter and a tactician that

West Point may be proud of. "We are getting new men every day;

they come in from Lorenzo Marquez and are from every country in Europe and from the States. We have quite a

number from around Boston, New York and Philadelphia.

"It was our brigade-we had about 1,209 on the firing line that day-that scooped in the Irish fusiliers at Dun-dee, and had the Boer contingent had more experience in military matters we

could have got the whole Yule's bunch, horse, foot and wagons, for

never saw a worse beaten, demoralized crowd than that same British army,

and refuses to let us take any change that are uncertain, and he is dea

that are discrimination in the is deau against any military grandstand tac-tics. He won't allow any charges or at-tacks on fortified places; he makes the British do that business, and then he

soaks them. "The consequence is that the English

lose five men killed and wounded where we lose only one. We are now in-trenching around Ladysmith, with a

strong force down at the fords of the Tugela, intreaching and waiting for that advance of the British we are

men cooped up in Ladysmith, and we will get the whole bunch as sure as

will get the whole bunch as sure as shooting. We have the hills overlook.

We have White and about 10,000

"General Joubert is a foxy old chap,

cial or otherwise.

The fact is that all the

tains this entry:

after officer. "When they reached the foot of the hill Blake ordered us to cease find, and told a few men from each com-pany to yell, journ up and pretent in academy from Arkansas, became a cadet Sept. 1st, 1876, received his commission as second lieutenant June 12, 1880, and was assigned to the Sixth Cavalry, run away. This encouraged the Johs nies to cheer, and they came up the all made first lieutenant Oct, 5, 1887, and resigned from the service Aug. 19,

panting and shooting wildly. "When about 100 feet from us we it them have it, from Mauser, Manniche Lieut. Blake was in service with the Sixth United States cavalry, as will be seen by the dates, when that body of troops performed the extremely ardu-ous task of whipping the Apache In-dians in Arizona and New Mexico into submission Now has the and Maxim, and Blake yelled, 'Nos, boys, give them a taste of the rel thing.' The cheer that went up could thing.' The cheer that went up could be heard a mile off, and we went our submission. Now he is the cammand-er of the Irish brigade in the Transthe entrenchments at them with the bayonet. "Surprised! You never saw anything vaal forces, and from his past record there is no doubting the statement that like it. A volley point blank and the the metall We went at them in god he is a fighter. There is another man named in the letter which tells of

them

work.

last two years."

in one day.

Irish fashion, and some of the Yanka and Ohlo chaps were wilder than the Turks. The redcoats would not stand for it, but went down the hill on a break and out into the open, sprintly like greyhounds. "We marched back about one-sixth d thern, and there was a badiy-mauled is lying around that we sent into the Eng-lish lines that night, as we preferred to

et them have the bother of doctoria

"They won't be very hot to rush a hill with a green flag over it again 1 imagine. The regiment was the Gloucestershires, or some other such

name, and if they don't get any belter

material than that to fight us the Ese-

lish are more likely to march into the

suppose the English are rushill

Indian ocean than into the Transvill

In all the men they can get hold of, but

as we have our backs to the mountains

and they have to come at us over our own fortified positions, they will need

a quarter of a million men to do the

"Counting those we have in the field,

those at Pretoria and around, and the

then who have come from Europe in two months, we can count up aimon 100.000 men, and we have supplies 10

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