

fever, five of smallpox, one of tuberculosis and one of pneumonia.

GOING TO GERMANY.

Elder Epsy T. Cannon was last night tendered a farewell in the Cannon ward meetinghouse prior to his departure Jan. 3, on a mission to Germany. There was a large crowd present and the fol-lowing excellent program was ren-dered: Piano solo, Edward P. Kimball, recitation, Master Don Carlos Wood; soprano solo, Miss Emily Grimsdell; recitation, Miss Alice Edward; baritone solo, Horace S. Ensign; plano solo, Miss Hattie Whitney; tenor solo, Frank Chamberlain, Elder Cannon delivered an address and after the program danc ing was engaged in.



The supreme court handed down two opinions today, one of which was a reversal of the judgment of the lower court and the other was an affirmation of the lower court's decision. In the case of Hattie Lee against Salt Lake City, appellant, the judgment of the lower court is reversed and a new trial is granted.

The jury in the lower court rendered a verdict in favor of plaintiff for \$2,500 for personal injuries received by being thrown from her bicycle while riding on sidewalk across which an excavaa sidewalk across the law the city, the city claimed that the lower court erred in admitting evidence in rebuttal which would tend to show that the ditch was deeper than shown in the evidence of defendant and also which would show the probability of plaintiff falling off wheel when riding over such a This testimony the supreme holds was merely argumentative ditch. and should not have been admitted. opinion, which was written Justice Straup, reverses the judgment and grants a new trial, Justice Mecarty concurs in the opinion, but Chief Bartch dissents.

THIS CASE AFFIRMED.

The court affirms the judgment of the lower court in the case of Addison Cain against W. J. Reeve et ux, respondents, and the Colorado Investment & Loan company, appellant. In the court plaintin was granted a lower irt plaintiff was granted a decree foreclosure of mortgage for \$1.526 of foreclosure of moregage for states, The and also \$100 a nttorney's fees. The appellant was awarded judgment for \$100.05 and attorney's fees, the amount found by the court to be due it upon a loan of \$500.

It appeared from the evidence that Reeve secured a loan from Cain for \$1,500 and later secured a loan of \$500 from the Colorado company, which assumed the Cain mortgage a Reeve's note for \$2,000. Later and took pany refused to carry the Caln mort-gage and it was foreclosed. The com-pany then claimed that it was entitled to interest on the \$2,000 at 12 per cer whereas it had only loaned Reeve \$50 The lower court gave the compa-judgment for the amount found to company due on the \$500 note with interest at 12 per cent. By doing this the supreme court holds that the company received all the equity to which it was entitled. Hence the judgment is affirmed. The opinion was written by Justice Straup and concurred in by Chief Justice and concurred in by Chie Bartch and Justice McCarty.

Mirs. Cooley, who is to lecture in con-nection with the course by Dr. Hall that she is en route here. committees for the opening ses-The

sion are announced by President Cummings as follows. The members of each committee being expected to report to its chairman by 8 o'clock Tuesday evening:

RECEIVING COMMITTEE.

Dr. and Mrs. Joseph T. Kingsbury, State Supt. and Mrs. A. C. Nelson, County Supt and Mrs. John W. Smith, City Supt. and Mrs. D. H. Christensen, City Supr. and Mrs. D. H. Christensen, Prof. George A. Eaton, Miss Frances Qualtrough, president City Teachers' as-sociation; H. B. Folsom, president Prin-cipals' association, Mrs. Folsom, Prof. and Mrs. Wisiam M. Stewart, Prof. and Mrs. J. H. Paul,

PROGRAM COMMITTEE. Prof W. A. Wetzell,

REFRESHMENTS COMMITTEE. Supervisor Rosalie Pollock, Prof. Supervisor Rosalie Policick, Proc. Maud May Babcock Mrs. Byron Cum-mings, Miss Nellie Goss, Miss Alice M. Paul, Miss Valentina R. Murphy, Miss Ella M. Dukes, Miss Mildred M. Tib-bals, Miss Winnifred E. Coleman, Miss Martha P. Alexander, Miss Ellis R. Shino, Miss Emma J. Mitchell, Miss A P. Alexander, Miss Ellis Miss Emma J. Mitchell, 1 Mis Ciella MacCready Miss Jessie Duncan Miss Jennie M. Crabbe, Miss Maybelle Miss Jennie M. Crabbe, Miss Maybelle A. Crowley, Miss Barbara Kinnersley, Effie E. Hague, Leola A. Schrack, Lil-lian Horne, Ethel M. Lane, Grace Mo-Donagle, Winnie Webb, Ruby Knowl-ton, Margaret McVichie, Emma F. Hamlin, Etta Powers, Sylvia Cohn Ruth Palmer, Beatrice Anderson, Win lifred Hardy, Evelyn Reilly, Mary G Cauffield, Helen Balley, Maude G. Mc-Cargar, Nellie Sutton, Adelaide Joynt,

Cargar, Nellie Sutton, Adelaide Joynt, Lily Potter, Kate Thorpe, Nellie Her-man, Rebetta Moorhead, Grace E. Frost, Clara Kener, Jeanett Hanson, Ida Sconberg, Sue A. Clark, Elia Mur-phy, Edith Herman, Ethel Lewis, Win-nifred Woodmansee, Maude Paul, Louise Betz, Carrie Steppington, Amy Adams, Julia Jensen, Florence Horne, Mrs, Mary M. Dixon, Mary Grey, Min-nie Margetts Lorilla Horne, Mrs, Berrie Margetts, Lorilla Horne, Mrs. Ber-nice White, Mabel Jenson, Louise Gar-diner, Elizabeth Fratt, Minnie Harkin, Westlund, Esther Pearson, Violet Mary Pratt. Dollikins Burns.

BADGES AND MEMBERSHIP. Oscar Van Cott, Mark Brown, F. N Poulson, P. J. Sanders, J. A. Reese, Clifford I. Goff, Preston D. Richards, Scott Jones.

Eruptions

Dry, moist, scaly tetter, all forms of eczema or salt rheum, pimples and other cutaneous eruptions proceed from humors, either inherited, or acquired through defective digestion and assimilation.

To treat these eruptions with drying medicines is dangerous. The thing to do is to take

Hood's Sarsaparilla and Pills

Which thoroughly cleanse the blood. expelling all humors and building up the whole system. They cure Hood's Sarsaparilla permanently cured J G. Hines, Franks, Ill., of eczema. from which he had suffered for some time; and Mis Alvina Wolter, Box 212, Algona, Wis., of pin ples on her face and back and chafed skin of her body, by which she had been great troubled. There are more testimonials favor of Hood's than can be published Hood's Sarsaparilla promises to cure and keeps the promise.

cluded this afternoon. Up to noon to day only two challenges had been sustained by the court. These were in the Forty-second district, where Harten-

stein and Tuddenham each lost two votes. The total count of the judges in that district was: Hartenstein, 182; Tuddenham, 195; Ferry, 236; Anson, 239. By counting out the two ballots which were challenged the vote stands in that district: Hartenstein, 180, and Tud-denham, 192, while the vote for the denham, 192, while the vote for the contestants remains the same. There is one of the challenges, however, which is in doubt and that will, if sustainel, make a total loss of three to Hartenstein and Tuddenham.

One challenge against Hartenstein and Tuddenham in the Fortieth district was sustained by the court yesterday, was sustained by the court yesterday, but later it was reconsidered and taken under advisement. The challenges of the Forty-first and Forty-third have yet to be disposed of and also those in the other districts which were taken under advisement by the court.

WHAT DEY AND BRAMEL DID.

City Attorney's Office Makes Report To Mayor Morr's of Work Done.

The annual report of the city attorney's office for the year 1905 was filed with Mayor Morris and the city recorder today by Asst. City Atty. Bramel. At the close of 1904 there were 36 cases pending involving demands against the city amounting to \$97,-511.50. During the year 1905 a total of 31 cases have been instituted against the city. Of these four are damage suits for the change of grades involving the total sum of \$45,000, five are personal injury suits involving \$21,500, ne is a suit over the Emigration can yon water proposition involving \$51,two are on contracts involvin \$5,933.40, three are condemnation sul and one was a test case brought to test validity of the special bond issue

the During the year 20 cases were dis posed of in which the claims aggregat-ed \$64,250 and the cost to the city for settling all of these was only \$9,390. Forty-seven cases are still pending, the total amount involved in all of them

being \$180,000. In regard to the contingent fund the report states that the sum of \$488.82 has been appropriated to that fund during the year and the disbursements amounted to \$471, leaving a balance on hand of \$17.82. The sum of \$268 was spent during the year in the purchase of law books for the attorney's library and the report recommends that the library be increased each year,

and the second sec WEATHER REPORT

Record at the local office of the weather bureau for the 24 hours ending at 6 a. m.

today. Barometer reading at 6 a. m., 25,761 inches; temperature at 6 a. m., de grees; maximum, 23; minimum 7; mean grees; maximum or normal. 15, which is 12 below normal. Total precipitation for the 24 hours end-ing at 6 a.m., 06 inch. Total precipitation since the first of the month. 71 inch, which is .86 inch below

Accumulated deficiency in precipitation since Jan. 1. 215 inches. Relative humidity, 84 per cent.

FORECAST TILL 6 P. M. SUNDAY. Local forecast for Salt Lake City and

Vicinity: Partly cloudy and warmer tonight and Sunday, with local snow. R. J. HYATT. Local Forecaster.

seyond and above its shades of sorrow, and errors, our duty ever rides before

Soothe the sad, succor the oppressed Visit the widow and the fatherless. To go from house to house, seeking out the poor, the cast down, minister to the sick, lay out the dead, gather-ing and distributing, as you have done, sisters, for so many years, gift, donations for relief. and

And yet we have a larger missionto teach the mother to rear her young in simplicity and in truth and virtue that happy home circles may abound in our midst.

in our midst. And yet we have still a greater mis-sion. We faint not in our efforts to teach others perfection but display a great lack of true religion, when our own faults remain unmended. When will we learn that the beam is in our own eye and the mote only disturbs the vision of our neighbor. We are called upon by the still small

voice, a whispering from our Father, to work out our own salvation. Briefly the constructive parts of the

Plan of salvation are these: What man is, God once was, what God is man may be: the glory of God is intelman may be: the glory of God is inter-ligence. Nothing can be annihilated and no act lost. It is impossible to be saved in ignorance. The Spirit of God, which is the Holy Ghost and the Comforter, surrounds us and pervades the universe, and is the medium by which we may receive the inspiration of God toward intelligence and through which it is our right to receive comfort; and finally, that Faith, Hope and Charity and are necessary for Divine Grace but that the greatest of these is charity!

Therfore it is plainly necessary, that women as well as men, cease not while life lasts to study diligently, for the knowledge which is of greatest worth. To me the best step toward this is for us to throw off the curse of drudgery by learning to do our work so well, that we will love to do 't and have cause for rejoicing over the achievements of our hands.

Let us learn of the handiwork of God by the study of nature, search out her flowers, her moods, her laws. Let us study to improve our thoughts reaching up toward our Heavenly Father, praying for the inspiration of the Holy Ghost

Let us improve our language in our homes and among our children that our words be not idle complaining nor vain, but as nothing can be lost, cheerful, intelligent, reflecting a charitable spirit.

Let us open the books of life and salvation, and study also the great au-thors, poets and painters, that our minds may be clothed with intelligence and our hearts abound in human feel And here I am inclined to offer

thought for the year's work before us. With our multifarious duties we may able to call upon some aged or invalid sister, to cheer her, but we may lend her a book, to be read at pleasure, and peradventure to the strengthening of her purpose, the cheering of her life and the edification of her mind. Like wise after reading a good book, pass it to a sister saying I commend this book to you. It has instructed me and may edify you, and when you have read, return that I may lend again.

Having done Another thought: part well be satisfied to relinquish the oad to some stronger woman when

you become weary. And now my sisters, God's choicest blessings be upon you and peace be

with you. BATHSHEBA W. SMITH. President of Church Relief Society in all the World.

TO CURE A COLD IN ONE DAY Take LAXATIVE BROMO Quinine Tab-ieta. Druggists refund money if it falls to cure. E. W. GROVE'S signature is on each box. Ze.

These sales are being completed today. The Real Estate association is livelier than ever, and has projects on hand for the coming year, which cannot fail to benefit the city in a most substantial way. The real estate men of Salt Lake are more united than ever before, and they are having the earnest and efficient co-operation of the new Mer-chants & Manufacturers' association.

WITH THE TRADES.

The trades are in good humor. The shoe men report the heaviest improve-ment, one firm claiming that the business of Christmas week was 300 per cent better than the same week of 1904, and while the present week has been comparatively quiet, still the last week in the year is away ahead of the same week last year. The shoe men are all smiles. The novelty and noare all smiles. The novelty and no-tion stores also report a record break-ing business for the third week in the month, the toy sales being 50 per cent greater than the same week of 1934, and this week they are preparing to start cut in Valentine day lines. The sales in dolls were the heaviest on rec-ord. The Z.C. M.L. which is probably the most reliable business barometer in the reports trade as 25 per cent betwest. ter than a year ago-not in one. but in all lines. Then the hardware busiin all lines. Then the hardware obsi-ness has an encouraging story to tell, end reports of unprecedented sales for the last two weeks of this year, with conditions such as to warrant great exctations for the coming year. The lothing men report a comparatively ulet week when the week previous is considered, but it is entirely satis-factory, business is good, the steady winter weather has given trade a healthful stimulus, and the prospects for the remainder of the winter are encouraging.

ARCHITCTS ARE HOPEFUL

The architects are taking roseate views of things, in view of the expect-ed continuation of good times which ed continuation of good times which bring with them assuran es of a due building year during 1905. One architect said today, that there would be an immense amount of construction would have plenty to do. Contractors, too, feel good, and point to the increasing demand for homes, and the new business structures now under construction. House decorators are in a complacent frame of mind, and say all sorts of good things in their line may be expected after the first of the year. The dry goods men point with pride to last week as a criterion of commercia excellence-far above the standard hitherto established, and say that while the present week is rather quiet as compared with last, still it is so far ahead of the same week last year, that they have no complaint whatever to

A sarong and steady trade is expected with the advent of the new year. The gain is in all lines of the trade, A feature of the week was the declaration at a meeting last evening of the Home Trust & Savings company of a 2 per cent quarterly dividend, amount ing to \$5,000, payable today, making a total of 11 per cent in dividends for the year, amounting to \$27,500.

CHRISTMAS NEWS EULOGY.

Pocatello Advance: Among the othe Christmas editions received, the Des-eret News, of course, stands at the head with one of the finest editions ever put out in this part of the country.

Wasatch Wave: The Christmas edition of the Deseret News, which came out last week, was a splendid number Many copies of this magazine issue were mailed by people here to frid living outside the state, and as the Da per contains exhaustive write ups of the resources of Utah, Idaho, and Ne-vada, it will be of great value to these western states.

sign of Forest Dale, was taken ill yes-terday afternoon, with heart trouble, and at 6 o'clock he passed away. to make whatever fast time is neces-

"The Pennsylvania, the Missouri Pa-cific and the Sania Fe are understood to be making a strong bid for a large share of the transcontinental mails a solo at the regular services in the Sixteenth ward chapel tomorrow night. through the St. Louis and Kansas City gateways. This mail leaves New York Music by Welling, words by Mr. Hogateways. This mail leaves New York early in the morning on a fast New York Central mail train and is deliv-ered at Chicago by the Lake Shore to the Burlington, which in turn delivers it to the Union Pacific at Omaha. "Becently the Panagurania artsh binson. Miss Matie Mariger entertained the B. O. C. G. club at her home, 48 east Eleventh South, Friday evening. There were games, music and dancing, after

"Recently the Pennsylvania estab-lished a fast train between New York and St. Louis, and the Missouri Pacific another between St. Louis and Kansas City. Soon after that the Santa Fe re-B. F. Bauer field an attachment suc-in the district court today against J. R. Chambers to recover \$500 alleged to be due on the lease of a house at 147 cast South Temple street. The attach-ment was placed in the hands of an of-flicer who seized the goods of defend-ant at the depot just as he was atduced the schedule of its California Limited nearly two hours. This enabled them to make the Missouri Pa-cific connection at Kansas City and thereby establish a faster route than the one over which the mail is now carried.

The government has made no move in the matter, but the railroads know if any route makes faster time than the one enjoying a mail contract, the go ernment will make a change to the the faster route at the next reweighing.

WILLIS.-Dec. 29. 1905. at 11:30 a. m., Eliza P. K., wife of George W. Willia, and daughter of Edward B. and Eliza. S. J. Kiddle; born Oct. 7. 1855. Chad-well. Heath Essex. London; baptized in-to the Church of Jesus Christ of Lat-ter-day Saints Aug. 14. 1866; emigrated to Utah with her mother and family Oct. 1877. Funeral notice later. "The Santa Fe engaged in a sharp speed contest with the Rock Island in a desire, it has been asserted, to wrest from it a rich mail contract. The Rock Island appears to have made the pace Funeral notice later. Millennial Star and Alberta papers, too hot. At least that has been the conclusion, as the Santa Fe gave up the please copy. struggle and President Ripley asked the executives of competing lines to join with him in making a reduction in SWIFT.-In this city. Dec. 29, 1905 Chas. D. Swift, a native of Ohio, aged 55

the time of transcontinental trains. This is understood to have been greeted with little or no favor, at least for the present season, but what will be done later on has not developed."

EXCURSION ABANDONED. Transcontinental Passenger Ass'n Puts

ENSIGN.-At 2457 south Seventh East street, this city, Dec. 29, 1966, Merrill Dale, son of F. V. and Gracie Free En-sign; aged two years and four months. Funeral Sunday Dec. 31, at 13 o'clock noon from family residence. Friends are invited. The remains may be viewed from 11 a. m. to 12 noon. Quietus on Los Angeles Trip.

The excursion to Los Angeles under the auspices of the Salt Lake Elks is apparently doomed to cancellation. It was the intention to run special trains over the Salt Lake Route on a date vet to be named in February, at a rate of from \$39 to \$35 the round trip instead of \$50. To date A. W. Raybould, the secretary of the Salt Lake lodge, has received 83 applications for tickets and the prospects were that there would be in the neighborhood of 250 by the

time the excursion was made up. Now the Trans-Continental Passenger association has put a quietus on the trip by refusing to sanction the excur-sion. Accordingly there is deep and abiding grief hovering around the pro-

WESTERN PACIFIC REALTY.

moters.

Two deeds were recorded yesterday conveying property to the Western Pa-cific Railroad company. For a con-sideration of \$13,500, T. W. Jones trans-fers a part of lot 7, block 49, plat C, to the company and Boxe H. Yan Stater the company, and Rose H. Van Steeter Eklund has transferred a part of lot 7, same block and plat, for \$7,500.

WORK ON WESTERN PACIFIC.

A superintendent of the Utah Con-struction company stated this morning that work was being purched on the Western Pacific west of Grantsville despite the wintry weather. Camps are now strung out along the surveyed line as far as Low Pass while the abundant fall of snow has in a measure solved the water problem.

SPIKE AND RAIL

The Rio Grande is figuring on erecting a \$4,000 ice house at Provo. Fred Knickerbocker and family leave

for Los Angeles this evening on a vaca-tion trip.



F. D. Hunt has been appointed in-

HONEST PRICES.





John Robinson, baritone, will sing

an elaborate supper was served.

B. F. Bauer filed an attachment suit

DIED.

years. Funeral services tomorrow (Sunday) at 2 o'clock p. m. at the family residence. 258 south Ninth East street. Interment pri-vate in Mount Olivet cemetery.

R. E. Evans, Florist, 36 S. Main St.

Floral Designs a Specialty. Phones 961.

CLASSIFICATION

LOST.

TOO LATE FOR

Beautiful prizes were awarded.

tempting to leave the city.

Painless Extraction of Teeth or No Pay. All Work Positively Guaranteed. 'Phones: Bell. 1126-X; Ind., 1126.

Denta