

Today's Ogden News

LEGISLATORS AT STATE SCHOOL

Committee Investigates Conditions and Needs of Reform Institution at Ogden.

MANDATE TO STATE ENGINEER

Must Accept and File Zitzman Application for Water—Other Court Business.

Ogden, Feb. 14.—A committee from the state legislature visited the state industrial school yesterday for the purpose of seeing what improvements are necessary at the institution. They were pleased with the marked improvement in the school and the apparent advancement of the inmates are making along educational lines, also in the manual training and domestic science departments. One matter that was particularly impressed on the minds of the legislators was the necessity of the establishment of a girls' college department in some other part of the county, so that the sexes can be separated entirely.

During the afternoon appropriate Lincoln day exercises were conducted. Instead of Tuesday, Col. George H. Squibb of Salt Lake City addressed the group on the life and works of Abraham Lincoln. A special feature of the program was the vocal and instrumental music rendered. The two boys, Severus and Nielson, who escaped Tuesday night, were recaptured at Brigham City and returned to the school.

WRIT OF MANDATE

State Engineer Must Receive and File Application for Water.

Ogden, Feb. 14.—A writ of mandate

Manager, E. A. Larkin, Telephone 133-k.
Advertisements for the Daily, Saturday and Semi-Weekly News accepted on the same terms as at the Salt Lake Office.
Circulator, John J. McGregor, 224 Wash. Ave. Ind. Tel. 151. Office with Lambert Paper Co.
Payments for the Daily, Saturday and Semi-Weekly News should be made to the circulator. Delivery made on the same terms as in Salt Lake.

has been issued out of Judge Howell's court against State Engineer Caleb Tanner to require him to file the application of Lewis Zitzman for the appropriation of certain valuable waters in Taylor's canyon. Oct. 21, 1905, Zitzman applied to the state engineer for the right to appropriate the waters from three certain springs in Taylor's canyon east of Ogden City. The application was returned several times for correction, and when finally corrected in keeping with the requirements of Mr. Tanner it was filed as to two of the springs, but rejected as to the third one, on the ground that the Union Pacific Railroad company had filed on the application of the engineer, and its application had been accepted.

Mr. Zitzman, who was notified of this fact, immediately began suit in the district court for a writ of mandamus to compel the state engineer to accept his application, which he claimed was a prior right to the water over the railroad company. Judge Howell heard the case, Atty. C. C. Richards appearing for Mr. Zitzman, and Dist. Atty. Halverson for the engineer. In passing on the application of the engineer, the court in its opinion says:

The facts in this case demonstrate that such a rule or regulation as has been made by the state engineer is unreasonable if it is to have universal application. He retained petitioner's application practically two months before returning it for corrections, and it was a physical impossibility for the petitioner to make the corrections required and also comply with the rule of regulation in question requiring the return of the application within 60 days. So that, while the court, in this particular instance, presumes conclusively the conduct of the state engineer to be sans reproche, still, if he were permitted to make such rules, it is readily seen that he could easily make it impossible for any person not in

ONE THOUSAND TEMPERANCE FOLK

March Through National Capitol In Support of Bill to Suppress Liquor Traffic.

IN THE DISTRICT OF COLUMBIA

We're Moving Around Walls of Jericho, and the Barriers of the Demon Rum Will Fall.

Washington, Feb. 14.—Temperance advocates, 1,000 strong, marched through the national Capitol today in support of the bill introduced by Representative Webber of Ohio to rid the District of Columbia of the liquor traffic. Men, women and children, representing a score of total abstinence organizations, formed the procession which moved through the Capitol for more than two hours, while Mr. Webber and other prohibition advocates were speaking before the house committee on the District of Columbia in an effort to secure favorable action on the bill.

MISS ROLLEY OUT ON BAIL

Miss Rose Rolley, who was bound over to the district court on the charge of grand larceny, that of stealing from the N. O. Ogden company \$25, was released from custody yesterday afternoon, the bond having been furnished by Henry Fines and D. H. Moran of Park City, where the girl's parents reside. The case against her will not likely be called in the district court for several weeks.

FUNERAL SERVICES

A large number of relatives and friends assembled at the family residence of Mrs. Sarah Small on Twenty-fourth, yesterday afternoon, to pay a tribute of respect to the memory of Ethel, the 11-year-old daughter of Mr. and Mrs. Henry Brown. Bishop Holland presided. Beautiful songs and duets were furnished by Mrs. Mary Farley, Orson Griffin and William Pickett. Those who spoke words of comfort to the sorrowing family were Elders Fred Foulger, Charles Tillotson, Hyram Gehlman, Patrick George W. Larkin and Bishop Holland. Interment took place in the Ogden City cemetery.

OLD RAILROAD PENSIONED

Mathias Hincheliffe, who for more than a quarter of a century has been connected with the depot service in Ogden, has been honored with a pension from the railroad company of \$24 per month because of his continued and faithful service for over 22 years. He has acted as depot policeman during most of the time. He has become almost a fixture in the service and was well deserving of the pension.

Great investment, absolutely safe, brings returns, giving surplus earning power of youth till old age, securing comfort and health in your old days. That's what Hollister's Rocky Mountain Tea does. Z. C. M. I. Drug Dept., 112-114 South Main St.

A VALUABLE LESSON

"Six years ago I learned a valuable lesson," writes John Pleasant of Magnolia, Ind. "I then began taking King's New Life Pills, and the longer I take them the better I find them." They please everybody. Guaranteed at Z. C. M. I. Drug Dept., 112-114 So. Main St.

IRISH PEOPLE WANT A HOME RULE BILL

London, Feb. 13.—During the debate in reply to the speech from the throne in the house of commons today, Walter Hume-Lung, once chief secretary for Ireland, raised the Irish question. Augustine Birrell, present chief secretary, replied that like Premier Campbell-Bannerman, was perfectly satisfied that the only solution satisfactory to the great majority of the Irish people was what is generally called the home rule bill, and that neither he nor the premier would assume responsibility for any measure likely to obstruct or interfere with the fulfillment of these hopes. This statement was greeted with loud ministerial and nationalist cheers.

FREEDOM OF THE PRESS

Drastic Bill to Restrict It Introduced in Washington Legislature.

Tacoma, Wash., Feb. 14.—Two drastic bills to restrict the freedom of the press have been introduced in the legislature. One by Senator Thomas is practically the Pennsylvania bill with the penal penalty omitted.

SUFFRAGE CONVENTION

Principal Matter Discussed Municipal Suffrage of Women.

Chicago, Feb. 14.—The thirty-ninth annual convention of the National Woman Suffrage association opened here today. It will continue for five days. The principal matter up for discussion today was municipal suffrage for women.

DEPT. OF COMMERCE

Secy. Shaw Will Introduce Some Radical Reforms.

Washington, Feb. 14.—A new departure has been made in administrative affairs of the department of commerce and labor by Secy. Strauss, who yesterday assembled all the chiefs of bureaus of that department for what is termed the "cabinet meeting." It is believed by the secretary that the efficiency of the department will be increased and the public service largely promoted by holding these conferences of chiefs of bureaus.

EVELYN THAW'S MOTHER TO TESTIFY

Said She Wants to Go on Witness Stand and Deny Parts of Daughter's Evidence.

SOME FEARS OF A MISTRIAL

Jerome Studying the Will, and He May Not Object to Its Introduction.

New York, Feb. 14.—Because of the serious illness of Mrs. Joseph B. Bolton, wife of a juror, there is some fear that there will be a mistrial in the Thaw case. Mrs. Bolton, who is 55 years of age, is suffering from double pneumonia and is now passing through the crisis of the disease. Her physician cannot hold out any positive hope for her recovery. Juror Bolton, a man well advanced in years, is anxious to finish his duty in the Thaw case, but with his wife's life in the balance and he separated from her, the strain may result in his own breakdown. Her death would certainly delay the trial and might incapacitate him from further service.

The illness of Mrs. Bolton caused a postponement of the trial yesterday in company with another juror and a deputy, made a visit to his home and remained 45 minutes. He was informed by telephone of any decided change in the condition of his wife.

A lingering illness and then the death of Mrs. Bolton, it was stated today, would mean such a long delay in the trial that Justice Fitzgerald might feel it necessary to order another panel of jurors to be selected. A new jury, Thaw was much cast down yesterday when he learned that Juror Bolton's wife was so ill that a long delay in the trial is probable. The present jury might follow. Lawyer Peabody, who has been his close personal adviser all during the trial, had a hard time calming him.

It was told that at the worst there would only be a delay of a few days, and then after a chat with his wife in the hospital, he would return to court and see to it that his evening meal with a fairly good appetite.

It is Mrs. Bolton's condition warrants it and the trial is resumed today. Harry Thaw's will, the document in which, it is said, he provides a fund of \$50,000 for the prosecution of his slayer in case he should be acquitted, and the codicil to that will in which it is said that he makes provision for a fund of \$75,000 for the benefit of several young women whose names are not known to be in the document and whom he believed to have been victims of Stanford White—will be again offered in evidence.

From the present indications, Dist. Atty. Jerome will press the case of the defense. He has allowed three cross examinations to be passed, those of Evelyn Nesbit Thaw, Dr. G. Wagner and Dr. Britton D. Evans. He will wait until the last minute to cross examine these witnesses and will then add to what he succeeds in getting from them the evidence of his own experts and his own witnesses in rebuttal. Just what the nature of his rebuttal will be it is now impossible to say. If the defense gives him leeway, as they have offered to do, he will without doubt attempt to show that the story which Evelyn Nesbit Thaw has told, and will tell on the stand is not true on its aspects. That he will try to discredit the testimony of Mrs. Thaw, there seems no question. Unless the defense lets down the bars Mr. Jerome will not be able to get this testimony before the jury. That he is preparing for such course there is no doubt as his detectives have searched New York night after night, looking for the people whose names did not get into the record of the case, but who were whispered to him by Mrs. Thaw.

Mr. Jerome also talked last night with the witnesses for the defense who are expected to testify as to alleged insanity in the collateral branches of the Thaw family. This was done with the object of saving time to the jury. My Jerome having no knowledge of what these witnesses would tell when called to the stand, would, he said, be obliged to interpose all the technical objections possible, even though the testimony as it finally came out would not be objectionable.

For this reason he, with representatives of the counsel, last night examined these witnesses, and it was the opinion of both sides that there would be an agreement as to what they might say and which prevent objections and long arguments. The testimony of Dr. Evans which was concluded yesterday afternoon, has laid the foundation for the introduction of Evelyn Nesbit Thaw's testimony regarding what she says Thaw told her regarding other girls whose fate at the hands of Stanford White was similar to hers.

The report is again current that Mrs. Charles J. Holman, mother of Evelyn Nesbit Thaw, will be called as a witness for the state by Dist. Atty. Jerome. It is stated that Mrs. Holman since the revelations made by young Mrs. Thaw has expressed a desire to be called as a witness and she is said

ONE THOUSAND TEMPERANCE FOLK

March Through National Capitol In Support of Bill to Suppress Liquor Traffic.

IN THE DISTRICT OF COLUMBIA

We're Moving Around Walls of Jericho, and the Barriers of the Demon Rum Will Fall.

Washington, Feb. 14.—Temperance advocates, 1,000 strong, marched through the national Capitol today in support of the bill introduced by Representative Webber of Ohio to rid the District of Columbia of the liquor traffic. Men, women and children, representing a score of total abstinence organizations, formed the procession which moved through the Capitol for more than two hours, while Mr. Webber and other prohibition advocates were speaking before the house committee on the District of Columbia in an effort to secure favorable action on the bill.

MISS ROLLEY OUT ON BAIL

Miss Rose Rolley, who was bound over to the district court on the charge of grand larceny, that of stealing from the N. O. Ogden company \$25, was released from custody yesterday afternoon, the bond having been furnished by Henry Fines and D. H. Moran of Park City, where the girl's parents reside. The case against her will not likely be called in the district court for several weeks.

FUNERAL SERVICES

A large number of relatives and friends assembled at the family residence of Mrs. Sarah Small on Twenty-fourth, yesterday afternoon, to pay a tribute of respect to the memory of Ethel, the 11-year-old daughter of Mr. and Mrs. Henry Brown. Bishop Holland presided. Beautiful songs and duets were furnished by Mrs. Mary Farley, Orson Griffin and William Pickett. Those who spoke words of comfort to the sorrowing family were Elders Fred Foulger, Charles Tillotson, Hyram Gehlman, Patrick George W. Larkin and Bishop Holland. Interment took place in the Ogden City cemetery.

OLD RAILROAD PENSIONED

Mathias Hincheliffe, who for more than a quarter of a century has been connected with the depot service in Ogden, has been honored with a pension from the railroad company of \$24 per month because of his continued and faithful service for over 22 years. He has acted as depot policeman during most of the time. He has become almost a fixture in the service and was well deserving of the pension.

Great investment, absolutely safe, brings returns, giving surplus earning power of youth till old age, securing comfort and health in your old days. That's what Hollister's Rocky Mountain Tea does. Z. C. M. I. Drug Dept., 112-114 South Main St.

A VALUABLE LESSON

"Six years ago I learned a valuable lesson," writes John Pleasant of Magnolia, Ind. "I then began taking King's New Life Pills, and the longer I take them the better I find them." They please everybody. Guaranteed at Z. C. M. I. Drug Dept., 112-114 So. Main St.

IRISH PEOPLE WANT A HOME RULE BILL

London, Feb. 13.—During the debate in reply to the speech from the throne in the house of commons today, Walter Hume-Lung, once chief secretary for Ireland, raised the Irish question. Augustine Birrell, present chief secretary, replied that like Premier Campbell-Bannerman, was perfectly satisfied that the only solution satisfactory to the great majority of the Irish people was what is generally called the home rule bill, and that neither he nor the premier would assume responsibility for any measure likely to obstruct or interfere with the fulfillment of these hopes. This statement was greeted with loud ministerial and nationalist cheers.

FREEDOM OF THE PRESS

Drastic Bill to Restrict It Introduced in Washington Legislature.

Tacoma, Wash., Feb. 14.—Two drastic bills to restrict the freedom of the press have been introduced in the legislature. One by Senator Thomas is practically the Pennsylvania bill with the penal penalty omitted.

SUFFRAGE CONVENTION

Principal Matter Discussed Municipal Suffrage of Women.

Chicago, Feb. 14.—The thirty-ninth annual convention of the National Woman Suffrage association opened here today. It will continue for five days. The principal matter up for discussion today was municipal suffrage for women.

DEPT. OF COMMERCE

Secy. Shaw Will Introduce Some Radical Reforms.

Washington, Feb. 14.—A new departure has been made in administrative affairs of the department of commerce and labor by Secy. Strauss, who yesterday assembled all the chiefs of bureaus of that department for what is termed the "cabinet meeting." It is believed by the secretary that the efficiency of the department will be increased and the public service largely promoted by holding these conferences of chiefs of bureaus.

IT WILL COST YOU NOTHING

We will examine your eyes free. If your sight is defective, we will fit glasses at lowest prices for first class material and scientific workmanship.

It Would Be

A good resolution for you to start the new year by getting your eyesight perfected. Let us assist you in keeping this resolution.

RUSHMER

Manufacturer and Fitter of Perfect Eye Glasses.

73 West First South, Both 'Phones 1573.

WANTED!

Watches, Clocks and Jewelry to Repair. Guaranteed Work. Lowest prices in the city.

Cleaning \$1.00
Main Spring \$1.00

CARTER JEWELRY CO.,

224 Main Street.

DIAMONDS

Sold with the written guarantee to refund the full amount paid for them at the expiration of three years, which means that you can wear

DIAMONDS THREE YEARS FOR NOTHING.

Reference: Walker Brothers, Bankers.

I. SIEGEL,

JEWELER AND DIAMOND BROKER.

175 South Main. THE POPULAR PRICE JEWELRY HOUSE.

INDICTED FOR PUBLISHING THAW TRIAL DETAILS.

Lebanon, Ky., Feb. 14.—The county grand jury last night returned indictments against the Cincinnati Enquirer, Louisville Herald, Louisville Times and Evening Post for publishing and circulating the "offensive and indecent proceedings of the trial."

BLOCKED TRAINS ARRIVE.

Seattle, Feb. 14.—Great Northern trains which have been delayed for days by the snow blockade in the east are arriving in Seattle today. The trains were finally opened today. The Northern Pacific was opened several hours earlier in the day and several delayed trains reached here during the afternoon. Officials of the Great Northern promise tomorrow to hasten the movement of freight both east and west. Mails which have been delayed more than a week are being received here.

FOR BILIOUSNESS AND SICK HEADACHE.

Take Orino Laxative Fruit Syrup. It sweetens the stomach, aids digestion and acts as a gentle stimulant on the liver and bowels without irritating these organs. Orino Laxative Fruit Syrup cures biliousness and habitual constipation. Does not make gas and is mild and pleasant to take. Remember the name ORINO and refuse to accept any substitute. For sale by F. J. Hill Drug Co.

JUST IN

New stock of Waterman's Ideal Fountain Pens. Call and try the points. Deseret News Book Store.

OUR LINE OF GO-CARTS AND BUGGIES

Just Received, and they are beauties.

PRICES FROM \$3.50 TO \$35.00.

Also Carpets, Rugs and Curtains in endless variety.

NEBRASKA FURNITURE COMPANY,

43 East 2nd, South Street. H. J. Smith Secy. and Treas.

TAKE ADVANTAGE Of Our Special Sale.

Sal Sickle Jewelry Co.

233 MAIN ST. BELOW KENYON HOTEL.

PROVO DEPARTMENT

The "News" is delivered by carrier every night (Sunday excepted) at 75 cents per month. All payments and complaints should be made to R. J. Dugdale, agent for Daily, Saturday and Sunday News. Orders taken for Church Works. Residence, 72 North North St. Phone Ind. 96-M.

BASS HATCHERY

In Powell's Sloughs Now Ready for Business.

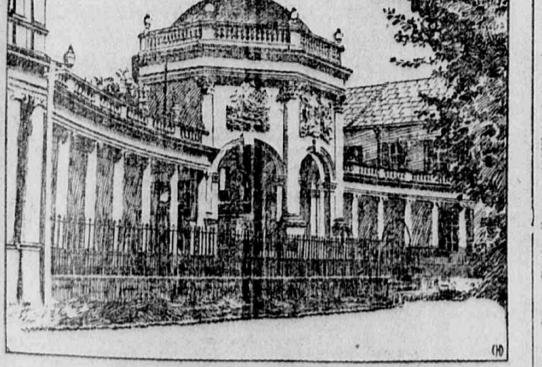
Special Correspondence.
Provo, Feb. 14.—County Fish and Game Warden Madsen reports that the Powell's slough bass hatchery in Lake View is now completed, and that as soon as permission for selling bass for spawning purposes is obtained from the state fish and game commissioner, the ponds will be stocked. Mr. Madsen expects to turn 10,000,000 bass fry into the lake every year from the hatchery, and says that in a few years the people

COLONIA DIAZ, MEX

Old Folks Festival. Colony Now Protected From Floods—Prosperous Outlook for Farmers.

Special Correspondence.
Colonia Diaz, Chihuahua, Mexico, Feb.

MEMORIAL TO A GALLANT ADMIRAL.



The beautiful memorial shown in the picture is at Spanish Town, Jamaica. About ten miles from Kingston, the second earl of Rodney, Lord George Brydges Rodney, vice admiral of England, gained an important victory over the French admiral, De Graesse, in 1782, off this coast. He was raised to the peerage. This splendid memorial was erected by the colonial government.

S.S.S. PURIFIES THE BLOOD

As every part of the body is dependent on the blood for nourishment and strength, it is necessary that this vital fluid be kept free from germs, impurities and poisons. As long as it remains uncontaminated we are fortified against disease and health is assured; but any humor or impurity acts injuriously on the system and affects the general health, or culminates in some special blood disease. Pustular eruptions, pimples, rashes and the different skin affections show that the blood is in a feverish and diseased condition as a result of too much acid, or the presence of some irritating humor. Sores and Ulcers are the result of morbid, unhealthy matter in the blood, and Rheumatism, Catarrh, Scrofula, Contagious Blood Poison, etc., are all deep-seated blood diseases that continue to grow worse as long as the impurity or poison remains in the circulation. Some persons are born with an hereditary taint in the blood and we see the effect manifested in various ways. The skin has a pallid, waxy appearance, the eyes are weak, glands in the neck often enlarged and usually the body is not fully developed or strong, because it has always been fed on weak, impure blood. In all blood circulation S. S. S. has proved itself a perfect remedy. It goes down into the blood and removes all poisons, humors, waste or foreign matter, and makes this stream of life pure and health-sustaining. Nothing reaches purifies and strengthens the weak, deteriorated blood, supplies it with the helpful properties it needs and establishes the foundation for good health. Rheumatism, Catarrh, Scrofula, Sores and Ulcers, Skin Diseases, Contagious Blood Poison and all blood diseases and disorders are cured permanently by S. S. S. It is made entirely of roots, herbs and barks, and is the King of all blood purifiers. Book on the blood and any medical advice desired sent free.

THE SWIFT SPECIFIC CO., ATLANTA, GA.

GREAT CLOTHING SALE

We are doing business now with but one end in view—the absolute clearance of all Winter Suits and Overcoats. Cost is disregarded—prices have been cut deeper than ever before.

\$7.75 Choice patterns—correctly cut and tailored by splendid makers. Suits and Overcoats worth \$18, \$20, \$25. Your choice at \$7.75

If you are supplied with all the Clothing, Hats and Furnishings you'll need this winter, buy now for next winter's use. It will pay you handsomely.

BARTON & CO. CLOTHIERS TO MEN AND BOYS 45-47 MAIN ST.