

PASCOE DECLINES TO ANSWER QUERY

He Passes Back Defiance to the State Senate Probing Committee.

LAND BOARD PROCEEDINGS.

Witnesses Relate Circumstances Covering Alleged Study Transactions Connected With Anderson's Career.

"Did you in the month of January hand Harry Anderson any papers with your signature attached?"

The question was put by Senator Benner X. Smith, speaking as special attorney for the senate committee probing the land board proceedings with the view of substantiating or disproving certain allegations of fraud made open on the senate floor by Benner X. Smith.

To pass back defiance to the state senate which asks questions clothed with authority as a source of law was an unusual proceeding, but not a single senator moved his position in the slightest.

"How shall we proceed to punish the witness?" asked Smith.

"I suggest that we determine that matter in executive session," came in calm tones between puffs of cigar smoke from Senator Lawrence, while Hulaniski, the senate veteran in point of years, sat unmoved between the two senators.

"Call the next witness," he said, "and you consider yourself under subpoena to again appear before this committee."

This was addressed to young Pascoe, who sat at the other end of the committee table, apparently rather proud of his display of nerve, and not in the least embarrassed while he passed the senatorial questions back to the committee. He was advised by Frank J. Gustin, an attorney, to so answer, and Gustin afterwards left the courtroom with him. What punishment the senate will mete out has not yet been decided.

The witnesses before the senate committee were W. C. Hall, George Mueller, W. H. Doscher and Mr. Pascoe. Mr. Hall, who was the first one called, had handed the Gams land entry which had been inspected by the Pascoe homestead entry.

He narrated the circumstances, some of them were admitted by L. W. Senator Pascoe, who had returned to the land board where he had talked to Mr. Candland and Mr. Dixon, in telling of the circumstances which had led to the homestead entry, which had been inspected by the Pascoe homestead entry.

HALL'S STORY.

Mr. Hall testified that he had visited the state land board in January, 1906, and found that Pascoe had homesteaded the Gams land. Here Senator Smith testified, together with Harry S. Anderson's interest in the Pascoe entry.

Mr. Hall went on with his testimony telling of a visit to Pascoe and of admissions by Pascoe that he had not filed in his own interests, and of his agreement to relinquish the filing. Two days after Pascoe relinquished someone else filed a homestead entry. He told of his acquaintance with P. A. Sorenson and Harry Anderson, his brother-in-law, the way in which Sorenson filed on land which had been indicated he wanted, and of his con-

Dyspeplets

Give instant relief in Sour Stomach, Heartburn, Nausea, all discomforts of indigestion and dyspepsia. Pleasant and economical. Medium size, 25c.; Large, \$1; handsome aluminum bonbonniere, 10c. Druggists or mail.

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Relieve Nasal Catarrh, allay inflammation, soothe and heal the mucous membrane, sweeten and purify the breath. Best gargle for Sore Throat. 50c. or \$1. Druggists or mail.

elusion that Anderson was leaking official information. He declared that he had forgotten the matter, and felt no obligation to make trouble about it, as he had other troubles of his own. Mr. Doscher, business manager for Mr. Mueller, concluded the day's testimony with a recital of his connection with Mueller and that the next witness will be at 10 o'clock tomorrow morning.

LOCAL BRIEFS.

Bank Clearings—Today's local bank clearings amounted to \$329,976.25 against \$783,393.68 for the same day last year.

'Street Car Dance'—The street car employees will give a grand ball at the Salt Palace on the evening of Tuesday, March 12. The boys have their own band and will furnish their own music. They anticipate having a very enjoyable time.

New Addition—The A. H. Birrell Real Estate company has platted the Altman addition between Sixth and Seventh West streets, on Eleventh South street, and will cut up the same into 294 building lots, to accommodate the operatives of the D. & R. G. shops when they are removed from their present location.

Big Sale for Festival—Manager Fred Graham of the Festival chorus did a hand office business yesterday, in selling tickets to subscribers, his day's receipts amounting to \$750. Judging from today's sales, a similar amount will be realized, and it begins to look as though the great tabernacle auditorium would be filled. The chorus rehearsed the entire Hiawatha last night, with three choruses. The chorus rehearsal will meet jointly next Thursday evening in the tabernacle.

Death of John H. Freeman—John H. Freeman, who had resided for a period of 45 years in the Tenth ward of this city, died last night. He was 79 years of age, and for the last few years of his life was almost totally blind. About a month ago he was taken to the county infirmary, and it was there that he passed away. The funeral will be held from the Tenth ward meetinghouse this morning, commencing at 10 o'clock. The remains may be viewed at the same place at 1 o'clock on the day of the obsequies.

Real Estate Association Luncheon—At tomorrow's luncheon of the Salt Lake Real Estate association delegates from the city Teachers' association and the board of education will be present to speak upon the proposed amendment to the present school law, giving the board power and authority, when necessary, to increase the tax levy from 5 1/2 to 6 1/2 mills for the benefit of the maintenance fund, 90 per cent of which is used to pay teachers' salaries. The Real Estate association will be asked to endorse the measure.

Postoffice Business—The February receipts of the Salt Lake postoffice are encouraging. For the month just passed, they were as follows: Stamps, \$16,114.50; cards, \$520; envelopes, \$5,958.93; total, \$22,593.43. The figures for the same month of the preceding year were stamps, \$13,882.40; cards, \$450; envelopes, \$2,842.65; total, \$17,175.65. This makes an increase of \$4,407.78; an increase of 25.7 per cent. Postmaster Smith, in his report on the business for the current year will exceed that of 1906 by \$26,000.

Vets Elect Officers—The Veteran Firemen selected these officers last evening for the ensuing year: George M. Ochsner, president; P. Knicker, vice president; Harry Cottle, secretary; William Odd, financial secretary; William Cardwell, treasurer; F. B. Everett, sergeant-at-arms and librarian. The following trustees were chosen: William Snell, three years; H. J. Tauffer and C. H. Banks, two years; Leyland and S. Skidmore, one year. The report of the retiring officers showed the association to be in an excellent condition.

Clears the Complexion—Orino Laxative Fruit Syrup stimulates the liver and thoroughly cleanses the system and clears the complexion of pimples and blotches. It is best for women and children as it is mild and pleasant, and does not grip or sicken. Orino is much superior to pills, aperients and all ordinary cathartics as it does not irritate the stomach and bowels. Sold by F. J. Hill Drug Co.

PERSONALS.

Sheriff T. F. Keltor of Price, Utah, is a visitor in the city today and called upon Sheriff Emery.

Lawrence Townsend of Samuel Newhouse's office leaves this evening for Newhouse, Utah, to investigate the great strike reported at the mines there.

When you eat MOUNT'S Pork and Beans you have every assurance of purity and quality.



They're commencing to put em on. Sunday, when the sun was shining, there was quite a number of natty, stylish, spring suits worn by the men. The little coolness in the air and an occasional shower, can't hold back the enthusiasm for these new Hart, Schaffner & Marx conceptions.

126 days till Easter. Zion's Saving Bank. Pays 4 per cent. JOSEPH F. O. C. BEBEE.

RUMMAGE \$2. The Hill M. E. Church 452 SOUTH MAIN STREET. Tuesday, March 5, at 1 o'clock.

PARK'S MEASURES A SPECIAL ORDER

Senate Gives This Afternoon to Effort at Settling Big Consolidation Problem.

BULLEN'S BILLS ARE KILLED.

After Brief Discussion Enacting Clause Stricken Out on Motion of Senator Lawrence.

At 2 o'clock yesterday afternoon the various factions in the consolidation fight came out from cover, fired a few preliminary rounds, and then went back to their trenches at 3:15. The dead were Bulen's two bills providing for separate maintenance, which Senator Lawrence ran through the heart with a motion to eliminate the enacting clause.

There were no wounded. This was because the middle of the road forces under Hollingsworth feared to make a rally with their joint resolution, and the consolidation army under Park and Lawrence carefully kept their batteries masked. They served notice that they would be ready for battle this afternoon, so that the vital hour for the big consolidation plan is between 3:30 and 4 o'clock, when the vote will probably be reached.

The killing of the Bulen bills yesterday does not signify consolidation strength for they practically left the field of action to the other two bodies. As they were put on a tax (and basis, and this same result can be obtained by killing all the measures before the senate and leaving present laws to remain in force.

Predictions are freely made that this will be the net result of the fight, but these are mostly by people who have become discouraged at the present legislative session, and who are looking for a change in the government. The bill is the result of the investigation everything in sight, and accomplished no result. The bill is the result of the investigation everything in sight, and accomplished no result.

The debate yesterday afternoon was not exciting. S. B. 2 came up first, and gave Bulen an opportunity to make a speech. He did not do so, but made an oratorical flight, and was followed by Sam C. Park, who left his conversational tone only for very brief spurts into the field of oratory.

Bullen advocated the tax feature of his bill, and declared that it was time to restrict the studies as at present arranged. Park attacked the bills as irrelevant to the real issue, and presented no solution for the problem at hand. They were, he said, the same phase of the situation that was thrust out two years ago.

Senator Miller took the field against the bills on the ground that they made a dangerous precedent, since it was not the duty of the legislature to give away the state tax in aid of a private revenue between all the state institutions. Lawrence then came forward with a motion to strike out the enacting clause. It was postponed on suggestion of President Love who left the chair to speak. After declaring in favor of striking out the enacting clause, he declared that this could not be done in a day or a week.

QUESTION OF LEGALITY. "I am informed," he continued, "that the Agricultural college trustees have placed a bill in the senate, and the law passed at the last session, and are evading it. If I am wrong in this matter, I trust the senator from Cache will correct me."

"It is my belief," declared Senator Bulen, "that the trustees are not evading the law, and that report arose from the fact that those students who registered their objection to the bill mentioned as before the bill mentioned was passed have been allowed to continue them, as the trustees believed that they were under a moral contract at least to fulfill their promises to these students."

"I see by the 1906 catalogue," that twelve freshmen engineering students are listed as having received their diplomas in December, 1906, and is against the law, isn't it, as these students were taken in after the act was passed?"

"If that is so, I should say it is illegal," declared Bulen, as he looked up the reference to the catalogue suggested by President Love. The debate ended here and on a rising vote the bill was killed, as was also S. B. 25 on the same subject which next came under fire.

FOR CAPITOL BUILDING.

If Senator Williams' bill appropriating money for four prizes of \$1,000, \$750, \$500 and \$250, passes the house, Utah will probably know what manner of capitol building the state is to have, by Jan. 1, 1908. The bill went through the senate yesterday after a short debate. Brinkerhoff, whose name comes first on the roll call, found himself alone in voting against it.

Senator Butler's Decoration day bill aimed at those who make trivoltage the chief feature of its celebration, was passed unanimously, but Senator John Y. Smith gave notice of a resolution that the bill passed to roll call before the senators were aware that it was under their eyes and it then had to go through, and come up for consideration since the bill provides a fine for anyone promoting any sport on that day. At 4:45 p. m. the senate adjourned until this afternoon.

WEATHER REPORT

Record at the local office of the weather bureau for the 24 hours ending at 4 a. m. Temperature at 6 a. m. 59; maximum, 65; minimum, 39; mean, 41, which is 9 degrees above normal. Total amount of the daily mean temperature since the first of the month, 28 degrees. Accumulated excess of daily mean temperature since Jan. 1, 42 degrees. Precipitation since the first of the month, .34 inch, which is .09 inch above the normal. Excess in precipitation since Jan. 1, 2.57 inches. FORECAST TILL 6 P. M. WEDNESDAY. Local forecast for Salt Lake City and vicinity. Rain tonight and Wednesday. J. J. HYATT, section Director.

DANGERS OF PNEUMONIA.

A cold at this time if neglected is liable to cause pneumonia which is so often fatal, and when the patient has recovered the lungs are weakened, making them peculiarly susceptible to the development of consumption. Foley's Honey and Tar will stop the cough, heal and strengthen the lungs and prevent pneumonia. It cures coughs like quickness to the wonderful curative qualities of Foley's Honey and Tar. There is nothing else that is so good. Sold by F. J. Hill Drug Co.

In England everybody of cultured taste eats Toffee, and all the noted candy men make it.

In America the English art has been greatly improved and the product in its perfection is SWEET'S LONDON BUTTER TOFFEE.

It is put up in 10c packages and sold by all downtown candy stands.

SWEET CANDY CO. Manufacturing Confectioners.

JUDGMENT REVERSED.

Supreme Court Delivers Opinion in Lucern Seed Case.

The supreme court today handed down an opinion reversing the judgment of the lower court in the case of John H. Bailey & Sons, appellants, vs. Andrews and David Lishman. The case was remanded with instructions to the lower court to overrule the demurrer to the complaint, permit the defendants to answer and to proceed with the case in accordance with law. The action was brought to recover \$150 for an alleged breach of contract for the sale of 125 bushels of Lucern seed which defendants agreed to deliver to plaintiffs at 10c cents per pound.

In the lower court the defendants demurred to the complaint on the ground that it did not state facts sufficient to constitute a cause of action. The demurrer was sustained and the complaint was dismissed, from which ruling the plaintiffs appealed to the supreme court.

The defendants contended that the contract was unilateral and was not signed by plaintiffs, and hence did not bind them. An opinion of the supreme court holds that the contract was of the nature of an offer which could be accepted by the plaintiffs and thus constitute the contract. The offer was accepted by the plaintiffs, and hence the judgment is therefore reversed as stated above. Justice Erick wrote the opinion, and Justice Richards concurred in it. Chief Justice McCarty wrote a dissenting opinion, in which he holds that the contract was not unilateral, but that the demurrer did not err in sustaining it, and that the plaintiffs are bound by the contract.

COURT NOTES.

A petition was filed in the probate division of the district court today by Christie Pointer Leigh asking that Adolph Richter be appointed administrator of the estate of George W. Miller, deceased. The newspaper man who was killed in a railroad accident on the Copper Belt line at Bingham while accompanying a legislative committee on a trip to the copper fields. The estate consists of insurance policies on the life of Mr. Leigh amounting to \$3,000, the heir to the estate are Mr. Leigh and two sons, aged 6 and 3 years.

A petition was filed in the probate division of the district court yesterday afternoon by Sarah Tate asking for letters of administration of the estate of her husband, George Tate, who died in this county on July 23, 1891. The estate consists of real property valued at \$2,000.

Suit has been filed in the district court by George W. Miller against the Utah Sugar company to recover damages in the sum of \$20,296 for personal injuries alleged to have been received by plaintiff while employed at defendant's sugar factory at Garland on Dec. 16, 1906. It is alleged that boiling sugar escaped from a tank and scalded plaintiff, rendering him permanently injured.

Suit for divorce was filed in the district court today by Cornelia Amundson against Ole A. Amundson on the ground of desertion. They were married in this city on Nov. 2, 1894, and have four children. Plaintiff asks the custody. It is alleged that defendant deserted his family in October, 1902.

Eva L. Dunn filed suit for divorce in the district court today against Thomas W. Dunn, who is a resident of Nevada. They were married at Winnemucca, Nev., on Oct. 11, 1894, and it is alleged that defendant deserted his family in December, 1902, and ever since has failed to support her.

C. H. Morehouse today filed a petition in the probate division of the district court asking for letters of administration of the estate of Donald D. McRae, who died in Colorado on Aug. 14, 1903. The estate consists of real property in this city valued at \$500.

MOUNT PLEASANT.

WRECK ON RIO GRANDE.

Delays Traffic—Musicians Honored by Choir—News Notes. Special Correspondence. Mt. Pleasant, Sanpete Co., March 2.—Some days ago several rolls of barbed wire were stolen from the Consolidated Wagon & Machine company store sheds on Main street. The city marshal and county sheriff have so far failed in finding the guilty parties. It is estimated that about \$25 worth of wire was stolen.

The physicians attending Bernard Barton have decided that he is suffering from spinal meningitis. He appears to be improving. V. D. Candland has returned from Ohio with a carload of registered Rambouillet sheep. There are 75 head in the bunch, which he will place on his sheep ranch near Mt. Pleasant.

MUSICIANS SURPRISED.

At the South ward meetinghouse Thursday evening a surprise party was tendered by the choir and organist, Mrs. Christensen, director and organist, respectively of the L. D. S. Church choir. The party was given by the choir of both North and South wards, and a few invited guests to show their appreciation of the good work of the choir.

WRECK ON RIO GRANDE.

The southbound freight was wrecked about 23 miles north of Mt. Pleasant this afternoon. Two cars of wagon and lumber filled for Dunsmuir and one car of iron ore were thrown across the track. The track was badly torn up, and traffic delayed several hours. Braseman W. D. McIntyre had his hand slightly injured.

LIBERAL LEAGUE LIBERS UTAHNS

Dr. J. Lloyd Woodruff and Wife Principal Speakers Before The Noted Club.

PEET ANSWERS A CRITIC.

There Was, However, But One Adverse Remark Made During Evening.

Special Correspondence.

Philadelphia, March 1.—Doubtless the readers of the "News" will be glad to know what Utah students are doing in Philadelphia. I am happy to state that most of them are singing Utah's praise and are defending her from the false attacks and impressions, that traveling lecturers and many of the newspapers have made. I am not a member of the Mormon Church, but these young people have attracted attention by their integrity of character and their devotion to their religion.

Sunday, Feb. 17, was Utah day at the Friendship Liberal league, 715 North Broad street, this city. The Liberal league is a large club, composed of people from every rank, condition, religion, politics and walk in life. Subjects for the betterment and information of society are discussed there every Sunday. The chief speaker has the opening and closing address, and between his addresses the question is thrown open for general discussion. If the chief speaker does not fortify his remarks by proofs and reason he is unmercifully bombarded by the bright critics in the audience.

DR. WOODRUFF ON UTAH. V. S. Peet was advertised to speak on Religious Persecution in America, on Feb. 17. Dr. J. Lloyd Woodruff, a Utah Medical student in Philadelphia, attended Mr. Peet's lecture at Camden, New Jersey, on Feb. 5, and at the close of Mr. Peet's remarks made a short address. Dr. Woodruff's speech was so pointed and made such a good and lasting impression on the audience that Mr. Peet invited him to represent Utah at the Liberal league on Feb. 17. Although Mr. Peet has advertised in the Philadelphia papers to give the address, he persuaded Dr. Woodruff to speak as his substitute.

Dr. Woodruff's subject to perfection. He gave a graphic description of the most glaring persecutions of the Mormons from the Prophet Joseph Smith down to the present time. He was an eloquent, honest and sincere manner and re-enforced his statements by such positive and accepted authorities that at the close of his one hour speech he left an indelible impression on the audience. He attempted to controvert a single statement that he made.

AN INFIDEL SPEAKS.

When the question was thrown open for general discussion an infidel ascended the platform and stated that the Mormons didn't follow the teachings of Christ, for they had no temples, and had been so prosperous—Christ said "Take no thought of the morrow." "Lay not up for yourself treasures upon earth, etc.," if the Mormons would not have been so prosperous they would have been no better than the beasts of the field, but they cast aside Christ's sermon on the mount and took thought of the morrow, and lay up treasures on earth, they went to work and developed a great inland mountain country and made the desert blossom as the rose; added a grand state to the Union, and a bright and prosperous people.

A LADY'S DEFENSE.

He was followed by Mrs. Dr. Woodruff, a bright attractive speaker, who spoke in an eloquent and sincere manner and re-enforced his statements by such positive and accepted authorities that at the close of his one hour speech he left an indelible impression on the audience. He attempted to controvert a single statement that he made.

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everlasting torture makes people persecutors. The Unitarian, the Universalist, the Agnostics and the Modern Congregationalists do not believe in eternal future punishment and they do not persecute other religious sects, said Mr. Peet. Mr. Peet said religious persecution was just a life today among some of the followers of John Calvin, as it was 50 years ago. He exhibited 15 new anti-Mormon tracts that he had just received from an anti-Mormon society in Ohio. One of them was entitled "The Mormon a Traitor to Our Country and a Foe of Our Flag." He also read the following from the Presbyterian Home Mission Monthly for October, 1906: "It is said that in one town (in Utah) there are 50 Mormon women who, if they could leave in a body, would make their escape but dare not do so singly." Mr. Peet said that the Presbyterians were flooding our country with just such gross and unqualified falsehoods to create sympathy and make believe that the Colorado Southern missionaries in Utah were martyrs, to swell their collection.

The sentiment at the close of the meeting was so much in Utah's favor that Mr. Woodruff's closing remarks were of a general character. Mrs. Woodruff has been requested to address the league on "Social Life in Utah" on Sunday March 10, 1907. MAUDE FISKE.

NEW YORK CLOSING STOCKS.

Table with columns for stock names and prices. Includes: Tuesday, March 5. Atchafalpa, American Car & Foundry, American Locomotive, Canadian Pacific, Chicago & Northwestern, etc.

MISCELLANEOUS.

Table with columns for stock names and prices. Includes: Amalgamated Copper, American Car & Foundry, American Locomotive, etc.

REAL ESTATE TRANSFERS.

Table with columns for names and addresses. Includes: Addison Cain and wife to W. F. Naumann, May M. Hackle and husband to Walter English, etc.

ESTABLISHED 1864

Wm. A. Aberbach & Co. ONE PRICE TO ALL NEVER UNDERSOLD

THIS NOTABLE WOVEN SALE

GAINS GREATER FAVOR EACH DAY!

And it doesn't surprise us in the least, because our mercantile experience told us that never before in the History of the Store has our March Linen Sale offered such opportunities.

The Low Prices on all Household LINENS

IN THE FACE OF AN ADVANCING MARKET ARE APPRECIATED BY THE PUBLIC. The selling here since MONDAY MORNING has been tremendous—but the values have been indeed extraordinary, and the stocks have withstood the last two days bombardment only by turning to the huge Reserve Stocks. THE SALE WILL BE CONTINUED TOMORROW.

Correct Spring Models in Tailored Suits, Skirts and Coats Attractively Priced

\$19.75 FOR NEW SPRING SUITS OF Finest Panama cloth, in black, blue, brown or pearl gray; double row of silk braid and embroidery (trimmed collar, 4 length sleeves, with turn-back cuffs; full pleated skirt to match; high priced models. \$1

\$9.90 FOR NEW NOVELTY COATS—Our New York buyer purchased a lot of 74 new 1907 sample coats from one of the largest New York manufacturers at about 50c on the dollar. They consist of fancy stripes and some silk, others satin lined. Garments worth up to \$25.00 to be sold at \$9.90

\$3.75 FOR NEW PANAMA SKIRTS, in brown, blue, or black; made very full, with sectional knee pleats all around; tailored styles to the \$3.00; to be sold at \$3.75

McDonald Wishes to Inform the Many Friends of Dutch Chocolates that the popular confection can be had at all stores where candy is sold.



This is in answer to the many telephone calls at the factory. Since the placing of Dutch Chocolates on the market, the demand has been so unusual that many stores frequently sold their stock before it could be replenished.

McDonald is catching up now, 30c and 60c boxes. McDonald is an exclusive manufacturer of all kinds of chocolates.

R. E. Evans, Florist, 36 S. Main St. Floral Designs a Specialty. Phone 951.

UNION DENTAL CO

218 South Main. HONEST WORK. HONEST PRICES. Painless Extraction of Teeth or No Pay. All Work Positively Guaranteed. Phone Bell 1126-x. Ind. 1126

BOARD WANTED.

YOUNG MAN WANTS BOARD AND room in private family. Please give rates. Address News, 890.

Dyspepsia Tablets

Will speedily relieve that Dyspepsia, indigestion, or heartburn which is troubling you. It is splendid for strengthening and invigorating the digestive organs. ONLY 50c A BOX.

KIDNEY and BACKACHE PILLS

Are just what you need for that lame back. If you are suffering from back ache, bladder irritation, congestion of the kidneys, lame back, etc., you cannot find a better remedy. ONLY 50c A BOX.

WILLES-HORNE DRUG CO.

New Building. By the Monument. Phone: Bell 374-1830, Ind. 374-1578

Man Zan

Reaches the spot. Stops pain. The Great Pile Remedy. Put up in tubes with recal nozzle. 50 cents. Sold by Z.C.M.I. Drug Dept., 112-4 Main