$1,000,000 TUNNEL CO.

McGregor's Park City Scheme Fast Maturing.

FEW DETAILS REMAIN

WORK SHOULD BEGIN WITHIN NINETY DAYS.

Though little is being said about it and the gentleman himself is very much averse to making any display of his intentions, it is a fact that the great tunnel enterprise of James McGregor is being rapidly brought to a point where a company will be launched to push it through. A few details bearing on rights of way and other matters of more or less importance have yet to receive attention and then the big bore which will run from a point close to Park City clear through the district and tap the Crescent mine at great depth, will, beyond any doubt, be commenced.

The undertaking will involve an expenditure of $250,000 or $300,000 to complete, but, without taking into account the lodes which will be cut in traversing the nearly three miles intervening, the mammoth ore deposits known to exist in the projector's Crescent property alone will be incentive enough to justify the work.

The scheme involves the development at depth of all the valuable groups of claims lying between Park City and the Crescent mine, comprising thousands of acres in the Uintah district, no small proportion of which is either owned or controlled by Mr. McGregor. The plan under which the great scheme will be worked has not been officially made public, but it is understood that a corporation is on the point of being formed with a capitalization of $1,000,000, and whoever undertakes the running of the tunnel will be paid in shares of the company as work progresses. Mr. McGregor will, of course, own nearly all of the shares to begin with, but under the contracts which will be made the control of the proposition will gradually pass into the hands of the investors in the enterprise.

The proposition will be fully mapped out and arrangements made to start work, it is believed, within the next ninety days, and if two or three new mines are not added to Park City's producers within a year after work begins, good judges of the lay of the land declare it will be because very slow progress had been made.

NO MAMMOTH DIVIDEND.

But a Payment Will Come in January.

It was given out at the company's office yesterday that no dividend would be paid by the Mammoth company this month. Manager McIntyre did not come to town on Saturday, as expected, and as yesterday was the regular dividend day, Secretary Wilkinson said there was no likelihood that a distribution would be ordered later in the month. Instead of coming to town Mr. McIntyre improved the brief respite from attendance at court to visit the mine, and from there went back to Nephi yesterday.

Only once before during the last year has the Mammoth company skipped a month in paying dividends. That was in May, and the reason was that a double dividend, or $40,000, was paid the previous month. That the January distribution would be ordered toward the close of this month Mr. Wilkinson was quite sure.

The Grand Central company, which distributed $25,000 on the 10th of last month, also failed to connect yesterday, but the aggregate of the checks sent out by other companies was over $90,000 without them. The Silver King paid its regular $75,000; the Swansea, $10,000; the Rocco-Homestake, $3,600 on its issued stock, and the Silver Shield, $1,500. The Silver King's extra $100,000 is not to be paid till the 24th—the day before Christmas.

MINE DID NOT CAVE.

But a Natural Cave Was Encountered in Lower Mammoth.

Simon Bamberger, who spent Saturday at the Lower Mammoth, stated yesterday that the report telephoned in from the mine Friday regarding a cave on the 750 level had become somewhat mixed in repetition. It was not a caving of vein material which had occurred, but the accidental discovery of a natural cave off to one side of the south drift on the level mentioned. A slight depression in the floor of the drift was discovered by the foreman, and a few strokes with a pick disclosed a yawning black cavity, which, upon investigation, proved to be a natural cave 35x45 feet in extent and fifty feet deep. With a rope and ladder men were let down and the big hole was thoroughly explored. Some ore was found sticking to the sides here and there, and some work will be done to learn whether any pay chutes run off from it.

On the 800 level, Mr. Bamberger reports the cross-cut for the vein is being pushed steadily forward, but connections are not expected to be made for some time yet.

DEXTER-TUSCARORA.

Archie Milner Impressed With What He Saw at the Mine.

After more than two weeks spent at the property, Archie Milner returned from the Dexter-Tuscarora bonanza yesterday, firmly impressed that the mine is one of the biggest things in the state of Nevada. While in camp Mr. Milner made it his business to become acquainted with every nook throughout the workings, and no one, he says, unless thus enlightened, can conceive the extent and value of the ore deposits now exposed and awaiting treatment. The Tuscarora portion of the mine is now being systematically opened on the 150-foot level and connections on the 250 level are being pushed as rapidly as possible. About 100 tons of ore are now going through the mill daily, and the clean-up which commenced two or three days ago will show a nice profit for the month, notwithstanding the heavy expenditure on new development work.

MILLSITE SURVEYED.

Plans for New May Day Mill Will Soon be Out.

Fred A. Flindt and the surveyors who went out with him returned from the May Day Sunday night, the work of locating and surveying the site for the new dry process concentrating mill having been completed. The sketch showing the elevations, etc., has been forwarded to San Francisco and by the middle of next week the plans and specifications for the grading, masonry work and building are expected back, and contracts will then be let.

MR. DERN RETURNS.

Visited the Nevada Company's Property at Galena.

John Dern returned yesterday from a ten days' trip to Oregon, California and Nevada. Private business affairs required his presence in Portland, at Redding and San Francisco, and on his way back he paid a brief visit to the Nevada Mining company's property at Galena, Nev. From what he saw he thought the mine had a very promising future. The work of sinking the shaft another 100 feet, as recommended by Engineer Earnshaw, was under way when Mr. Dern reached the mine, and he looked for good results to come from the developments now planned and being put into execution.

On the subject of the final closing up of the old Mercur company's affairs the gentleman had nothing new to say yesterday. They were being gradually wound up and within a very few days he expected the closing act—that of distributing the remaining surplus among the shareholders—to be performed.

COLOSSAL PLANT.

Smelter, Railroad, Etc., to be Built in Arizona.

Nogales, Ariz., Dec. 10.—It is learned on good authority that George Westinghouse of Pittsburg, has bought the entire Buena Vista grant, comprising 7,900 acres of land, and intends to erect at some point on the Santa Cruz river colossal reduction works and smelter and build a railway connecting the mines, the reduction works and Nogales.

MONTANA LITIGATION.

Butte & Boston Receiver Granted a New Trial.

Helena, Mont., Dec. 10.—Judge Knowles in the United States court today granted a new trial in the case of E. Rollins Morse against the Montana Ore Purchasing company. The question involved was the ownership of a rich vein of copper ore in the Michael Davitt mine in Butte, owned by the plaintiff as receiver for the Butte & Boston Mining company. The former verdict was in favor of the defendant. The attorneys for the Montana Ore company will at once appeal to the United States circuit court of appeals.

STAMPEDE FOR GOLD.

It is Now on in the Kettle River Country.

Spokane, Wash., Dec. 10.—A special to the Chronicle from Nelson, Wash., brings news of a stampede up Fourth of July creek, a branch of the Kettle river. Shot gold has been discovered with ground running $10 to the cubic yard. Diggings in that vicinity have been secretly worked by George Arnett, an old miner, for three or four years. It is estimated he has cleaned up $10,000. The strike extends on both sides of the British American boundary.

Ore and Bullion.

Ore and bullion settlements in this city yesterday amounted to $74,320, as follows:

McCornick & Co., Mingo bullion, $5,300; silver and lead ores, $11,500.

T. R. Jones & Co., ores, $21,500; bullion, $18,500.

Bamberger & McMillan, ores, $14,020.

Commercial National Bank, ores, $3,500.

Metal Market.

Silver, 64½c per ounce.

Copper, 15⅞c per pound.

Lead, A. S. & R. Co.'s price, $4.00; New York exchange, $4.37½; New York brokers', $4.00.

ON THE MINING EXCHANGE.

Lower Mammoth Still Climbing—Daly-West Recovers.

The week in the stock exchange opened to a good day's business yesterday, with Lower Mammoth again the leading future. It opened on a sale at $1.09½, and climbed rapid from that figure to $1.20½; easing off at the close to $1.18½, after having sold 11,200 shares.

Daly-West has fully recovered from the decline it underwent last week, and sold 105 shares at $25.75, with $25.77½ demanded at the close of the call.

Ajax sold at 65c and 64c, seller 10. Dexter opened on a sale at $1.31½, went to $1.34, and closed with the transfer of 100 at $1.29.

Grand Central failed to score, buyer and seller being too far apart. It was quoted at $5.05 bid $5.37½ asked. Mammoth was also inactive at $1.95 and $2.05.

May Day opened on a sale at 33c and advanced in the selling to 34½c. Rocco-Homestake sold at 77½c and 76c and 3,650 shares of Silver Shield changed hands at 24½c to 25c.

Star Consolidated still continues on the down grade. It opened yesterday on a sale at 76½c, 7½c below the opening price Saturday, and closed with a transfer at 73½c.

Yankee Consolidated was active and opened with a sale at 10⅝c advanced from that to 12½c, and dropped back to 11¾c on the last sale, 5,000 shares changing hands.

Closing quotations were posted as follows:

	Bid.	Asked.
Ajax	.63¾	.64⅞
Albion	.40	.70
Alice	.40	.55
Anchor	.45	1.00
Bunker Hill	.....	.00½
Bullion-Beck	3.75	4.50
B. & Butler	.01¼	.02
Bu. Tweed	.....	.20
Consolidated Mercur	3.99	4.15
Centennial Eureka	23.75	.....
Central Mammoth	.....	.02
Daisy	.....	.00½
Daisy	.....	.01⅛
Dalton & Lark	.01	.06
Daly	1.42½	1.55
Daly-West	25.50	25.77½
Dexter	1.15	1.30
Dalton	.05	.10
Diamond Consolidated	.....	.30
Emerald	.06	.....
Eagle & B. B.	.70	.77
Four Aces	.00½	.01½
Golden Eagle	.00¼	.01½
Geyser Marion	.00¼	.00¾
Galena	.03½	.07
Grand Central	5.05	5.37½
Horn Silver	1.17½	.....
Homestake	.....	.07
Ingot	.02⅝	.02⅞
International	.....	.03
Joe Bowers	.02⅞	.03¼
Lower Mammoth	1.17⅝	1.18
Mammoth	1.95	2.05
Manhattan	.....	.00¼
Martha Wash	.....	.02
May Day	.34	.35
Northern Light	.00½	.01⅛
Nevada	.02	.....
Ontario	6.00	.....
Petro	.10½	.....
Rocco-Homestake	.80	.82
Richmond & Anaconda	.....	.30
Sacramento	.38	.39½
Silver King	55.00	.....
Sunbeam	.22	.45
Star Consolidated	.70	.75
Swansea	3.90	4.10
South Swansea	.59	1.05½
Showers Consolidated	.....	.20
Sea Swan	.00½	.....
Silver Shield	.24⅝	.25
Sunshine	.....	.20
Tetro	.05	.....
Tesora	.20	.30
Utah	.65	1.00
Valeo	.22½	.35
West Mt. Placer	.....	.05½
Yankee Consolidated	.11½	.12

Yesterday's Stock Sales.

Ajax, 1,100@65c; 100@64c, seller 10.

Daly-West, 105@$25.75.

Dexter, 200@$1.31½; 200@$1.33; 200@$1.34; 100@$1.29.

Rocco-Homestake, 400@77½c; 100@76c.

Lower Mammoth, 100@$1.09½; 100@$1.10; 100@$1.11; 100@$1.12; 100@$1.12½; 100@$1.13; 100@$1.14; 100@$1.15; 100@$1.16; 300@$1.17; 300@$1.17½; 300@$1.18; 1,900@$1.19; 1,800@$1.19½; 1,500@$1.20; 500@$1.20, seller 5;. 300@$1.20½; 700@$1.19⅞; 200@$1.19¾; 400@$1.19½; 100@$1.19⅜; 1,100@$1.19¼; 600@$1.19⅛; 200@$1.18⅞; 100@$1.18⅝; 100@$1.18½; 500@$1.18¾; 200@$1.18¼.

May Day, 500@32c; $500@33⅛c; 500@33⅜c; 100@34¼c.

Silver Shield, 500@24½c; 1,850@25c; 500@24⅞c; 500@24⅝c.

Star Consolidated, 100@76½c; 100@76c; 100@75c; 100@74½c; 100@74c; 100@73¼c.

Yankee Consolidated, 500@10⅝c; 500@11c; 500@11¼c; 500@11⅛; 1,500@12c; 500@12¼; 1,500@11¾c.

Shares sold, 25,225.

Selling value, $21,085.12.

New York Mining Stocks.

Cholar	.12	Deadwood	.54
C. C. & Va.	1.25	Hale & Nor.	.18
Gould & Currie	.48	Iron Silver	.80
Homestake	69.00	Ontario	6.00
Mexican	.17	Plymouth	.08
Ophir	.63	Preferred	7.00
Quicksilver	1.25	Standard	2.90
Sierra Nevada	.25	Yellow Jacket	.19
Union Con.	.20	Brunswick	.11
Crown Point	.08		

San Francisco Mining Stocks.

Alta	.06	Justice	.02
Alpha Con.	.02	Mexican	.20
Andes	.08	Occidental Con.	.04
Belcher	.16	Ophir	.69
Best & Belcher	.23	Overman	.11
Bullion	.02	Potosi	.15
Caledonia	.35	Savage	.08
Challenge Con.	.21	Seg Belcher	.02
Chollar	.15	Sierra Nevada	.29
Confidence	.57	Silver Hill	.03
C. C. & Va.	1.40	Standard	3.00
Crown Point	.11	Union Con.	.23
Gould & Currie	.52	Utah Con.	.06
Hale & Nor.	.20	Yellow Jacket	.23

Boston Mining Stocks.

Adventure	$ 6 00	Franklin	15 00
Humboldt	$ 25 00	Osceola	71 50
All. Min. Co.	2 25	Parrot	47 50
Am. Copper	21 75	Quincy	174 00
Atlantic	28 00	S. Fe Copper	6 00
Bost. & M.	325 00	Tamarack	283 00
Cal. & Hec.	810 00	Utah Min.	33 50
Butte & Bost.	79 00	Winona	3 25
Centennial	15 75	Wolverines	45 50

(Special to The Herald.)

Boston, Mass. Dec. 10.—644 Amalgamated at $31.50 to $32.62½.

300 Bingham at $13.75.

110 Centennial Eureka at $24.00.

400 Cochiti at $9.00 to $9.50.

310 Utah at $33.25 to $33.75.

Mining Notes.

The Carissa had three cars of gold ore on the market yesterday.

The Snowflake Mining company of Tintic has levied a 1c assessment.

The ¼c assessment recently levied by the Crusader Consolidated company became delinquent yesterday.

The Centennial-Eureka Mining company received a check for the value of ten cars of copper ore yesterday.

Senator Clark's Ophir Hill property commenced the week contributing five cars of concentrates to yesterday's market.

The Taylor & Brunton sampler was yesterday in receipt of five cars of ore from Stockton, four from Tintic and four from Frisco.

Fred Dern has returned from Mercur, where he went Friday to close up a few outstanding accounts against the old Mercur company.

Four cars of silver-lead concentrates from the Horn Silver company's Frisco property was released from the samplers yesterday morning.

Superintendent Pilgerrim of the Eureka Hill mill has succeeded in pulling out the four cars of concentrates which were buried by the tailings when the big dam broke, a few weeks since. The loss sustained was only nominal.

Superintendent Andy Mayberry of the United States company's Bingham mines, was in the city yesterday and took down a nice little check for his share of the Silver Shield dividend.

William Campbell was elected as mining recorder of Tintic district on Saturday last. His postoffice address is Silver City. The election was held by the miners to fill the vacancy caused by the death of Joseph Gerber, a few months ago.

Manager Packard was out among the bulls and bears yesterday complacently watching the rough usage accorded Star Consolidated. It was hammered down to 75c on the board during the forenoon, but along toward evening transactions were being recorded around 80c. The four cars of ore which came in Saturday will be settled for today.

Wood River Times: In doing the annual holding work upon the Little Camas group, on the Hailey Gold Belt, a few days ago, an ore body twelve feet thick was cut into. The ore carries gold, copper and silver, and is of a high grade. The Little Camas has always been considered a good claim. In 1886 samples of its ore assayed as high as $500. A lot of it reduced at the old Camas No. 2 mill yielded $17 in free gold on their plates. The ore was then too refractory to mill, but at the present time it can be reduced quite inexpensively.

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BONDS OF COUNTY OFFICERS

AMOUNTS FIXED BY THE COMMISSIONERS.

Treasurer Must Furnish Sureties for Half a Million—Action Creating School District is Reconsidered.

The county commissioners yesterday fixed by ordinance the amount of bonds to be given by the county and precinct officers-elect before entering upon their official duties on Monday, Jan. 7. The respective amounts of bonds of officers whose terms are just expiring were made the same for the incoming officers, as follows:

County treasurer, $500,000; sheriff, $20,000; assessor, auditor, clerk and attorney, $15,000 each; attorney and surveyor, $5,000 each; justices of the peace, constables and road supervisors, $500 each.

The amount of bonds to be given by the county commissioners-elect is by law left with the district judges to fix. They also must approve the commissioners' bonds, but the commissioners approve the bonds of the other county and precinct officers.

Yesterday morning's session of the board was given over to the consideration of the official bond ordinance and the transaction of a miscellaneous lot of unimportant business, but the afternoon session was devoted almost entirely to the question of reconsidering the action of a week ago in creating a new school district out of parts of districts 38 and 59, Taylorsville and Granger.

Last Monday the change was ordered made because of a large petition demanding the change, inasmuch as the trustees of the Taylorsville district had not kept the promise made last spring in erecting a new school building. Yesterday the trustees of both districts, Attorneys B. J. Stewart and J. H. Moyle for the opposing sides, County School Superintendent Ashton, County Attorney Putnam and the other county officers to whom had been referred the matter of apportioning the school property from the old districts to the new one, were present and participated in the deliberations. The side which stood for a reconsideration finally won out, mainly because of the fact that the law had not been fully complied with, in that the required notice of intention to create the new district had not been given.

An order was made setting apart $2,800 from the school school fund for the superintendent's salary, for the contingent expenses of his office and for the expenses of the county examiners and the county institute.

We give no rewards. An offer of this kind is the meanest of deceptions. Test the curative powers of Ely's Cream Balm for the cure of Catarrh, Hay Fever and Cold in the Head and you are sure to continue the treatment. Relief is immediate and a cure follows. It is not drying, does not produce sneezing. It soothes and heals the membrane. Price, 50 cents, at druggists or by mail. Ely Brothers, 56 Warren street, New York.

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"Dr. J. H. Hanaford says in the Western Plowman: If the first cough is properly treated the first step in the direction of consumption arrested, the lungs developed, the breath set free, we need not fear consumption." Kemp's Balsam for the Throat and Lungs is the proper treatment for the first cough. No other remedy has saved so many from consumption. Large bottles, 25c. and 50c. For sale by Godbe-Pitts Drug company, Salt Lake City, Utah.

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SCHOOL BOARD ACTS

All Teachers and Pupils Must Be Vaccinated.

OR SUFFER EXCLUSION

THREE MEMBERS WANTED TO CLOSE THE SCHOOLS.

The board of education met yesterday noon to canvass the returns of the late election for members of the board for the ensuing year, and to arrange for putting into effect the order of the city health department excluding from the schools all teachers and pupils who fail to present certificates of successful vaccination from the medical inspector of the board.

With the reading of the health department's order a letter was submitted by Secretary Joseph Hyrum Parry of the Anti-Compulsory Vaccination league, protesting against any action by the board of education toward the exclusion of unvaccinated children from attendance at the public schools.

"If an epidemic of smallpox exists in this city," continued the protest, "there is no more danger of spreading the contagion by unvaccinated than by vaccinated children, and if real danger of contagion exists the schools should be closed to all and not to certain classes of children.

"We hold that the board has no right or just power to make vaccination a qualification to school attendance. Time alone prevents the obtaining of thousands of signatures of school patrons to this protest."

Health Commissioner King, Dr. Beatty of the state board of health and Dr. E. W. Whitney were present and answered numerous questions from the board members.

Finally, Mr. Bamberger moved that when the public schools reopen after the Christmas holidays on Jan. 7, it be in accordance with the order of the health department.

Wanted Schools Closed.

Mr. Moyle offered an amendment that the schools be closed entirely to all pupils at the beginning of the holidays on Dec. 21, and that the term of closing be as long as the epidemic lasts.

The amendment was lost, only Giauque, Moyle and Newman voting in the affirmative. Both Giauque and Moyle contended that the private school sessions, Sunday meetings and all public assemblies should be forbidden before the public schools are required to close. Newman declared that he could not bring himself to the point of endorsing compulsory vaccination, and that was what he thought the board's action amounted to.

Bamberger made the point that the law made it compulsory for children to attend school, while it was optional for persons to attend church, Sunday school and other like assemblies. He did not wish to shirk any responsibility.

Duty of the Board.

Nelden's reason for supporting Bamberger's motion was that the decision of the supreme court last spring made it the board's duty to exclude unvaccinated persons from the schools during a threatened epidemic of smallpox.

President Wilson was of the opinion that the law left no option with the board but to heed the health department's mandate.

On the adoption of Bamberger's motion, Critchlow, Nelden, Walker, Wilson, Young and Bamberger voted in the affirmative, the other three members voting no.

A motion was then adopted devolving upon Dr. Whitney, the school board's medical inspector, and Superintendent Cooper the duty of enforcing the order.

Votes Canvassed.

The canvass of votes showed the following result:

First Precinct—L. Frank Branting, 1,541; E. W. Wilson, 1,214.

Second Precinct—A. G. Giauque, 611.

Third Precinct—Oscar W. Moyle, 265; scattering, 20.

Fourth Precinct—Joseph Geoghegan, 947; H. P. Henderson, 749.

Fifth Precinct—W. A. Nelden, 252; scattering, 3.

Teachers May Attend.

In response to a query from School Superintendent Cooper as to whether there would be any danger from teachers attending the State Teachers' convention in this city Christmas week, Dr. Beatty of the state board of health has replied as follows:

"In my opinion there would be no danger to be anticipated from the attendance of teachers at the State Teachers' convention, provided they shall have been successfully vaccinated; otherwise there would be great danger. They would not be liable to carry the disease to others unless they themselves should first have contracted it."

APPLIES TO PRIVATE SCHOOLS.

Order of Health Board Requiring Vaccination.

Clerk Smith of the city board of health yesterday directed notices to the officials in charge of the state university and all private schools and colleges in the city, informing them of the order of the board forbidding any unvaccinated persons to attend school, applies to all private institutions of learning as well as to the public schools.

SOCIALISM DISCUSSED.

Paper Read Before the Ministerial Association.

The question of whether socialism or individualism was taught by the New Testament as a basis of Christian government, was the subject of discussion before the Ministerial Alliance at its regular meeting in the Y. M. C. A. parlors yesterday morning. Rev. Richard Wake read a paper on the subject, in which he set forth that the teachings of the Bible pointed plainly to socialistic principles as the foundation of a Christian government. He took the position that the principles of individualism were principles of narrowness, and were in direct opposition to the teachings of Christ, which were worldwide and all-embracing.

The discussion of the paper was participated in by Rev. A. H. Henry, Dr. McNiece and Dr. McClain. Rev. Henry did not deny that socialism had its good points, but thought that individualism, as he understood it, was the better of the two. He thought that a proper development of self was better and would accomplish more towards Christian results than could be accomplished by the socialistic plan.

Dr. McNiece and Dr. McClain held that there were good principles advocated by both socialism and individualism and thought that the New Testament taught the good in both and meant that the good principles in both should work together to accomplish the best results.

After the discussion of the paper the rest of the time of the meeting was devoted to preparation for the farewell reception to Dr. Iliff.

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NEWS FROM OVER THE STATE

SANPETE DIVIDED.

Made Two Stakes and Mt. Pleasant Ward Cut in Two.

(Special Correspondence.)

Mt. Pleasant, Dec. 10.—That ecclesiastical matters in the Sanpete stake of Zion have been receiving the attention of the high authorities in the Latter Day Saints' church was evidence by the very important action taken first at a conference meeting of the stake held at Moroni yesterday, and also by an important business meeting held in this city last night.

The business of the conference at Maroni yesterday was the segregating of the Sanpete stake into two separate and distinct stakes, each with a complete organization of its own. Last night's business consisted of changing this ward into two wards, with two separate organizations.

Heretofore the Sanpete stake has embraced the entire county, and the population has become so great that the work could not be prosecuted with the best results by the one set of officers, and consequently the change was brought about. Apostles Lind and John Henry Smith were present at the meeting and made the announcement of the proposed changes. It came as a great surprise to the great majority of the people, but was sustained by the conference. Officers were immediately selected, as follows:

President of the North Sanpete stake, by which name the district set aside as a new stake is to be known, Bishop C. N. Lund of Mt. Pleasant; first counselor, Peter Matson, and second counselor, George Christensen, both of Mt. Pleasant. The present officers of the South Sanpete stake are to be retained.

The changes in this ward were made necessary by the same cause—the increase of population. The following officers, announced for the new wards, were sustained: Bishop of the South ward, James Larsen; first counselor, Christian Johansen; second counselor, James Mousen. Bishop of the North ward, L. P. Marsden; first counselor, Thomas West; second counselor, Joseph Seely.

The division of the stake into two stakes gives general satisfaction to all, but the ward division is meeting with some adverse comment, the heavy expense which will be entailed being the principal cause of complaint.

While the move undoubtedly has no significance in a political sense, some leading Democrats of the town are pointing out that each and every one of the new authorities in the two wards are strong Republicans. They will not assert that these selections were made with a political idea in view, but are heard to wonder why all men were chosen from one political faith, when there are dozens of Democrats in either ward equally capable and of like standing in the church.

In the stake organization it is the reverse of this, the majority being Democrats. These comments are heard among both Mormon and non-Mormons.

BATES TRIAL.

Defense Concludes its Side and the End is Near.

(Special Correspondence.)

Provo, Dec. 10.—The trial of George Bates was taken up again this morning, with the defendant on the witness stand. District Attorney King continued with the cross examination, which was not concluded until 12 o'clock. Mr. Bates proved to be a very careful, level headed witness. The long and searching cross-examination did not materially change the evidence given on direct examination.

Albert Nordquist was recalled on cross-examination, for the purpose, as stated by Attorney Whitecotton, of laying a foundation for impeachment. He was asked if on the morning after the homicide he told Mr. Orin Bates and others that Bates picked up the pole with which he killed Nordquist in the corral where the trouble occurred. He answered, "No." The same question was asked Mr. Anderson, to which he replied that he did not remember that he did. Both of these witnesses testified for the state that Bates went to a pile of poles outside the corral to get the pole.

The testimony of John Lindberg, given at the first trial, was substantially as follows:

Lindberg was employed by Bates in 1895, and that on the day of the homicide he had to go to Nordquist's place, where he saw Bates and Nordquist drinking toddy in the latter's house. They drank six or seven times, and witness took a drink with them. Witness said he afterward went to the corrals and saw Nordquist and Bates go to the corrals arm in arm in a most friendly way. Saw them again in the corral where the milking was going on. Saw Mr. Bates milking a cow. The cow kicked the milk over and Nordquist asked Bates why he had spilled the milk, to which Bates replied that he did not spill it, but that the cow kicked it over. At this Nordquist approached Bates and asked him why he called him (Nordquist) the name applied to the cow.

Bates replied that he did not, whereupon Nordquist struck at Bates, and a scuffle ensued. Bates threw Nordquist down and then Nordquist threw him. Witness said that he started to separate them, but that Mr. Anderson interfered, telling witness to let them go, which he did. Saw Nordquist strike Mr. Bates in the face during the scuffle. At the fourth fall Nordquist jumped up and came after witness with a club; got pretty close to witness, but got away from him by passing out through the yards, and went home. As witness passed out of the corrals, he heard some one say, "He has killed him." Witness did not see the fatal blow struck. He did not return to the premises that night.

Frank Lineback was next called by the defense. He testified that he was acquainted with Nordquist, the deceased, and Bates, the defendant. Said that Nordquist was a large, vigorous man; larger, perhaps, than Bates. Witness stated that, in company with Robert Evans, Orin Bates, Charles Anderson and Albert Bates, he was in the corral where the homicide was committeed, the next day after the killing, and that upon that occasion Mr. Anderson and Albert Bates said that Bates got the club with which he killed Nordquist in the corral where the fatal blow was struck. Witness also stated that day he saw a number of other clubs in the corral, and that he also saw the imprints of a pole in the snow that compared in size with the club used by Bates.

Orin Bates, the defendant's brother stated that he was at the Nordquist place the day after the homicide, and that he heard Charles Anderson and Albert Nordquist, in the presence of the coroner's jury, say that Bates picked up the pole with which he killed Nordquist in the corral near where the scuffle occurred. Witness also said that he saw the imprint of a pole which in size was about the size of the pole used by Bates, and that there were a number of other clubs in the corral of about the same size as the one used to kill Nordquist.

Robert Evans, brother-in-law of Bates, testified to about the same facts.

This finished the testimony for the defense. The prosecution will probably offer some testimony in rebuttal, after which the case will be argued.

HELPER ALARMED.

Two Smallpox Cases Develop There—Spread is Feared.

(Special to The Herald.)

Price, Dec. 10.—Telephone messages from Huntington say that Miss Kate Kerby, who has been employed at Helper for some months, is down with a well developed case of smallpox, and, as a number of persons were exposed to her in the stage over from Price and after she arrived there, a spread of the disease is feared. At Helper today Miss May Schwabbe was taken to the pest house. A number of persons have been exposed to this case. Dr. Critchlow of Salt Lake City was at Helper today in consultation with Dr. Holmquist, the local physician for the Rio Grande Western railway. As yet no [illegible] has been decided on to check the disease. Price has not as yet had a case.

Sheep Crowd into Stream.

(Special Correspondence.)

Vernal, Dec. 7.—Wilson Board, Brush creek rancher, brought word to town last night that one of the Park Livestock company's sheep herds sustained a severe loss of sheep by drowning in the creek above the dam at the head of his ranch.

It seems that the animals had been without water for several days, and were crossing a high ridge, from the top of which the creek was in plain view, down a steep incline below.

The thirsty sheep, on seeing the water beneath them, plunged headlong down the steep incline and over the bank into the creek, which at that particular point runs between steep embankments.

On reaching the bank so great was the pressure from behind that those in front were crowded over into the creek until the stream was blocked with the struggling mass of animals.

Just how many perished Board did not know, but from other sources it has been learned that it may be anywhere from 100 to 300.

County Treasurer Blankenship has completed his list of delinquent taxpayers, which will be advertised this week. The list is smaller this year than it has been for several years.

School Trustee Muddle.

(Special Correspondence.)

Farmington, Dec. 10.—The Kayesville trustee muddle, which has been aired in the newspapers recently, will come up for judicial adjustment in the district court in the near future. Seth C. Jones, the Democratic trustee who was ousted unceremoniously by the Republican members of the board, to give place for William L. Galbraith, a Republican, has filed a complaint with Clerk Phillips, asking that judgment be rendered against William L. Galbraith, that he be excluded from the office of trustee, and that plaintiff be put in possession of the same.

After citing the election of plaintiff and his acceptance of and qualification for the office, the complaint says that since the last of October the defendant, Galbraith, by and with the connivance of the other trustees, conspired to obstruct and prevent plaintiff from the exercise of the duties and privileges of the office, and intruded himself wrongfully and unlawfully into said office.

Smallpox at Kaysville.

(Special Correspondence.)

Kaysville, Dec. 10.—During the last few days several new cases of smallpox have developed in Kaysville. Four or five members of the family of Heber J. Phillips are afflicted with a mild form of the disease, and in Lambert Blamire's family two cases have been found since the quarantine was raised from a former case. There are two cases in the family of Robert Wall, east of Layton, one at William Allen's, and one at Bishop Barton's. The two latter cases are reported much worse than others that have been quarantined here, and both of them came from Salt Lake, where Miss Allen and Miss Barton had been working. The folly of quarantining Kaysville against the state, as threatened by Dr. Beatty, is shown by our worst cases coming from outside.

Eight-Hour Law Violation Charged.

(Special Correspondence.)

Scofield, Dec. 8.—P. W. Wycherly has sworn to a complaint charging Superintendent T. J. Parmley and Foreman Andrew Hood of No. 1 mine and Andrew Gilbert of No. 4 mine with wilfully violating the eight-hour law in causing men to work two shifts before leaving the mine. Included in the complaint are quite a few water men and drivers, who will also be prosecuted. Quite a few of the miners are assisting Wycherly by financial aid, and a strong fight is assured.

The cases wherein the law is claimed to have been broken have grown out of breaks in the pipe line while the men were watering the mine and, of course, from necessity, the men were compelled to fix the break to save loss of property and perhaps of life.

Coalville Brevities.

(Special Correspondence.)

Coalville, Dec. 9.—William Garn, age 23, and Ella Spriggs, aged 18, both of Coalville, were granted a marriage license yesterday by Clerk Pack.

The teachers' institute of Summit county met here yesterday and held a successful session. Forty-two of the forty-nine teachers of the county were present. Superintendent Blocker expressed much pleasure with the progress of the schools and the institute. Professor McEwan of the Agricultural college at Logan delivered an instructive lecture in the evening, at which a large audience was in attendance. Many visitors also attended the two day sessions.

Two Funerals at Scofield.

(Special Correspondence.)

Scofield, Dec. 10.—The funeral of Mrs. Edith Staley occurred yesterday afternoon. She was laid to rest on the hillside beside her baby boy. Mrs. Staley died last Thursday from an attack of bronchitis, at the age of 23. Her 10 weeks' old baby preceded her by one week. She was the daughter of William Ruff and formerly lived in Coalville.

The remains of Mrs. Catherine Davis, who was found dead in bed at Salt Lake last week, were brought here Saturday afternoon and buried yesterday.

Two Want Divorces.

(Special Correspondence.)

Provo, Dec. 10.—Anna Sanderson today filed a petition for divorce against her husband, Samuel Sanderson, whom she married at Santaquin in 1872, on the ground of cruelty. She prays for divorce and the custody of the children.

William Finn commenced action for divorce against his wife, Martha A. Finn. They were married in Fairfield in 1873. Mr. Finn alleges misconduct on the part of his wife, and that she used cruel and abusive language toward him and has deserted him. He asks for divorce.

Black Hawk Veteran Reunion.

(Special Correspondence.)

Provo, Dec. 10.—The general committee of the Blackhawk war veterans met today and decided to hold the regular annual fair Aug. 27, 28 and 29, 1901. Various committees were appointed to arrange for the occasion.

Will Marry.

(Special Correspondence.)

Farmington, Dec. 10.—The county clerk today issued marriages licenses to Albert Ford of Centerville and Alice L. Haight of Farmington; and to Brigham C. Holbrook of Bountiful and Nellie L. Pace of Wood's Cross.

Smallpox at Scofield.

(Special Correspondence.)

Scofield, Dec. 9.—The smallpox situation is now well in hand and, while strict quarantine exists, it is hoped the worst of the epidemic is over. Only three flags are displayed at present.

CHENEY-BOGAN CASE.

Evidence Heard in Collection Agency Dispute.

W. J. Bogan, the collection agent who was arrested a few days ago on a charge of grand larceny at the instigation of his partner, Z. R. Cheney, was given a hearing in Judge Pardee's court yesterday.

Cheney alleged that during his absence the defendant had entered his room in the Halls and stolen all his personal effects, consisting of clothes, bric-a-brac and jewelry, and carried them away. Defendant admitted that he had taken the stuff, but alleged that he only took it to hold as security for about $800 worth of accounts which he claimed the plaintiff had taken from him, and for which he as the manager of the collection agency, was responsible.

The case was argued by Attorney W. R. Hall for the defendant and Assistant County Attorney Gunter for the prosecution, after which it was taken under advisement.

One New Case.

Only one new case of smallpox developed in the city yesterday, making 104 cases now on the list. The latest victim is Miss Rose Nicholson, residing at 66 I street.

A report to the state health board yesterday stated that there were twenty-five new cases of smallpox in the Murray district. Provo also reported two new cases of the disease.

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