TWO GREAT COMPANIES

Imperial and Royal Copper on Firm Footing.

NAMES OF THE OFFICERS

WILL CONVERT FRISCO INTO A GREAT CAMP.

A. B. Lewis, president of the Imperial and Royal Copper Mining companies, with properties at Frisco, returned yesterday afternoon from a two weeks' trip to Chicago and tonight will leave for camp intending to stay a week. During Mr. Lewis' absence meetings of the stockholders of both companies were held and directors and officers were chosen to serve for the ensuing year.

Those who will serve the Imperial company are W. H. Alexander, Robert J. Coleman, C. C. Goodwin, A. B. Lewis and J. P. Haynes. A. B. Lewis is president; W. H. Alexander, vice president; Robert J. Coleman, manager, and J. P. Haynes, treasurer.

The election at the Royal company resulted as follows: A. B. Lewis, president, Barton Sewall, vice president; Gill S. Peyton, treasurer, and Robert J. Coleman, manager; these, together with W. H. Alexander, constitute the board of trustees.

Mr. Lewis reports that nearly every share of stock was represented at each meeting, and that the directors were unanimously chosen in each instance. The stockholders passed most complimentary resolutions of thanks to the incorporating officials of the companies for the good showing made. Exhaustive expert reports on the conditions of both properties were submitted, and the riches they were shown to contain exceeded the most sanguine expectations of those who heard them read.

Since arriving Mr. Lewis learned that the new triple-compartment shaft at the Royal was down thirty-five feet, all in ore averaging better than 5 per cent copper, in addition to the gold and silver values, and recent tests had shown the material to be susceptible of highly satisfactory results by concentration.

President Lewis declined to discuss the financial affairs of the Royal company further than to confirm the news previously received that every dollar necessary to successfully carry out the plans of the management had been guaranteed, and that not a single share of treasury stock could now be had at any price. What the company's intentions are, he said, would better be given as they materialize, but it can be safely said that not only the Royal but the Imperial company as well will carry on their mining, reduction, smelting and kindred enterprises on a scale and magnitude that will not only do credit to the companies, but which will in the very near future make the district in the neighborhood of Frisco stand out as prominently as either Tintic, Park City or Bingham.

The very strongest financial talent is represented in both companies, and men eminent in their professions will direct the affairs at the mines and works, as well as in the business department.

MR. TIERNAN'S MILL.

Salt Laker Will Build Plant at Cripple Creek.

(Denver News.)

Colorado Springs, Dec. 9.—Francis Tiernan, president of the Utah, Nevada & California Railway company, and his son, R. S. Tiernan, are in the city for a few days, with a view to arranging for the erection of a cyanide mill for the treatment of Cripple Creek ores. Mr. Tiernan is the owner of several Cripple Creek properties and now has an expert examining other properties with a view to purchase.

When I came here several days ago," said Mr. Tiernan, "it was my purpose to have this mill erected on the site of the property, but I have since been advised that a location either here or at Florence would be preferable. I am investigating this matter now. We are ready to expend from $100,000 to $200,000 in such a mill, and we ask no concessions from any one. I am not here looking for a bonus, but only to investigate mining propositions and to learn more about Cripple Creek. Since last July I have held interests in your gold camp and believe that it is a splendid field for investment."

The mill which Mr. Tiernan proposes to build will have a capacity of 250 tons a day, which could be increased to 500 tons per day if necessary.

SINKING TO CONNECT.

Bullion-Beck's New Shaft Being Hurried Down.

Having thoroughly convinced himself of the continuity of the Muldoon ore chute at the Bullion-Beck property in Tintic, Manager Farnsworth is now pushing the vertical shaft down from the surface with the utmost dispatch, and on Monday next he expects to be in readiness to begin raising from the 500 level to expedite connections. The shaft is now down below the 300-foot level, and with work under way from below, Mr. Farnsworth is confident that a little over sixty days will see the task completed.

In following the ore down in the winze from the 220-foot level of the vertical shaft, Manager Farnsworth discovered that the vein stood so near to vertical that there was really nothing to gain in following the ore, as a few feet of cross-cutting would get it at any point.

As soon as connections are made the stoping and shipping of ores will commence in earnest, and Manager Farnsworth says the record will prove a surprising one. The payment of dividends will not be attempted during the time this development work is in progress.

STAR CON. EARNINGS.

Now Piling Up About $45,000 Per Month.

Manager Packard of the Star Consolidated made settlement for four cars of ore yesterday, was getting assays on two more late in the afternoon and gave it as his opinion that eight more cars would arrive during the week. The mine is now contributing to the ore market at an average of close to fifty tons per day, and taking it altogether, the gold with the silver and the rich with the ordinary grades, those who have been keeping close account of what is being shipped estimate that the company's product amounts to at least $30 per ton, after treatment, transportation and other charges are paid. At that rate the mine is now earning $45,000 per month, but if the estimate was cut in two the showing would still be a good one.

HARRINGTON-HICKORY STRIKE.

Over 100 Tons of Ore Piled Up In Three Weeks.

Word comes up from the south that the fine strike made three weeks since in the Harrington-Hickory, one of the properties owned by the Majestic company and located some five miles westerly from Mineral, is proving even better than was at first expected. It is reported that all of 100 tons of ore is now on the dump awaiting shipment and that the pile is growing steadily with each shift's work. Hauling to railroad station will begin within the next few days.

Ore and Bullion.

Ore and bullion settlements in this city yesterday amounted to $44,550, as follows:

McCornick & Co., Mingo bullion, $3,500; silver and lead ores, $3,600; cyanides, $8,100.

T. R. Jones & Co., ores, $14,300; bullion, $6,300.

Bamberger & McMillan, ores, $4,850.

Commercial National bank, ores, $3,500.

Metal Market.

Silver, 64⅜c per ounce.

Copper, 15⅞c per pound.

Lead, A. S. & R. Co.'s price, $4; New York exchange, $4.37½; New York brokers', $4.

EXCITING DAY ON 'CHANGE.

In All 65,000 Shares of Stock Were Sold.

Excitement ran high on the floor of the stock exchange yesterday morning. The pit was full of brokers and the room was filled with speculators and interested onlookers. The session lasted over two hours and at times it appeared as though every man in the room was shouting at the same time. In all 65,500 shares changed hands, for $34,603.85, being over 30,000 more than any previous day's sales in the year.

Lower Mammoth, May Day and Star Consolidated were the chief features and a strong bull movement prevailed in each. Daly-West also cut a wide swath and sold at $26.67½ and $26.87½. In fact every share sold during the call was firm and in nearly every instance at advancing prices.

The last sale of Lower Mammoth on Monday was at $1.18¼. Yesterday it opened at $1.20 and rose with each successive sale until $1.35⅛ was reached. After that it gradually eased down and closed on a transfer of 100 at $1.29¾.

May Day also developed considerable strength, opening 2½ cents higher than Monday's closing figures. It sold as high as 36 cents and closed strong at 36⅞ cents.

Star Consolidated created no end of excitement. Opening at 81¼ cents or 8 cents higher than Monday's closing sale price, it went right on up to 88 cents, easing off from that point to 84¾ cents at the close.

Several other stocks contributed toward making the call a memorable one and closing figures were posted as follows:

	Bid.	Asked.
Ajax	$ .60½	$ .65½
Albion	.40	.70
Alice	.31½	.....
Anchor	.....	1.50
Bullion-Beck	4.00	4.50
Boston & De Lamar	.....	.00¾
Buckeye	.01	.....
Blue Bird Extension	.00½	.....
Ben Butler	.02¼	.02¾
Consolidated Mercur	3.87½	4.00
Centennial-Eureka	23.50	.....
Chloride Point	.....	.03
Congor	.....	.30
Daisy	.00¾	.01¼
Dalton & Lark	.02	.06
Daly	1.43	1.60
Daly-West	26.45	26.65
Dexter Consolidated	1.15	1.35
Dalton	.08¾	.10
Eagle	.....	.02
Emerald	.05	.06
Eagle & Blue Bell	.05	.07
Four Aces	.00¾	.01⅛
Golden Eagle	.00⅝	.01⅛
Geyser Marion	.00¾	.00¾
Galena	.04	.08
Grand Central	5.11	5.60
Herschel	.01	.03
Horn Silver	1.00	.....
Ingot	.02½	.02⅞
International	.....	.03
Joe Bowers	.03	.03¼
Joe Bowers Extension	.....	.02
Kremlin	.....	.09
Lower Mammoth	1.28¾	1.30
Mammoth	2.03¼	2.10
Manhattan	.....	.00¼
Martha Washington	.02	.02¾
May Day	.36¼	.36½
Northern Light	.00⅝	.....
Nevada	.02	.10
Ontario	6.00	.....
Petro	.11¼	.14
Rocco Homestake	.82	.84
Rabbit's Foot	.....	.02
R. G. W.	.04½	.....
Sacramento	.38½	.39
Sunbeam	.32	.41
Star Consolidated	.84½	.85
Swansea	.....	4.00
South Swansea	.98	1.03
Showers Consolidated	.....	.18
Silver Shield	.25½	.26½
Silver Cloud	.....	.05½
Sunshine	.....	.20
Tetro	.06	.10
Tesora	.22	.....
Utah	.07	.....
Valeo	.22	.40
Yankee Consolidated	.11	.11¼

Yesterday's Stock Sales.

Consolidated Mercur, 200@$4.00; 100@$3.90.

Daly-West, 50@$26.67½; 50@$26.57½.

Lower Mammoth, 250@$1.29; 100@$1.20½; 900@$1.21; 300@$1.21¼; 100@$1.21⅛; 100@$1.22½; 100@$1.23½; 100@$1.23¾; 200@$1.24; 100@$1.24¼; 400@$1.25; 100@$1.25¼; 400@$1.25½; 700@$1.26; 100@$1.26½; 100@$1.27; 1,500@$1.28; 100@$1.28¼; 100@$1.28½; 200@$1.28¾; 100@$1.29; 100@$1.29¼; 1,000@$1.30; 500@$1.31; 100@$1.31¼; 400@$1.31⅝; 400@$1.32; 300@$1.32½; 1,000@$1.33; 100@$1.33½; 100@$1.34; 1,000@$1.35; 100@$1.35⅛; 100@$1.34⅝; 100@$1.34¾; 100@$1.32¾; 200@$1.31½; 200@$1.32¼; 100@$1.31¼; 100@$1.30¾; 100@$1.30½; 100@$1.28½.

May Day, 800@36c; 200@38c; 1,200@37c; 100@36⅞c; 100@36⅝c; 1,600@36½c; 1,600@36¼c; 100@36⅛c; 100@36c.

Northern Light, 3,500@7¼c.

Sacramento, 2,200@29c.

Silver Shield, 1,500@25c.

Star Consolidated, 100@81¼c; 200@81½c; 100@82½c; 500@82½c; 200@82¾c; 200@82½c; 100@83c; 200@84½c; 400@85c; 200@85¼c; 500@86c; 400@87c; 500@87½c; 3,600@88c; 800@88½c; 100@88¾c; 100@87½c; 600@88¾c; 1,000@89c; 200@88¼c; 200@87¾c; 100@86½c; 100@85½c; 100@84½c; 100@84¾c.

Swansea, 150@$3.90.

Ben Butler, 2,000@2c; 16,000@2¼c; 1,000@2½c, seller 10.

Emerald, 3,000@5c.

Joe Bowers, 5,000@3c.

Yankee Consolidated, 500@11c.

Shares sold, 65,500.

Selling value, $34,689.85.

New York Mining Stocks.

Chollar	12	Ophir	62
Crown Point	9	Plymouth	8
C. C. & Va.	1 25	Quicksilver	1 25
Deadwood	54	Preferred	7 00
Gould & Curry	50	Sierra Nevada	25
Hale & Norcross	18	Standard	2 95
Homestake	60 00	Union Con	20
Iron Silver	70	Yellow Jacket	20
Mexican	18	Brunswick	11
Ontario	6 00		

San Francisco Mining Stocks.

Alta	5	Kentuck Con	1
Aipha Con	4	Mexican	31
Andes	7	Occidental Con	40
Belcher	15	Ophir	63
Best & Belcher	26	Overman	11
Bullion	2	Potosi	13
Caledonia	35	Savage	7
Challenge Con	29	Seg. Belcher	2
Chollar	14	Sierra Nevada	26
Confidence	57	Silver Hill	49
C. C. & Va.	1 35	Standard	3 05
Crown Point	11	Union Con	22
Gould & Curry	50	Utah Con	5
Hale & Norcross	18	Yellow Jacket	21
Justice	2		

Boston Mining Stocks.

Advenure	$ 6 00	Humboldt	$ 25 00
Allo. H. & S.	2 25	Osceola	72 25
Amal. Cop.	92 25	Parrot	47 25
Atlantic	26 00	Quincy	172 00
Boston & M.	227 00	Santa Fe Cop.	6 00
Butte & B.	89 00	Tamarack	275 00
Calumet & H	800 00	Utah Mining	34 00
Centennial	16 62½	Winona	3 25
Franklin	15 00	Wolverines	45 50

(Special to The Herald.)

Boston, Dec. 11.—$13 Amalgamated, $93.37½ to $93.50.

350 Bingham, $13.12½ to $13.62½.

50 Centennial-Eureka, $25.

79 Utah, $34 to $34.50.

Mining Notes.

A car of Humbug ore was marketed yesterday.

The Carissa followed its three car shipment of Monday with another yesterday.

Manager Heffron will go out to the Tesora and Shoebridge Bonanza at Tintic tonight.

The Centennial-Eureka company made settlement for ten cars of silver-gold ore yesterday.

The Albino and Boston Consolidated each had a car of ore at the samplers yesterday.

Assistant Manager George H. Dern leaves for the Consolidated Mercur this morning intending to be gone only a day or two.

Eighteen more cars of concentrates from the Ophir Hill property were on the market yesterday, making twenty-three carloads so far this week.

The Taylor & Brunton sampler was yesterday in receipt of eighteen cars of ore from Stockton, two from Tintic, two from Bingham and two from Frisco.

Dan McLeod is in from the Red Wing Extension and reports that the milling ores now in sight at that property warrant the putting in of a plant to treat them.

Engineering and Mining Journal: Under purchases of silver for India account, the amount offering have been readily absorbed. Buyers are careful about advancing prices in their efforts to secure the bullion output.

A. L. Jacobs has been chosen as secretary of the La Reine company to succeed A. S. Daw, resigned. The company has just increased its capital stock from 250,000 to 300,000 shares, the additional 50,000 going into the treasury to provide working capital.

Manager Thomas Weir of the Ajax, with Mrs. Weir, returned from a visit to St. Louis yesterday afternoon. They stopped off in Denver on their way home and spent two or three days with friends there. Mr. Weir will go out to the mine this morning and return again tonight or tomorrow.

Manager E. G. O'Donnell of the Eureka has returned from that West Tintic proposition and says the tunnel is still being hammered and blasted through very hard rock. He believes ore will be struck by the first of the year, however, and he promises interesting news when that happens.

Manager G. A. Duncan of the Overland, is back from camp for a day. He is giving close attention to the finishing touches now being put on the mill. He has not yet had time to give much thought to the affairs of the Chloride Point company, of which he has just been named as receiver and will hardly get down to it until after the first of the year.

You can trade in New York stocks, grain and provisions on margins. Come or send your orders; direct wire. Rooms 231 and 232 D. F. Walker building. Phone, 916. Reference, National Bank Republic. E. M. &Co.

COURT SETTLED IT.

Anti-Vaccination League Will Not Fight Vaccination.

The Anti-vaccination league of Salt Lake will do nothing to prevent the compulsory vaccination of the school children. At least, that is the opinion of D. C. Dunbar, the president of the organization.

"I have not heard the subject mentioned," said Mr. Dunbar. "It is my opinion that the decision of the court will be taken as final on that point. The decision is very ambiguous, it is true, and might be construed any one of a number of ways, but so far as I know there will be no attempt by the league to test the legality of the matter further."

Charges of Neglect.

The state health board received a communication from Benjamin yesterday, stating that the smallpox condition in Payson was being woefully neglected and asking that the state board take immediate action in the matter. The communication was written by a citizen of Benjamin, a part of whose letter was as follows:

"The smallpox is spreading and Payson is very lax about preventing the spread of the disease, which has been fatal in some instances, and as a citizen of Benjamin I protest against the careless way in which they quarantine the city."

The letter went on to say that the physician in Payson said the disease had come to stay, and there was no use in quarantining, because the disease was in the state and no one could escape it. The state board immediately communicated with Payson in regard to the matter and received a reply from the health officer there denying that there was any such neglect of the quarantine rules and stating that all was being done that could be done to check the disease. Secretary Beatty said yesterday that he would thoroughly investigate the case and learn the exact condition.

Dr. Beatty received a communication from Dr. Critchlow of Helper yesterday confirming the report from there that there was one case of smallpox in that place. An order was issued by the state board yesterday both to Payson and Helper to enforce a strict observance of the quarantine rules.

Three More Cases.

Only three new cases of smallpox were reported to the health department yesterday. The victims are Joseph H. Nelson, aged 30 years, residing at 525 Second street; Irene Smith, aged 8, at 118 I street, and Louis A. Watson, aged 18, at 428 West Fifth South street.

ASPEN EXPLOSION.

Fuller Details of the Fatal Accident In Wyoming.

Further details of the explosion at Aspen, Wyo., reached here yesterday. It appears that the interior of the tunnel was on fire because of the natural gas being ignited. The workman escaped and in order to put out the flames a bulk head was built closing the mouth of the tunnel, shutting off the air. The most of the men returned to camp, but a few loitered about the opening. At about 10 o'clock in the morning a terrific explosion occurred, dealing death to four and injuring five of those who were grouped about the mouth of the tunnel. The generally accepted theory is that the explosion was caused by the accumulation of gas, but another is that it was the result of powder stored in the tunnel, which was ignited by the fire.

Death of Perry Knox.

Perry E. Know, who lives at 121 West First South street, died last night of pneumonia. The deceased came here a short time ago from Idaho and was employed for a few nights as dealer in the Commercial club, but was taken sick about two weeks ago and has been confined to his bed since. The deceased was 42 years old and leaves a wife and one child to mourn his loss. Funeral notice will be given later.

The Homeliest Man in Salt Lake City as well as the handsomest, and others are invited to call on any druggist and get free a trial bottle of Kemp's Balsam for the Throat and Lungs, a remedy that is guaranteed to cure and relieve all Chronic and Acute Coughs, Asthma, Bronchitis and Consumption. Price, 25c. and 50c. For sale by Godbe-Pitts Drug company, Salt Lake City, Utah.

Sneak Thieves at Work.

The Salt Lake Tailoring company on West Second South street reported to the police yesterday afternoon that a pair of trousers had been stolen from their store during the day. A colored man was arrested on suspicion, but was released.

Yesterday morning Charles A. Larson, who lives at 188 C street, reported to the police that during the previous night some one had entered a shed in the rear of his place and stolen about $75 worth of carpenter's tools from a tool chest in the shed.

Good Advice.

The most miserable beings in the world are those suffering from Dyspepsia and Liver Complaint. More than seventy-five per cent of the people in the United States are afflicted with these two diseases and their effects: such as Sour Stomach, Sick Headache, Habitual Costiveness, Palpitation of the Heart, Heart-burn, Waterbrash, Gnawing and Burning Pains at the Pit of the Stomach, Yellow Skin, Coated Tongue and Disagreeable Taste in the Mouth. Coming up of Food after Eating, Low Spirits, etc. Go to your Druggist and get a bottle of August Flower for 75 cents. Two doses will relieve you. Try it. Get Green's Prize Almanac. For sale by Smith Drug Co.

The Curse of Womankind is sick and nervous headaches. Sherman's Headache Cure gives instant relief. One dose cures. Guaranteed perfectly harmless. Immediate relief, 25c. and 10c a box. It cures neuralgia. Every box guaranteed. For sale by Godbe-Pitts Drug company, Salt Lake City, Utah.

ROYAL BREAD. None Better. ROYAL WHITE BREAD. None as Good.

WM. BROADBENT, D. D. S. Up-to-date Dentistry. Western Dental Co., 32 Eagle Block.

WATER BONDS VALID

City May Issue a Million Dollars More.

AN IMPORTANT DECISION

GIVES CITY POWER TO DISPOSE OF RECENT BONDS.

The validity of the proposed issue of $250,000 of water improvement bonds by Salt Lake City was yesterday affirmed by the supreme court in an opinion written by Chief Justice Bartch and concurred in by Justices Miner and Baskin. The effect of the decision is that the municipality may issue about $1,000,000 more in bonds for increasing the city water supply, providing the taxpayers give consent.

The action was instituted in the supreme court by W. P. O'Meara and was in the nature of a petition for a writ prohibiting the city council from issuing the $250,000 worth of bonds. The purpose was to test the validity of this and future issues of city bonds for water improvement purposes.

The main question to be decided was whether the city had exceeded the limit of its debt creating power, thereby making the bond issue void under the state constitution and the laws enacted thereunder. Irregularities in the conduct of the election on July 16, when the bonds were voted, were also pleaded, but the supreme court points out that this question was conceded to be without merit.

Limit of Debt.

"Therefore the sole question to be determined," states the supreme court opinion, "is whether under section 4 of article 14 of the constitution the entire debt of the city for all purposes is limited to 8 per cent of the taxable property, or whether a separate power is granted to incur debts for water, light and sewer purposes, not exceeding 4 per cent of the assessed valuation, independent and regardless of the amount of the general indebtedness." Counsel for plaintiff insisted that the framers of the constitution intended to prescribe a limitation beyond which no city could go in its expenditures for any purpose and that when the several provisions of the constitution are construed together it is manifest that the intention was to limit the entire indebtedness of a city to 8 per cent of the value of the taxable property.

After expressing the opinion that the intention of the constitution framers is probably not altogether free from doubt, the court draws attention to the fact that the legislature enacted a provision in the general charter for cities identical to the constitutional provision on the debt creating power of municipalities, which it is held is an interpretation of the constitution, giving the authority to incur indebtedness for the purposes stated within constitutional limits.

Needs of Growing Cities.

As an aid to the construction to be put upon the constitution, the opinion cites that the constitution makers were confronted with the conditions and necessities of growing cities and must be presumed to have had knowledge of the fact, because a matter of current history, that some of them had already existing debts in amount largely in excess of the 4 per cent limit, and yet had an entirely inadequate supply of water, light and sewer facilities. Such was the case with the chief municipals of the then proposed state, and it, under the general restriction, would have been wholly unable to provide for water, light and sewers for its growing necessities.

It is assumed, therefore, that these conditions and facts were considered and influenced the making of a proviso that any city or town "may be allowed to incur a larger indebtedness not exceeding 4 per cent additional for supplying such city or town with water, artificial lights or sewers." Viewed in the light of the conditions existing when the constitution was framed the words "larger" and "additional," states the opinion, form a clear expression of the natural operation of the section in a prospective and permanent way, taken in connection with the phrase "including existing indebtedness," the operation of which was intended to be temporarily suspended as a general restriction.

"From these considerations we are of the opinion," concludes the court, "that under the constitution the two limited powers are essentially separate and independent; that the special limited power to incur an indebtedness for water, light and sewer purposes is absolute within its own limits; that a debt incurred by virtue thereof is additional to that restricted and limited for general purposes, and that the municipality in this instance has both the constitutional and statutory power to issue the bonds referred to in the petition herein. The writ of prohibition must therefore be denied."

Right of Way Case.

A unanimous opinion was delivered in the case of the Rio Grande Western Railway company, respondent, vs. the Telluride Power Transmission company and L. L. Nunn, affirming the judgment of the lower court in awarding plaintiff company a right-of-way over a strip 200 feet wide by 4,500 long in Provo canyon. The appeal was based upon an assignment of errors in instructing the jury on the question of damages, but the appellate court ruled that since defendant's grantors had been paid for the right-of-way, neither of the appellants was damaged under the facts shown and therefore there was no reasonable error in the instructions.

Damage Case Reversed.

In the case of James Mickelson, respondent, vs. the New East Tintic Railway company the supreme court yesterday rendered an opinion reversing the judgment of the lower court and ordering a new trial. Judge Baskin dissented from the decision.

The action was one for recovery of damages for personal injuries to plaintiff, while as a brakeman coupling cars at Mammoth in July, 1898. At the time of the accident Mickelson caught his foot in a frog and being unable to extricate himself threw his body outside the rail, the car passing over his ankel and crushing it so that amputation of the foot was necessary. At the trial the jury returned a verdict in plaintiff's favor for $5,000, and from the judgment entered the railway company appealed, alleging various errors in the trial record.

The evidence showed there was serious doubt that plaintiff was an employee of defendant company on the day of the accident and the chief error assigned was the instruction to the jury that a verdict for plaintiff should be returned if it were found by the testimony that defendant company's agents acquiesced in the brakeman's presence on the train at the time of the accident, even at the request of the engineer. The appellate court held that this was a reversible error.

THREATENED HER LIFE.

Mrs. Hillstrom's Charges Against Her Husband.

Mary Hillstrom yesterday instituted suit in the district court for a separation from Lee Hillstrom, whom she married on Oct. 2, 1884. The parties to the suit reside at Bingham, and for cause of action Mrs. Hillstrom alleges that she has been subjected to extreme cruelty from defendant.

Specifically it is alleged that Hillstrom called his wife vile and obscene names on Nov. 7 of this year, and that soon after he chopped down the door of their house and threw a large boulder into the home. It is also charged in the complaint that about a year ago defendant drew a razor and threatened to kill plaintiff, and that more recently the threats have been repeated.

Mrs. Hillstrom alleges that her husband is a strong, able-bodied miner, but that he has become an habitual drunkard and frequently associates with lewd women, flaunting his conduct in this regard before her eyes.

Besides praying for a decree of divorce, alimony and the custody of the younger of the two living children, Mrs. Hillstrom prays that defendant be restrained from disposing of or encumbering his property at Bingham.

Suit Against an Agent.

The Singer Manufacturing company yesterday filed suit in the district court to recover from W. C. Clayton $1,271.45 for sewing machines sold by defendant as plaintiff's agent, the proceeds of which, in notes and cash, he has, it is alleged, failed to properly account for. The defendant filed an answer denying all of the material allegations and the case was immediately taken before Judge Cherry. A jury was waived and, the defendant appearing in person, judgment was awarded against him for the amount claimed and $10.50 costs.

District Court Notes.

The Chloride Point Consolidated Mining & Milling company was yesterday made defendant in an action commenced by Mathonihah Thomas as assignee of the Bank of Commerce to recover $8,000 and interest from Oct. 26, 1898, on a promissory note and $7,141.95, alleged to be due on an overdraft account.

As trustee in bankruptcy for Samuel Woolf, George L. Nye yesterday sued T. C. Waltenspeil for an accounting. The complaint alleges that defendant, in the firm of Woolf & Waltenspeil, wrongfully converted to his own use all but $101.50 out of $4,000 of partnership funds.

Nelis J. Olson yesterday applied to the district court for appointment as administrator of the estate of Ole Benson, who died in California on Dec. 1, leaving personal property worth about $1,100 for his only heir, his mother, living in Sweden. The petition will be heard on Dec. 28.

Mathonihah Thomas applied for letters of administration with the will annexed on the estate of John Booth, who died in this city on Feb. 19, 1874, leaving real property now worth $2,000 in this city to five heirs. Dec. 22 was set for the hearing.

John A. Jenkins, jr., yesterday commenced suit in the district court against George A. Lowe, Thomas Quayle, Clara A. Gile and Mary E. Jensen to quiet plaintiff's title to lots 1 and 16, block 22, Ten-acre plat A.

The trial of the case of Orr & Laubenheimer company vs. C. D. Harding was concluded yesterday afternoon before Judge Cherry and the issues will be submitted to the jury today.

INSPECTION OF SCHOOLS.

Principals Will Report Absentees to Dr. Whitney.

A meeting of the principals of the city schools was held in the teachers' room at the city and county building yesterday. Dr. Whitney, health physician of the board of education, was present, and spoke quite at length regarding the prevalence of smallpox in the city. In outlining his duties, he took the position that, instead of visiting the schools daily, he desired every principal to furnish him daily with a report of pupils who are absent from school by reason of illness, or of those who are taken ill at school and are obliged to go home as a consequence. A discussion followed, in which the opinion almost unanimously prevailed that a daily visit by Dr. Whitney personally to the schools, visiting the east and west sides every alternate day, would be more fruitful of results, but the doctor thought otherwise, and his requests for daily reports will be granted.

Superintendent Cooper advised that teachers should suggest to pupils that if it is their intention to be vaccinated, it will be well to do so before the opening of the winter term, Jan. 7.

A general meeting of the teachers of the city will be held in the high school assembly room on next Saturday at 10:45 o'clock.

On that occasion Superintendent Cooper will deliver an address, taking as his theme "The Old Versus the New."

LUNATIC CAPTURED.

Had Built a Hut In City Creek Canyon.

Huddled up in his brush covered cave in City Creek canyon, Frederick Blake, the escaped lunatic, for whom Deputy Sheriff Harries searched the canyon Monday night, was found early yesterday morning and taken in charge by the police. Early yesterday the people at the upper water tank noticed a thin stream of smoke issuing from the cave which the crazy man had dug the day before and on investigating they discovered that the man himself was in the cave. The waterworks men immediately notified the police and Officers Roberts and Chase went to the place in the patrol. Going to the brush covered cave they saw the man stretched on the cold ground trying to warm himself by a small brush fire that filled the place with a cloud of stifling smoke. The man declared to the officers that he had slept there all night and intended to stay there to avoid detection. He declared that he had walked all the way from Provo and had come by way of the mountains. The unfortunate man declared that he was going to see Judge Zane and have his hearing, which he claimed had not been granted him. He willingly followed the police and was brought to the city, where he was later turned over to the county officials and will be held for the Provo asylum officers.

At Bed Time

I take a pleasant herb drink, the next morning I feel bright and my complexion is better. My doctor says it acts gently on the stomach, liver and kidneys, and is a pleasant laxative. It is made from herbs, and is prepared as easily as tea. It is called Lane's Medicine. Lane's family medicine moves the bowels each day. Price, 25c. and 50c. For sale by Godbe-Pitts Drug company, Salt Lake City, Utah.

Bind Marshal and Blow Safe.

Seville, O., Dec. 11.—Six masked burglars last night seized Town Marshal Weaver here and, after binding and gagging him, blew the safe in High's bank, securing about $1,600. Several citizens chased the burglars, but they escaped on a hand-car. A posse is in pursuit.

An attractive woman thrives on good food and sunshine, with plenty of exercise in the open air. Her form glows with health and her face blooms with its beauty. When troubled with a costive habit, she takes a few doses of HERBINE to cleanse her system of all impurities. Price, 50 cents. Van Dyke's drug store, corner Main and Third South.

Eight Hurt In a Wreck.

Ilsley, Ky., Dec. 11.—Eight persons were injured in a wreck on the Illinois Central railroad here today, caused by the trucks of the tender of the engine drawing the New Orleans limited passenger train, No. 103, leaving the track while running forty-five miles an hour.

Dr. Sanford's Liver Invigorator, the best liver medicine. A vegetable cure for liver ills, biliousness, indigestion, constipation.

See Mehesy the Furrier for furs. Knutsford.

DR. PRICE'S CREAM BAKING POWDER

Used in Millions of Homes—40 Years the standard. A Pure Cream of Tartar Powder. Superior to every other known. Makes delicious cake and pastry, light, flaky biscuit, griddle cakes — palatable and wholesome.

PRICE BAKING POWDER CO., CHICAGO.

NOTE.—Avoid baking powders made from alum. They look like pure powders, and may raise the cakes, but alum is a poison and no one can eat food mixed with it without injury to health.

NEWS FROM OVER THE STATE

PROVO WILL VACCINATE.

State Board of Health Issues a Comprehensive Command.

(Special to The Herald.)

Provo, Dec. 11.—Dr. F. W. Taylor, city physician, this afternoon received a communication from Dr. Beatty, secretary of the state board of health, which read as follows:

"In view of the prevalence of smallpox and the danger of a further spread in the state, the state board of health has deemed it necessary to adopt the rule that all unvaccinated children shall be excluded from the school in localities where the disease exists. You are therefore ordered to cause all schools of whichever character within your jurisdiction to be closed to pupils and teachers who shall fail to show signs of having been successfully vaccinated within the last seven years. The order is to be made effective on and after Jan. 1, 1901. The health officers should inspect all pupils and teachers and furnish them with certificates of successful vaccination when they are entitled to the same. Great care should be taken that no certificate shall be issued unless there is every reason to believe the vaccination practiced."

President Brimhall of the B. Y. academy, Principal Rawlings of the city schools and Principal Goodwin of Proctor academy have been notified by the city physician of the order from the state board of health. Mayor Taylor and the local board of health are strictly in accord with the order, and say that it will be enforced to the letter.

This order will affect practically all of the school population, because very few have been vaccinated.

BLACK HAWK COMMITTEES.

Arrangement For Big Time—New Organization Perfected.

(Special to The Herald.)

Provo, Dec. 11.—At the meeting of the executive committee of the Black Hawk War Veterans it was decided to hold the ninth annual camp fire at the American Fork lake resort, Aug. 27, 28 and 29 of the coming year. Committees were appointed as follows:

On Programme—Jesse Knight, John R. Twelves, S. S. Jones.

Grounds and Amusement—R. E. Ting, H. G. Robertson, John Armstrong, Bishop Marsh, Henry Moyle.

Order and Decorum—E. W. Thomas, T. F. Tran of Lehi.

Invitation and Transportation—J. M. Westwood, Edwin Lee, Walter Wheeler, J. H. Nookes, D. J. Brown.

Chairman Westwood of the executive committee is in communication with Senator Rawlins and Representative King with a view to securing from the government two pieces of field ordnance that a battery may be formed of the sons of the veterans. The loan of a dozen stands of arms for use of the camp fire will be asked from the state.

An organization to be known as the Utah County Post of the state organization of Black Hawk Veterans was perfected with the following officers:

Commander, J. M. Westwood of Springville; vice commander, George Harrison of Springville; adjutant general, D. A. Brown of Springville; quartermaster general, Edwin Lee of Springville; chaplain, M. L. Pratt of Provo; council of administration, D. W. Thomas, Lehi; R. E. King, American Fork; John Tanner, Payson; John R. Twelves, Provo; William Stoker, Spanish Fork.

PREPARING TO FIGHT.

Utah County People Will Meet to Consider Canal Litigation.

(Special to The Herald.)

Provo, Dec. 11.—The motion to dissolve the injunction issued by Judge Booth against the Salt Lake Canal company in favor of George T. Peay will be heard by Judge Booth Friday. Preliminary to the hearing of this motion, a call has been issued to all people in Utah county any way interested in the regulation of the waters of Utah lake to meet at the office of Attorney M. M. Warner in Provo Thursday evening to discuss the matter and determine as to what steps shall be taken in protecting the interests of the citizens of the county in general.

Panguitch's New School.

(Special Correspondence.)

Panguitch, Dec. 9.—The new $15,000 school house in Panguitch was completed yesterday sufficiently to begin school in. It has eight large rooms completed and seven departments, running under the management of Heber Nielsen of Gunnison, with an attendance of 325 students. Ground was broken and the house commenced on May 15 last. The building will cost when finally completed, with the grounds, near $20,000. Our next trouble now is to pay for it.

Winter so far here has been warm and open. No snow of any consequence as yet.

Logan Locals.

(Special Correspondence.)

Logan, Dec. 11.—Judge Hart today fixed the bonds of the incoming county commissioners at $5,000, which is the same as that of the present board.

The promoters of the sugar factory are having some difficulty in securing the necessary beet contracts with the farmers, to insure a good run next fall. Meetings have been called in all the towns of the county in order to ascertain just what acreage can be obtained. Not more than 8,000 tons of beets have ever been raised in this county in one year, but the new factory will require 40,000 tons, hence a largely increased acreage is necessary. The price for the beets will be $4.25 per ton, 50 cents less than is paid at Lehi. The reason for this difference, the promoters say, is found in the fact that beets on new land, seldom contain more than from 12 to 14 per cent of saccharine matter, whereas 15 to 18 per cent is obtained upon land used to beet crops.

Fourth District Court Dates.

(Special Correspondence.)

Provo, Dec. 11.—Judge Booth has fixed the following dates for holding court in the Fourth district:

Utah County—The fourth Mondays in January, April and June and the first Monday in October.

Wasatch County—The fourth Monday in February, the third Monday in May and September and the first Monday in December.

Uintah County—The second Monday in March, the third Monday in July, and the second Monday in November.

George J. Duke, fish and game warden of Utah county, made his annual report to the county commissioners yesterday, which shows:

Amounts of fish and game taken and sold:

	Pounds.	Price.	Total
Bass	64,709	12c	$7,764 00
Trout	25,750	20	5,150 00
Carp	190,