

BOY IS KILLED BY TROLLEY CAR

Samuel Summerhays Steps on Track to Avoid Approaching Wagon.

RUN DOWN NEXT INSTANT

PICKED UP UNCONSCIOUS AND DIES SOON AFTERWARD.

Samuel Summerhays, the 11-year-old son of Joseph W. Summerhays, who lives at 235 South Seventh street, was struck by a trolley car last evening at about 9 o'clock and died one and one-half hours later as a result of the injuries he sustained.

The boy, together with a few of his companions, was playing hide-and-seek in the yard a few feet below his home. In the midst of their frolic the boys noticed a team coming up the street from the west. The Summerhays boy stepped on the street car track to avoid the team. As he did so the car shot out of the growing darkness and ran upon him before he could move.

The trolley car struck him in the head and he was dragged some little distance before the motor car could bring his car to a standstill. When he was found he lay lying on his back. His head was severely cut and it could be seen that his injuries were fatal.

Surgeons' Efforts Fruitless.

He was picked up, folded in blankets and taken to his home. Drs. Francis P. and Joseph S. Richards and Dr. C. M. Bennett were immediately summoned. They did all in their power to restore the youth to consciousness and life, but their efforts were fruitless.

Car No. 32, which left Main street at 8:55, was the one which ran into the boy. It was under the control of W. Summerhays as motorman, and M. O. Minor, conductor. These men, in talking to the accident later, said that it happened so suddenly that they did not know exactly what happened. They only remember that they were speeding along, not thinking of an accident, when suddenly the boy jumped in front of them, and it was all over in a second.

The accident occurred on Seventh street just below Ashton avenue. The father of the boy, Joseph W. Summerhays, is manager for the Rowe-Morris-Summerhays company, with offices at 41 South Third west of this city.

PROTESTS OVERRULED

Referee in Bankruptcy Charles Baldwin Approves of Certain Schedules of Real Estate.

The Schettler matter had another airing yesterday before Referee in Bankruptcy Charles Baldwin. The point at issue during the morning and afternoon sessions was as to whether or no Mr. Blakely had exercised the rights of his office for the best interests of the depositors in the matter of disposing of certain pieces of real estate which have figured among the assets of the defunct bank.

Andrew Grundorf, one of the heavyweights of the family, had maintained that a better price could have been obtained for some of the realty, and he said that he was willing to pay \$100 more for the real estate sold to Mrs. Amelia K. Dale, than was accepted by the trustee.

No examination of Schettler or of the members of the family, however, figured thus far in the proceedings, was attempted. At the meeting held Monday, June 5, Mr. Baldwin cautioned the trustee and the family, not to consummate a sale without the consent of the bankruptcy court. Because of that warning the transfer of the land and house in question had been reported to Mrs. Dale was not completed and the matter was further considered at yesterday's examination.

PORTLAND EXCURSIONS

Salt Lake to Portland and return \$31.50. Salt Lake to Portland and return (one way via San Francisco) \$2.50. Tickets to Portland and return, direct, on sale daily from May 24 to Sept. 20, inclusive. Tickets reading one way via San Francisco on Los Angeles, on sale June 1, 2, 3, 12, 14, 15, 16, 20, 21, 22, 23, 28, 29 and 30. All tickets good for stopovers and limited to ninety days from date of sale. Additional selling dates for tickets via San Francisco or Los Angeles quoted later. City Ticket Office, 201 Main street.

MINERS LEAVE THE TOWN

Only Moyer and Hayward Remain to Settle Bills Incurred by the Convention.

The members of the executive board of the Western Federation of Miners completed their work yesterday and last night only two of the members, President Charles H. Moyer and Secretary-Treasurer W. D. Hayward, were left in the city. The remainder of the purpose of settling the bills incurred during the three weeks' deliberations of the main body, and they will leave today for their homes in Denver.

Mr. Moyer said last evening that he was pleased with the work of the delegates, and he looked forward hopefully to a satisfactory settlement of all the troubles in Colorado and in the other states where differences have arisen between the miners and their employers.

A. Richter, Real Estate, 19 West 1st South street, says that real estate investments in this city are better and as safe as government bonds, and see him and he will prove it.

GET YEAR IN JAIL

Edward Hannah and Henry Martin Plead Guilty in Bounty Fraud Cases.

Edward Hannah and Henry Martin, two of the gang of men who perpetrated the bounty frauds that took over \$20,000 out of the treasury of Salt Lake county, when arraigned for trial in the district court yesterday, withdrew their former pleas of not guilty and entered pleas of guilty to the charge of conspiracy.

Their attorney asked that the fact that they had been several months in the county jail should be taken into consideration by the court in passing sentence on them. Judge M. L. Ritchie, who was on the bench, said the court would take their incarceration in the jail into consideration, and would consider their pleas of guilty as mitigating them to some mitigation of punishment. He thereupon sentenced them to serve one year each in the county jail, their terms to begin July 1905. They have practically served one-half of their allotted punishment.

AFFIRMS WATER RIGHTS.

Supreme Court Sustains Lower Court in Awarding Damages.

The supreme court yesterday handed down an opinion in the case of Edward Elmer, respondent, against George McCune, petitioner. The case was brought to the Fifth District court to enforce his claim to the use of the water of Chase springs for irrigation purposes. The lower court awarded judgment for \$250 damages, alleged to have been sustained by him by reason of the diversion of the water by the defendants. The supreme court affirmed the judgment of the lower court, and so affirmed the judgment.

GETS CONTROL OF SON.

F. W. Correll is Appointed Guardian of His Offspring.

Ford Wheat Correll was yesterday appointed guardian of the person and estate of his son, Martin Arthur Correll, aged 15 years, by Judge M. L. Ritchie. In his petition for guardianship Ford Wheat Correll said the mother of the boy secured a divorce from the petitioner June 1, 1885, in the district court at Salt Lake, and a week later married Lewis M. Smith, with whom she moved to California, and with whom she had three children. When she secured the divorce the custody of the boy, Martin Arthur Correll, was awarded to her. She later made several recommendations, but that she was spending the \$25 a month that came from the estate left by her husband's decease, grandfather for other purposes besides caring for him. The petitioner says he and his wife have a comfortable home at Rockford, Ill., and that the boy is desirous of living with them.

COURT NOTES.

William Rogers yesterday pleaded guilty to the charge that he feloniously entered a cigar store at 42 Commercial street. He was sentenced to a term of four years in the penitentiary by Judge Ritchie.

Edward F. Lennberg and his wife, Christena, Lennberg have brought suit in the district court against the United States Smelting company, in which they ask for \$2,000 damages for injury to their crop and trees by fumes from the defendant's smelter.

The case of the Alcatraz Paving company against Salt Lake City, which has been before the federal court for the past few days, was continued for a term yesterday by Judge John A. Marshall on motion of the plaintiff's attorney. The federal court jury was also discharged but court will be held again Monday of next week.

Sarah J. Pass has begun suit in the district court against Andrew Johnson to enforce a contract for the sale of real estate and compel Johnson to make a warranty deed to the premises. She alleges that she paid Johnson the purchase price agreed on and that Johnson failed to make a warranty deed, but that he has refused to make the promised warranty deed.

C. S. Price is suing the Western Loan & Savings company for \$2,300, which he claims is due him for legal services performed for the defendant. He avers in his complaint that the defendant violated its contract to pay him a salary of \$100 a month, and that because of the breaking of the contract he proposes to charge what the services were really worth, according to a previous contract.

WILL OBLIGE FLAG DAY.

At the regular meeting of the local G. A. R. it was voted to hold an impromptu flag day at the city hall, Wednesday evening, June 14, at 8 p. m., and respectfully request the citizens to join in patriotic citizens in the observance of the day that 41 may become one of general observance in the United States.

Water Commissioners Named.

Water commissioners were appointed by the board of county commissioners yesterday afternoon. Frank W. Stratford was named as commissioner to have charge of the distribution of the waters of Ogden river and Benjamin Chadwick to have charge of the distribution of the waters of the Weber river in Slaterville.

Going to Portland.

County Commissioners Oscar Madison and William G. Wilson will go to the Portland exposition to attend the Good Roads convention as delegates of Weber county.

Ogden Briefs.

O. J. Stillwell and E. B. Kirk have started for Portland by automobile.

David Eccles has returned from Los Angeles, where he had been for a considerable improved in health.

The body of Mrs. Edward Smyth arrived this morning from California, and will be buried today at St. Joseph's church at 9 a. m.

Cards are out announcing the forthcoming marriage of Miss Verna Barrows to Joe A. Harris, the wedding to occur June 21 in the temple at Salt Lake.

Mrs. Eleanor Burket Taylor, 90 years of age, is dead at her home in this city. Funeral services will be held tomorrow at 1 o'clock in the Harrisville meeting house.

Mrs. P. O'Neill and family and her sister, Mrs. Florence E. Fisher, returned Friday evening from California, where they have been visiting friends and relatives for the past seven weeks.

FRANCHISE GOES THROUGH

Council Passes New Ordinance For Electric Line Through the City.

The situation in regard to the water franchise before the city council assumed a new phase last night, because of a proposition submitted by S. H. Henderson and Rudolph C. Kuebler, who applied for a franchise to operate waterworks in the city of Ogden. The ordinance provides for a schedule of rates practically the same as those proposed for the present company by the ordinance, to whom was voted at the last meeting. Both ordinances passed the second reading and the new one was ordered published. The schedule of meter rates in the ordinance submitted by the law committee for the present company is as follows: 150,000 gallons, 15 cents per thousand; 500,000 gallons, 12 cents; 500,000 to 500,000 gallons, 8 cents; 500,000 to 1,000,000 gallons, 7 cents; over 1,000,000 gallons, 5 cents. The minimum meter charge was placed at 75 cents.

The Henderson-Kuebler proposition allows the franchise to take over the water system to be constructed by them any time at the actual cost of construction. The council also passed an ordinance granting to the Salt Lake & Ogden Electric railway company a franchise to operate a franchise for 10 years. This ordinance provides that the company shall not be allowed to take the franchise until it may be given by the council. The ordinance also provides that the council shall have the right to terminate the franchise at any time if it is found that the company is not operating in accordance with the terms of the franchise.

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MAY HAVE HIGHWAYMAN

Sheriff C. Frank Emery and Posse Surround House and Get Suspect While He is Shaving.

Thomas Burnham, the alleged highwayman, was held by Sheriff C. Frank Emery and his posse Saturday morning and taken to the county jail. Burnham was taken to the county jail after a search of the house in which he was believed to be hiding. The posse, which included several deputies and a posse of men, surrounded the house and entered it. Burnham was found in the act of shaving himself and made no effort to escape.

Sheriff Emery is reasonably sure that Burnham is the man and his description corresponds to the one given by Officer Watson. Burnham was also identified by several persons at the Hotel Gray house, at Roache's farm as the man who passed there Saturday afternoon on a wheel. The wheel has also been found, which was taken to the county jail. Sheriff Emery also has information that Burnham was in the city on Saturday morning and he has several days' growth of beard on his face. Sheriff Emery took Deputy Sheriffs Steele, Smith, Larson, Cowan and Irvine to the scene and surrounded the place. Deputy Sheriff Steele was detailed to search the house, and located Burnham in an upper room. He was shaving and the posse entered the room before he realized his position. After the other deputies and Sheriff Emery got into the room, Burnham asked permission to get dressed, or who were deputy Sheriff Emery and his posse. He was taken to the county jail. The Park City officials were notified and he will be taken to the county jail on Saturday for arraignment on charges of attempted robbery and assault with a deadly weapon with intent to kill. Burnham is in police circles, and he has served time in both the city and county jails.

Bert Fuller will loop the saucer in an automobile tonight. Salt Lake.

GIRL ACTS AS IF INSANE

Is Scarcely Clothed and Sheriff C. Frank Emery Directs That She Be Apprehended.

Sheriff C. Frank Emery yesterday apprehended a young girl on Second East street, opposite the city and county building, acting in a manner that led him to believe that she was insane. He told Deputy Sheriff Booth to take her into custody and convey her to the county jail. The girl succeeded in doing after overcoming the reluctance of the girl and, having a tussle with an excited citizen who was detaining her, she was taken to the county jail. The girl screamed and everybody in the building hastened to the sheriff's office to see what was the cause of the commotion. The word was quickly spread around in subdued tones that the sheriff had arrested a "wild woman" or an "insane girl." After the crowd had dispersed, everyone having seen and heard her, the sheriff, seeing that she was in no danger of sustaining personal injury, quieted down and told her name and address. She gave the name of the girl as Elizabeth, she said her father was A. Bickeloff, and she lived within a couple of blocks of the city and county building. The suggestion of County Commissioner Mackay and Miller she was sent home. At the time of her apprehension she was scarcely clothed and her appearance caused Sheriff Emery to believe her insane.

CHEAP RATES EAST.

May 27, 29, June 3, 5, 10, 12, Long limits via COLORADO MIDLAND Railway. The line that has the scenery, through the Rockies in daylight in a Pullman, is heard to good advantage. Write or call at ticket office, 77 W. 2nd South street for information and booklets.

CLARENCE EDDY IS HEARD.

A small crowd greeted Clarence Eddy, the organist, at the Tabernacle last evening.

SEWING MACHINE NEEDLES

For all makes of machines at Five Cents per package and everything else pertaining to sewing machines at greatly reduced prices. Look for the red S. 43 So. Main St., Salt Lake City, Utah.

WILL HELP GOOD ROADS

A. Richter, Real Estate, 19 West 1st South street. Investment propositions in improved real estate. Main street and any other business street in the city. Will net from 7 to 15 per cent per annum.

GOVERNOR CUTLER ISSUES PROCLAMATION APPOINTING DELEGATES TO CONVENTION.

A proclamation was issued yesterday by Governor John C. Cutler by which he appointed delegates from Utah to the fifth annual national good roads convention to be held at Portland, Ore., June 21 to 24, inclusive.

Following is a list of the delegates: C. Frank Emery, C. E. Marks, P. E. Christensen, J. S. Anderson, A. T. Seddon, Frank J. Hewlett, Salt Lake county; W. L. Scafford, James E. Thorne, Edwin McKeith, John V. Smith, Cache county; Henry C. Larson, Sevier county; Reuben Miller, Carbon county; C. R. Hollingsworth, Weber county; Henry Welch, Summit county; S. S. Sanderson, San Juan county; James Hyde, Juab county; Wesley K. Walton, Rich county; F. W. Fishburn, S. N. Cole, Box Elder county; J. W. Masser, Wasatch county; N. J. Sheffield, Wayne county; J. G. M. Barnes, Davis county; A. L. Baker, Tooele county; James A. Anderson, Morgan county.

MUST BE SOLD.

Fine orchard, five acres, close to city, brick cottage, and paying \$1,200 per year, \$4,000. Also 5-room brick on Main street with nice corner lot, \$1,700. See L. L. Goddard, 178 Main street.

Dr. E. M. Keyser's Method of Filling Teeth is Painless.

162 Main street, Auerbach Bldg. Phone B. 1120-K. Ind. 117.

HOLDUP IN AN ALLEY

W. P. Ridau Encounters Three Men and Loses \$185 and His Gold Watch.

A man named W. P. Ridau was robbed of \$185 last night by three thugs in the rear of a First South street saloon at about 9 o'clock. The man, who is a mining man from Colorado, was walking through the alley in the rear of the saloon when he was suddenly assaulted from the rear by three men. They knocked him down with a sandbag and then went through his pockets, taking all the money he had, and his gold watch. The men then ran and he looked for them but they are the men who turned the trick.

HOTEL CAPACITY TAXED

Crowds Swarm into the City From Every Direction.

The hotels of Salt Lake City were for several hours yesterday afternoon and evening unable to take care of all the guests who wanted rooms. This condition was due not to one but to several circumstances of events, not the least of which was the crowding down on the hotels of 30 residents of Los Angeles in a bunch of a time.

About the time the visitors from the Pacific coast city were comfortably stowed away, the Los Angeles men from all points of the compass in larger numbers than usual. Then many residents of Ogden, Provo, and other Utah towns who wanted to see how the Los Angeles compared with the native and naturalized sons of their own state, or who were desirous of witnessing the "tistic argument" between Gardner and Mr. O'Keefe at the Salt Palace, began dropping into the hotels by scores and in bunches of a hundred.

By 3 p. m. the three leading hostlers were compelled to announce "no rooms." The night traders began leaving the city, the pressure was relieved, and the "no rooms" sign was taken down at the Knutsford, Wilson, Kenyon and other hotels. From that time on there were rooms for all who wanted them.

The hotel men attribute the scarcity to the great public interest shown in the Gardner-O'Keefe fight.

START WITH A DIME

And open a savings account with us. Small and large accounts are welcomed alike. SALT LAKE SECURITY & TRUST CO., Security and Trust Building.

CADETS SKIRMISH AGAIN

Captain C. Y. Clarkson's Men Make the Greater Number of Points.

The cadets who have been in camp for several days at the Laguna will come back to town today. They spent their last day of active military life in having another sham battle. To make it as realistic as possible, the two companies, Captain W. S. Keyling in which to testify the mouth of the Farmington canyon with the Laguna, and the other company, Captain C. Y. Clarkson, in which they fought and the referee was in doubt for some time, but finally decided that Captain Clarkson's men made the greater number of points.

At the evening parade the gold medal for being the best drilled man in the battalion was awarded to First Sergeant Mack Green. Heran was also decorated, the evening was spent in a jollification, in which there was speech-making and a lunch.

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WHEN you look at the ATTERBURY SYSTEM for summer wear you will not only see the largest variety of Exclusive Patterns in the Finest Imported and Domestic Fabrics, but the Best Fitting and Most Superbly Tailored Suits ever made ready-to-wear.

ATTERBURY HAND-MADE CLOTHING. Siegel's SUMMER STAR SHIRTS. THE YOUNG MEN'S STORE.

300 CARPET SAMPLES. On Sale This Week, While They Last, at 50c and 75c. A little binding converts them into serviceable rugs. Some are 3 yards, others 11-2 yards long. Many good patterns from this season's showing of carpets. Not a piece worth less than 45c per yard; some were as high as \$1.25 the yard.

ORIENTAL RUGS. Entire Line Cut-Price. In our line of Oriental Rugs we have sold practically out of all small sizes. Our buyer goes east in a few days, and to even up our stock we offer our entire present collection of large size Turkish, Persian and other rugs at prices that in many instances do not cover import cost. Lovers of Oriental goods will do well to avail themselves of this opportunity. We mention:

TWELVE VERY FINE PERSIAN HALL RUNNERS AVERAGING ABOUT THREE FEET BY FIVE FEET. TEEN FEET, BEST \$45 VALUES... \$49

ONE WHOLE SALE, CONTAINING 25 FINE RUGS, AVERAGING 4x8 feet to 11-2x9 feet, worth \$45 to \$75... \$28 to \$49

Other odd rugs, many sizes, fine values—the pick of our stock—at savings of about 40 per cent.

WOODLEY FURNITURE COMPANY. Local Briefs. Music and Drama.

FINED FOR THEFT—C. L. Adamson, who was arrested Saturday night upon the charge of petty larceny, was sentenced yesterday by Judge C. B. Diehl to a term of 30 days in the county jail in lieu of a \$100 fine. He was charged with stealing a pair of trousers from Row & Kelly.

FAILS TO KEEP PROMISE—Nathan Wilkes, a 15-year-old boy, was arrested by Officer DeWitt yesterday upon the charge of stealing a bicycle. He was up before the juvenile court a short time ago upon a somewhat similar charge and was released upon his promise to be a good boy in the future.

INJURED BY FALL FROM WAGON. William C. Kibourn, 22 years of age, a teamster at Fort Douglas, fell from a wagon yesterday morning and was injured. He was taken to the hospital, where he is being attended. He is still unconscious, but it is believed that he is injured internally. Just how the accident occurred is not known, further than that he fell from the wagon while trying to get the load and was picked up by some of the soldiers. He struck his head on the ground and was injured. Several slight cuts and bruises about the head and face.

PERSONALS. Mr. and Mrs. W. H. Young are the parents of a boy, who came to their home yesterday morning from Los Angeles. Vice President J. Ross Clark of the Salt Lake Route arrived in the city with Mrs. Clark yesterday from Los Angeles. Superintendent of Public Instruction A. C. Nelson yesterday delivered an address to the graduates of the public schools of Davis county at Farmington.

WANTED—FEMALE HELP. A GIRL for general housework. If Grace Hays.

GOLD NIGHTS CAUSE CATARRH. Everyone Should Use Hyomei and Kill the Germs. No other season of the year is responsible for as many cases of catarrh as the spring. The warm days and cold nights, with their frequent and sudden changes in temperature, bring the catarrh "snuffles" to nearly everyone.

SEARCH—In this city, June 12, Frank B. Search, 43 days on a business trip, will leave New York City (310 miles) in eighteen hours, p. m., arriving at New York next morning at 9:45. Will leave Chicago next morning at 2:55 p. m., arriving at Chicago next morning at 8:55.

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