WHY CHIAVINI QUIT BUSINESS

Personal Liberty of a Merchant Is Crushed to Earth.

TELLS A HARD LUCK STORY

SMELTER BUILDERS' NEW WAY TO ENFORCE TEMPERANCE.

Fernando Chiavini and the demon hard luck continue to grapple. The earlier phases of their struggle were told in The Herald a few weeks ago. Just after the big Bingham fire, Chiavini, whose place was destroyed with all his belongings, including clothing, was placed in jail to protect him from the violence of a mob that threatened to lynch him on suspicion that he started the fire. He was proven guiltless of this and came to Salt Lake City. Here he was arrested for violation of the internal revenue laws and several days in jail and much importuning of friends succeeded in raising enough money to settle with the government. At the jail door a horde of hungry creditors awaited him. Chiavini gave up his few remaining dollars, assigned his property insurance and his life insurance, persuaded some of his creditors to dismiss suits they had filed against him and, in borrowed clothing, started out at the age of 56 to carve his fortune.

His Saloon in a Tent.

He succeeded in getting somebody to "stake" him and a few dayse ago bought a lot in Crescent Beach townsite, near Garfield beach. Here Chiavini opened a saloon in a tent. Rosy visions of much coin to be derived from the sale of liquor to the employes of the smelter passed before Chiavini's furrowed brow. He had just got well settled when a large and husky man appeared. Later it developed that this man was the foreman for the smelter company.

"What are you doin' here?" demanded the foreman.

"Me sella da whisk," cheerily replied Chiavini, man of affairs once more.

"Well, you git to Coshocton out o' here and do it quick!"

Then, as Chiavini tells it, things occurred about as follows:

"Me say: 'I am this-a saloon! Me own this-a lot!' Smelter boss he say: 'Come on boys!' Forty men come, pull-a stakes up, roll-a tent up, put-a ever'tang on-a flatcar, say-a 'Get-a on, you Dago ——!' take-a me one-a mile, two-a mile, say-a 'Get-a off!' Kick-a me off, t'row-a tent off, t'row-a whisk off, leave-a me on-a pra'r. Say: 'Dis-a place for your saloon!'"

Far From the Madding Crowd.

After being thus deposited on the prairie, far from the marts of trade and the hives of industry, there remained for Chiavini naught but a trip to town to seek counsel, leaving his tent, whisky, etc., in care of a friend.

The title to the town lots in Crescent Beach, one of which the unhappy Chiavini purchased, is in question. The smelter people claim their tract covers the beach and are proceeding to eject as trespassers all who locate there. A man named Moyer is said to have met a fate similar to Chiavini's for a similar proceeding a few days ago. The smelter company is preparing a suit to quiet its title to the land, thus invalidating all claims to town lots there. Pending a settlement of the question of titles, the county attorney, to whom Chiavini appealed, declined to take action, because he was unable to determine whether Chiavini trespassed or was trespassed upon.

But Chiavini is at last beginning to weaken. He takes the position that it is about time for the demon to select another partner.

AMUSEMENTS

As many Salt Lakers as could possibly get into the Salt Lake theatre heard "The Jolly Musketeer" yesterday afternoon and evening, and many of them congratulated themselves on the fact that they are to have two more opportunities to hear it. It has been so long since the Salt Lake Opera company put anything on that the public was hungry for its music, and especially was the public hungry for the tuneful strains of "The Jolly Musketeer," for when it was last put on here by the same company the approval was spontaneous and genuine.

Last night's audience, as has been said, filled the Theatre from the footlights to the topmost gallery. It was an appreciative audience, one that was prepared for something exceptionally fine, one that experienced no disappointments. And before special mention of individuals is attempted it is proper to say that Manager Whitney and Director McClellan have done wonders with the chorus. Admirably reinforced by the enlarged orchestra the volume swelled out and out until the old theatre rang with the melody.

The cast was the same as that of two years ago with the exceptions of Miss Luella Ferrin Sharp and the late Heber S. Goddard. Their places were taken by Emma Ramsey Morris and Hugh Dougall. Special interest, therefore, centered in the work of Mrs. Morris as Verve and Mr. Dougall as Capote. It is not necessary to enter into comparisons, but in justice to both of the new singers it should be said that the cast lost nothing by their substitution.

Mrs. Morris was most cordially received, and her solo, "Carissima," introduced in the second act, won for her one of the most enthusiastic outbursts of the evening. Mr. Dougall in the second act gave Heber Goddard's song, "Friends." As the beautiful tones and the sentiment of the song swept out over the audience there was absolute stillness. Many were there who had heard Goddard sing it, and tears came unbidden to their eyes as they thought of the voice that is still forever, the friend who is sleeping his last, sweet sleep on the hillside.

Miss Emma Lucy Gates was in magnificent voice. She never did the "Pearl of Brazil" solo to better advantage, and never was it more thoroughly appreciated. Miss Gates' voice is growing better all the time. The sympathetic note in it is stronger, the power to attract and hold the sympathy of her audience more pronounced.

John D. Spencer practically got up out of a sick bed to play Henri, but the audience would never have suspected it from his performance. Always amusing, always entertaining, Mr. Spencer shone last night with undiminished lustre. He was the life of every scene in which he participated and again confirmed the judgment of his hundreds of friends that if he had adopted the stage as a profession, say sixty or seventy years ago, when he was a comparatively young man, he would have had a big life insurance company all his own today if he had wanted one.

George D. Pyper, whose splendid tenor voice has often been heard here and elsewhere, was again cast for the part of Francois, Marquis de Chantilly. Mr. Pyper abundantly earned the applause with which his efforts were rewarded.

Manager Whitney and Director McClellan are entitled to congratulations on the entire performance. They, in connection with the singers, have worked hard and they are entitled to the thanks of the music-loving public.

Last night a special delegation came down from Provo to request the company to give one performance there. It was pointed out that Miss Gates, Mrs. Morris, Mr. McClellan and Mr. Graham are all Provo people and that Provo had a right to hear them. The justice of the plea was recognized and Provo will hear "The Jolly Musketeer" Saturday night next.

The Fay Foster company opened a week's engagement at the Lyric with a matinee yesterday. The fun hinges on the efforts of all hands to find a woman for whom a reward of $50,000 is offered. The description is so vague that it gets lots of women, and men, too, into trouble, and the audience grows immensely hilarious. Interspersed in the comedy are numerous exceptionally clever vaudeville bits.

SUIT OF DALY ESTATE.

Recovery of Inheritance Tax Sought by Heirs.

Helena, Mont., Sept. 16.—James A. Tanner of Washington, D. C., United States assistant attorney general, today took the testimony here of C. D. French, deputy state auditor, and formerly deputy collector of internal revenue for Montana, in a proceeding brought by Mrs. Marcus Daly, administratrix of the estate of the late Marcus Daly, against the United States to recover $146,000 paid by the dead copper millionaire's estate under the provisions of the inheritance law of 1898, the war revenue act.

Mr. Tanner arrived last night from Salt Lake City, where he took the testimony of United States Collector E. H. Callister of this district. The case is parallel to the Vanderbilt case, in which the supreme court of the United States declared the law unconstitutional, and it was subsequently repealed. Mrs. Daly then brought suit against the United States to recover the amount paid to Deputy Collector French, alleging, in addition to the facts set up in the Vanderbilt case, that French had received more than was legally due at the time, some of the heirs not then being 30 years of age. In order to meet the issues of this suit the government is taking the testimony of all concerned.

THE DEATH RECORD.

Lieutenant Colonel A. D. Schenck.

Fort Stevens, Ore., Sept. 16.—Lieutenant Colonel A. D. Schenck, U. S. artillery corps, commandant at this post, died this morning after a brief illness.

John Davidson.

Monroe, Mich., Sept. 16.—John Davidson, well known both in this country and Europe as a dog fancier, breeder and judge at bench shows, died at his home here today.

Miss Alice Hamilton.

New York, Sept. 16.—Miss Alice Hamilton, granddaughter of General Alexander Hamilton, died at her home in this city tonight aged 60 years.

STATUE OF JEFFERSON.

Angiers, France, Sept. 16.—Ambassador McCormick, M. Jusserand, French ambassador to the United States, and officials of the department of fine arts, today attended the ceremony of the dedication of the statue of Thomas Jefferson. This is a replica of David's statue of Jefferson which former Congressman Jefferson M. Levy of New York presented to David's native town.

Piles Quickly Cured at Home

Instant Relief, Permanent Cure—Trial Package Mailed Free to All in Plain Wrapper.

Piles is a fearful disease, but easy to cure if you go at it right.

An operation with the knife is dangerous, cruel, humiliating and unnecessary.

There is just one other sure way to be cured—painless, safe and in the privacy of your own home—it is Pyramid Pile Cure.

We mail a trial package free to all who write.

It will give you instant relief, show you the harmless, painless nature of this great remedy and start you well on the way toward a perfect cure.

Then you can get a full-sized box from any druggist for 50 cents, and often one box cures.

If the druggist tries to sell you something just as good, it is because he makes more money on the substitute.

Insist on having what you call for.

The cure begins at once and continues rapidly until it is complete and permanent.

You can go right ahead with your work and be easy and comfortable all the time.

It is well worth trying.

Just send your name and address to Pyramid Drug Co., 3259 Pyramid building, Marshall, Mich., and receive free by mail the trial package in a plain wrapper.

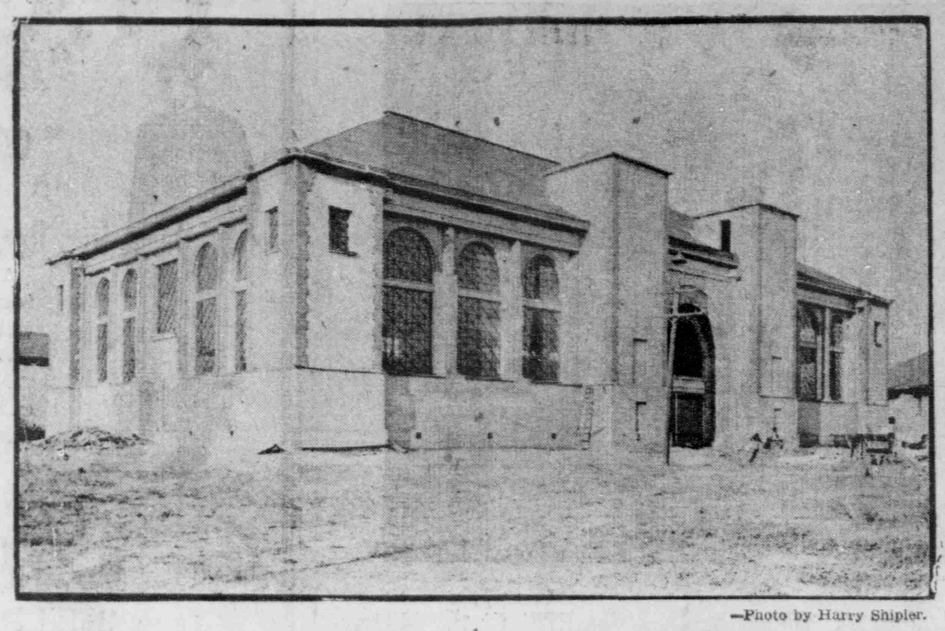
Thousands have been cured in this easy, painless and inexpensive way, in the privacy of the home.

No knife and its torture.

No doctor and his bills.

All druggists, 50 cents. Write today.

NEW BUILDING FOR STATE FAIR.



—Photo by Harry Shipler.

With the opening of the state fair two weeks from tomorrow the public will have its first opportunity to visit and inspect the big new Hall of Manufactures and Liberal Arts which has just been completed. The structure stands immediately south of the rear of the race track grand stand and between the old manufactures building and the Midway. It may be reached by walking through the main entrance gate at the southeast corner of the fair grounds, then through the old manufactures building and along a smooth pathway to the north entrance.

In every way the structure is substantial and complete, the idea of the builders being to make it absolutely safe as well as architecturally pleasing. The main floor is 175 feet long and 100 feet wide, but the great roof, rising a hundred feet above and supported by steel trusses, makes the floor look even larger. Nearly 20,000 feet of space is available for exhibits, or was available, for every inch of it has already been allotted.

Around the building, interrupted at the center of the north side, runs a wide gallery. The interruption is caused by a stage which has been built for the band concerts and for the vaudeville performances that will be given during the progress of the fair. On either side of the stage is space for dressing rooms for members of the band and for the vaudeville entertainers. In the front of the gallery are seats for 2,000 people. Those who get tired after viewing the sights of the fair will find this a delightful place in which to rest and be entertained by the music and other features.

From the gallery, too, a splendid view of the exhibits on the main floor may be obtained. There will also be exhibits in the gallery space next to the walls and most of them will be of a very attractive character. The day before the fair is opened the steel arches and the pillars that support the gallery will be decorated with the fair colors—red, green and yellow—and with hundreds of Chinese lanterns, each of which will contain a small electric light.

The cost of the new building is approximately $75,000. The finishing touches were put on yesterday and if they desired to do so exhibitors could begin moving in tomorrow. Later on it is thought that towers will be added to the four corners and the roof gabled at either end. These improvements will add greatly to the appearance of the hall.

THE HELPING HAND.

A Story From Charles E. Crewdson's New Book, "Tales of the Road." Published by Courtesy of the Author.

(Copyright, 1905, by Chas. N. Crewdson.)

The helping hand is often held out by the man on the road. Away from home he is dependent upon the good will of others; he frequently has done for him an act of kindness; he is ever ready to do for others a deed of friendship or charity. Road life trains the heart to gentleness. It carries with it so many opportunities to help the needy. Seldom a day passes that the traveling salesman does not loosen his purse strings for some one in want—no, not that; he carries his money in his vest pocket. Doing one kind act brings the doer such a rich return that he does a second generous deed and soon he has the habit. The liberality of the traveling man does not consist wholly of courting the favor of his merchant friends—he is free with them, but mainly because it is his nature; it is for those from whom he never expects any return that he does the most.

A friend of mine once told this story: "It was on the train traveling into Lincoln, Neb., many years ago. It was near midnight. It was, I believe, my first trip on the road. Just in front of me, in a double seat, sat a poor woman with three young children. As the brakeman called, 'Lincoln, the next station! Ten minutes for lunch!' I noticed the woman feeling in her pockets and looking all around. She searched on the seats and on the oor. A companion, Billie Collins, who sat beside me, leaned over and asked: 'Madam, have you lost something?'

"Half crying, she replied. 'I can't find my purse. I want to get a cup of coffee; it's got my ticket and money in it, and I'm going through to Denver.'

"'We'll help you look for it,' said Billy.

"We searched under the seats and up and down the aisle, but could not find the pocketbook. The train was drawing near Lincoln. The poor woman began to cry.

"'It's all the money I've got, too,' she said, pitifully. 'I've just lost my husband and I'm going out to my sister's in Colorado. She says I can get work out there. I know I had the ticket. The man took it at Ottumwa and gave it back to me. And I had enough money to buy me a ticket up to Central City where my sister is. They won't put me off, will they? I know I had the ticket. If I only get to Denver, I'll be all right. I guess my sister can send me money to come up to her. I've got enough in my basket for us to eat until she does. I can do without coffee. They won't put me off wi—ll—?'

"The woman couldn't finish the sentence.

"One of the boys—Ferguson was his name—who sat across the aisle beside a wealthy-looking old man, came over. 'Don't you worry a bit, madam,' said he. 'You'll get through all right. I'll see the conductor.' The old man—a stockholder in a big bank, I afterward learned—merely twirled his thumbs.

"The conductor came where we were and said: 'Yes, she had a ticket when she got on my division. I punched it and handed it back to her. That's all I've got to do with the matter.'

"'But,' spoke up Collins, 'this woman has just lost her husband and hasn't any money, either. She's going through to Colorado to get work. Can't you just say to the next conductor that she had a ticket and get him to take care of her and pass her on to the next division?'

"'Guess she'll have to get off at Lincoln,' answered the conductor, gruffly. 'Our orders are to carry no one without transportation.' All railroad men have not yet learned that using horse sense and being polite means promotion.

"The poor woman began to cry, but my friend Billie said, 'Don't cry, madam, you shall go through all right. Just stay right where you are.'

"The conductor started to move on. 'Now you just hold on a minute, sir,' said Collins. 'When this train stops you be right here—right here, I say—and go with me to the superintendent in the depot. If you don't you won't be wearing those brass buttons much longer. It's your business, sir, to look after passengers in a fix like this and I'm going to make it my business to see that you attend to yours.'

"The conductor was lots bigger than my friend, but to a coward a mouse seems as big as an elephant and 'brass buttons' said: 'All right, I'll be here; but it won't do no good.'

"As the conductor started down the aisle Ferguson turned to the woman and said: 'You shall go through all right, madam. How much money did you have?'

"'Three dollars and 65 cents,' she answered. She knew what she had to a penny—$3.65. And I'll bet she knew where every nickel of it came from. A cruel old world this to some people, for a while.

The train had whistled for Lincoln. Ferguson took off his hat, dropped in a dollar and passed it over to Billie and me. Then he went down the aisle, saying to the boys, 'Poor woman, husband just died, left three children, going to hunt work in Colorado, lost purse with ticket and all the money she had.' He came back with nearly enough silver in his hat to break out the crown—eighteen dollars!

"'Will you chip in, colonel,' said Ferguson to the old man who had been his traveling companion.

"'No,' answered the old skinflint, 'I think the railroad company ought to look after cases of this kind. Ahem! Ahem!'

"'Well,' said Ferguson, snatching the valise out of his seat—I never saw a madder fellow—'we've enough without yours, even if you are worth more than all of us. You're so stingy I won't even let my grip sit near you.'

"When the train stopped at Lincoln Billie and Ferguson took the conductor to the superintendent's office. They sent me to the lunch counter. I got back first with a cup of coffee for the mother and a bag for the children. But pretty soon in bolted Billy and Ferguson. Billie handed the woman a pass to Denver and Ferguson dumped the 18 into her lap.

"'Oh, that's too much! I'll take just $3, and give me your name so that I can send that back,' said the woman, happier than anyone I ever saw.

"But we all rushed away quickly, Billie saying: 'Oh, never mind our names, madam. Buy something for the children. Good-bye. God bless you!'"

LOCAL BRIEFS

HARTENSTEIN TO BUILD.—Councilman E. A. Hartenstein will shortly begin the construction of a cottage home on the lot he owns on First street between E and F streets.

LAST OF THE SEASON.—The University Chronicle will give the last dance of the season at Saltair Friday, Sept. 22. The affair will be in the nature of a handshake to the new university students.

TEACHER IS NEEDED.—D. H. Christensen, city superintendent of schools, announces that the High school is in need of an experienced teacher of stenography. The Isaac Pittman system is taught in the Salt Lake High school.

HOME FROM COLLEGE.—Governor John C. Cutler and other members of the state board of examiners, with members of the Agricultural college board of trustees, left yesterday afternoon for Logan to begin an investigation of the recent fire at the college. They expect to return tomorrow.

BANQUET FOR CONTRACTORS.—J. P. Cahoon, president of the Salt Lake Pressed Brick company, was the host last evening at a gathering of contractors and material men held at the Commercial club. Covers were laid for eighteen. The matter of continuing to hold informal affairs of the kind in the future was considered.

WEEKLY HEALTH REPORT.—The weekly report of the city board of health for the week ending Sept. 16, shows 20 births; 7 males and 13 females; 19 deaths, 9 males and 10 females. There were 23 cases of contagious diseases reported during the week, consisting of 22 cases of typhoid fever, 1 case of smallpox.

TOY SMITH GOES FREE.—Toy Smith, a negro, charged with vagrancy, was discharged yesterday morning from custody by Judge C. B. Diehl because of lack of evidence to secure a conviction. Smith, while charged with vagrancy, was alleged to have forced his attentions on a white girl and written letters to her.

DEATH OF A CHILD.—The many friends of John Snowball, who died December last, will be pained to learn that his little son, Edwin, died at Smithfield at 4 o'clock yesterday afternoon, aged 2½ years. The funeral will be held at 3 o'clock Monday afternoon at the home of Ralph Snowball, 34 K street, in this city.

IN THE TOILS AGAIN.—Bertha Thomas and Jesse Thomas (colored) were rearrested yesterday on the charge of grand larceny. They are charged with robbing an eastern man of $80. They were first arrested in Ogden and were bound over to the district court, but were discharged on a technicality. Another warrant was sworn out yesterday and they were arrested just before leaving for Ogden.

NAUVOO LEGION.—The next monthly meeting of the association of the Nauvoo Legion, will be held Monday evening, Sept. 18, at the bishop's office, tithing yard, at 8 o'clock in the evening. There has been one death since our last meeting. Will all the members kindly attend so that the secretary and treasurer can settle up with the family of the deceased and oblige William M. Brown, secretary A. N. L.

NEW THOUGHT LEAGUE.—The New Thought league held its regular monthly meeting on Friday evening at the residence of A. D. Ferron, 539 East Sixth South. C. P. Madsen continued the lectures of his series on electro-magnetism, the particular topic for the evening being "Human Electricity." The attendance was large. The next of the series will be given at the residence of Mr. Rossberg, 36 East First North, next Friday evening.

HELPED CATCH BOOTH.—Judge Everton J. Conger of Montana, an old member of the G. A. R., is visiting friends in Salt Lake City. Judge Conger is the man who headed the platoon of cavalry which captured J. Wilkes Booth, the assassin of President Abraham Lincoln. He carried back the report to Secretary of War Stanton. He attended the recent convention of the G. A. R. in Denver and is on his way home.

WILL TAKE LAW COURSE.—William C. Leary, clerk of police court during the past two years, will leave today for Chicago university. Mr. Leary will take a law course in Chicago university. His legal studies, pursued in Salt Lake and his experience gained during his term of office, have given him a good ground work toward establishing himself in the profession. Mr. Leary will probably come back to Salt Lake when he has completed his course.

MODEL CORRIDOR.—The new model corridor planned last year by the home and education section of the Ladies' Literary club and at that time prepared for the Uintah school, will be placed in the Emerson school some time during the coming week. A committee appointed by the section for the purpose of selecting a suitable site has reported favorably on that school and the work of preparing the walls, etc., is now in progress. The committee consists of Mrs. William C. Jennings, Mrs. William Igleheart, Mrs. James B. Eddie, Miss Katherine Page and Miss Mary Ryder.

HOSTETTER'S Stomach Bitters

is used exclusively by hundreds of women and girls. It cures ailments peculiar to them. All sickly women should try a bottle. It never fails.

OGDEN NEWS

Office, 2484 Washington Avenue.

Ogden, Sunday, Sept. 17.

PLANS BIG CEMENT PLANT

Mining Man Believes He Has Great Bonanza in Box Elder County.

H. C. Baker, the Ogden mining man and promoter, is engaged in developing a new industry which promises to receive great attention in the near future and bring prosperity to one of the most barren sections of Box Elder county. Mr. Baker has matured a plan for making cement which he believes will equal if not excel Portland cement. He has discovered the necessary materials on what are known as the alkali flats along the shore line of Box Elder lake. The water of the lake has receded year after year and left a crust of what has been taken for alkali.

Some years ago Mr. Baker discovered, quite by accident, that the deposit was not alkali, but lime such as is used in the manufacture of cement. He conceived the idea of utilizing the deposit at some time for the making of cement and made some preliminary investigations, which showed that the deposit was of a depth of at least four feet—fully twice the depth of the deposits found in other cement-making communities. Analyses showed that the stuff was 67 per cent lime—a very high percentage.

The other ingredient used in making cement is silica, and Mr. Baker decided that he could develop a great cement-making plant if he could but find a deposit of silica. Silica is found in clay, and he set about looking for clay of a suitable character. Plenty of clay was found, but most of it contained not only silica, but also some other element hostile to the proper making of cement. Nevertheless he had experts from the east come out to sample the lime, and some holes were dug to test the depth of the deposit. Then it was discovered that underneath the layer of lime was a bed of clay, which on being tested showed 57 per cent silica.

The two ingredients were found and Mr. Baker at once became interested in the titles to property along the lake shore. As the land most desirable was land which had been left on the shore by the lake recession, several nice points were involved. The lake is not a navigable one, and it is the judgment of attorneys that the land belonged to the owners of property abutting the lake shore. Mr. Baker set about buying it, and nearly a year ago secured title to practically all of what was regarded as about the most worthless pieces of real estate in the entire state.

At the present time he is engaged in forming a company of his friends to develop the industry. Experts declare that with the materials at hand—the lime above and the silica below—one of the very best grades of cement can be manufactured. The Oregon Short Line track crosses the flats and for some distance its grade is built of the cement-making material.

Portland cement, made of lime from the famous chalk cliffs of Dover and clay from the bed of one of the inland streams, sells in this locality at $1.90 per barrel, wholesale. Mr. Baker says he can produce it for 40c per barrel.

MRS. CRAIG WILL RECOVER.

Believed to Be Dying, She Is Now Recovering Health.

Mrs. William Craig, wife of Councilman Craig of the Third ward, whose life has been all but despaired of for the past year, has taken a sudden and remarkable turn for the better, and it is believed that she will speedily recover. It develops that the cause of the illness was a tumor so located as to make pressure on the spinal cord, and this effected a partial paralysis of the lower limbs and brought about a general disturbance of her physical condition. The tumor was deep seated and its presence was not discovered until after Mrs. Craig was confined to her bed. Recently the abscess broke and the pressure was immediately relieved. Furthermore, Mrs. Craig has recovered the use of her limbs and is rapidly regaining strength.

As an indication of how complete is the change in the patient's condition, it is cited that several months ago resolutions were passed by the W. C. T. U., of which organization she was an earnest member, recognizing the serious condition of Mrs. Craig and advising her family to bear the expected blow with fortitude.

BURIAL OF L. C. SHURTLIFF

Remains of Popular Young Man to Be Interred Today.

The body of Louis Chester Shurtliff, the well known and popular young man who died Friday morning at his home in Ogden, will be buried today. The services are to be at the Third ward meeting house.

Louis C. Shurtliff.

NEW PATENT LAMP.

Ogden Man's Invention Attracts Much Attention.

The new hydro carbon patent coal oil burners invented and patented by Robert L. Jewett and C. F. Whipple are attracting considerable attention. Two or three of the lamps have been completed and are on exhibition. The light given is of the steadiest and brightest, and it is claimed will cost but one-third of what electric lights cost. The especial new principle claimed for the new light is a decarbonizer which collects most all of the carbon as a sediment before it reaches the burner. The light burns not oil, but vapor made from oil. The vapor is generated in the burner the same as in most other lamps of this character, but because of the patent device for extracting the carbon the burner does not clog, as it does in other lights of this character. The oil is carried to the burner by means of wire tubing, and the oil supply may be stationed any distance from the lamp itself.

MISS ROBERTS' NEW PLAY.

Being Rehearsed in Ogden and Will Be Presented in New York.

Florence Roberts and her supporting company have been rehearsing the new play, "Ann Lamont," written for Miss Roberts by Paul Armstrong. The author has been in Ogden looking after the rehearsals.

Arrangements were completed yesterday by John Cort, manager of Florence Roberts, for Miss Roberts to appear in New York Easter week for a run in "Ann Lamont" with the same supporting company and production which is to be seen at the Salt Lake theatre, Salt Lake City, Monday, Oct. 2. The company includes Max Figman, H. S. Northrup, Robert McWade, Lucius Henderson, Clifford Leigh, David Young, Wilbur Hudson, Norah Lamison, Merceita Esmonde, Florence Robinson, Lucile Yorke and Lillian Armsby.

TOO MUCH WATER DECREED

Court Orders Provide for Six Times the Flow of Ogden River.

The district court recognizes 370 second feet of irrigation water in Ogden river and gives directions for its apportionment, but as a matter of fact during the irrigation season there is not one-sixth of that quantity to be distributed.

This fact has been deduced by Frank Stratford, water commissioner for the district comprising Ogden river and its tributaries. Taking this into consideration, it is little to be wondered at that the court records are never free from litigation over the waters of the stream. There have been numerous cases threshed out in the Weber county court house, and Mr. Stratford has carefully examined all the decrees. He finds that these decrees have defined the rights of various individuals and communities, saying what amount of water was the right of each. The decrees have been rendered by different judges, each with different evidence before him, and no one of them pretended to dispose of 370 feet of water, but taking them all into consideration it is found that in order to obey all the decrees and apportion the water as directed there would have to be not less than 370 second feet of water in the river. As there is but sixty second feet to be dealt with, the water commissioner finds it rather difficult to keep peace amongst all those whose rights have been defined.

SHIPPERS WANT RELIEF.

Ogden Business Men at Disadvantage in San Pedro Territory.

The Weber club executive committee held a meeting last night and considered the freight rates which exist on the Oregon Short Line and San Pedro lines to points south of Salt Lake, and which operate to the disadvantage of the Ogden shippers. While few of the details of the meeting have been given to the public it is understood that the members of the committee went over the whole situation and made plans for remedying some of the conditions.

One of these illustrates the disadvantage at which Ogden is placed and relates to the rate on wheat and flour. For instance the freight rate over the Oregon Short Line on wheat from Cache Valley points to Ogden and Salt Lake is the same, notwithstanding the difference in distance of thirty-seven miles. When the wheat is stopped in Ogden and made into flour or other millstuffs, and the dealer ships the product to points south of Salt Lake on the San Pedro, the Ogden miller is compelled to pay additional freight to the Oregon Short Line besides the San Pedro tariff. This puts the Ogden flour mills at a serious disadvantage. The same condition does not exist on points reached by the Rio Grande, for which Salt Lake and Ogden are common points, and did not exist on San Pedro points prior to the time when the San Pedro took over the line south of Salt Lake.

The club is taking ample measures to present the subject to the proper railroad authorities and to bring about relief.

WILL RUSH WORK.

Salt Lake & Ogden Contracts to Be Let to Canyon Mouth.

Simon Bamberger, together with Chief Engineer Vail of the Salt Lake & Ogden Railway company, will be in Ogden tomorrow for the purpose of rushing matters connected with the building of the grade from the Ogden river bridge across Washington avenue up to the mouth of the canyon. Mr. Vail will take a number of contractors over the line and will receive bids for the construction work. This contract will be let within a few days. Contracts for the foundation work of the cafe building at the resort in Ogden canyon will also be let.

WAS AN OGDEN BOY.

Hero of Bingham Wreck Was Orville E. Moody.

It develops that the brakeman who threw the switch near Bingham Thursday, when the runaway ore train caused a bad wreck of a passenger train on the Bingham branch of the Rio Grande Western, and whose presence of mind undoubtedly saved many lives, was Orville E. Moody of Ogden, instead of Moore, as reported in all the papers. The young man is the son of Mrs. F. J. Moody of this city and has hosts of friends here.

Five Years for Burglary.

C. M. Kisner was yesterday sentenced to five years in the state prison for the crime of burglary committed at the George A. Lowe establishment several months ago. Another information charging Kisner with attempting to break jail was filed against the prisoner by the district attorney. He entered a plea of guilty and will be sentenced on this charge Sept. 20.

Sues for Divorce.

Mrs. Bertha L. Critchlow yesterday filed an action for divorce from Charles R. Critchlow, alleging failure to provide the necessaries of life as her grounds. They were married in Ogden April 21, 1903, and the wife asks that she be permitted to resume her maiden name, Bertha L. Peterson.

Send Switzer Home.

Alonzo Switzer, the Oakland man who attempted to cut his throat in a room at the Reed hotel while temporarily insane, will be sent back to Oakland today in charge of officer Fred Tout, who goes to California with his wife on a vacation.

Ogden Churches.

Swedish Lutheran Church—O. A. Elmquist, pastor. Sunday: Swedish morning service at 11 o'clock; subject, "Unselfish Love." Professor Alvin Peterson of Salt Lake City will sing two bass solos during the service. Sunday school at 12:15; Sunday school, Rally Day programme at 3 p. m. An excellent programme has been prepared, consisting of "Flag Drill," "The Harvest Queen," recitations and solos, music by the mandolin and guitar club, and two vocal selections by Professor Alvin Peterson. Admission free. Wednesday: No Bible study, as the pastor will be absent from the city.

First Presbyterian Church—John Edward Carver, pastor. Morning service at 11; subject, "The Knowledge and Fellowship That Develops True Life." Soprano solo, Miss Lou Mitchell; violin offertory, Mr. H. M. Linsley. Evening service at night. Subject, "The Concentrating of Life's Energies." Contralto solo, Miss Clare; violin offertory, Miss H. M. Linsley. Christian Endeavor at 7; Sunday school at 10. Midweek prayer meeting Wednesday at 8.

The Christian Science society holds services at 3 p. m. in the Congregational church. Subject, "Reality." Sunday school in basement at 2 p. m. Wednesday evening testimonial meetings are held at 7 p. m.

First Church of Christ Scientist—Services at church edifice at 11 a. m.; subject, "Reality." Sunday school at 10 o'clock. Regular Wednesday evening meeting at 8 o'clock. The Christian Science free reading rooms in the Eccles building, suite 212, are open daily, except Sunday, from 2 to 5 p. m.

The First Methodist Episcopal Church—Samuel Blair, pastor. 10 a. m., Sunday school; Walter L. Underwood, superintendent. 11 a. m., preaching by the pastor, 7 p. m., Epworth league devotional services. 8 p. m., sermon by the pastor.

Church of the Good Shepherd—Alfred Brown, rector. Thirteenth Sunday after Trinity. Early celebration, 7:30 a. m. Sunday school, 9:45. Morning prayer and sermon, 11. Evening prayer and sermon, 8 p. m.

Central Presbyterian Church—Subject at 11 a. m., "A Genuine Revival." Sunday school at 12 o'clock. Thursday, at 7:30, prayer meeting and Bible study.

Ogden Society.

The wedding of Miss Ethel Young and Albert W. Jacobs occurred Thursday at noon and was solemnized at the home of the bride's parents, Mr. and Mrs. A. D. Young, on Jefferson avenue. The wedding was a quiet one and attended only by immediate relatives. The ceremony was performed by Rev. Elmer I. Goshen of Salt Lake. Mr. and Mrs. Jacobs left in the evening for Rochester, N. Y., where they will reside.

Mr. and Mrs. Homer E. Plake are expected in Ogden within a few days from Ottumwa, Ia., where they have been residing for several months.

Mr. and Mrs. R. T. Harris returned yesterday from a trip to San Francisco and Portland.

A complimentary dance was given Wednesday evening for Earl Emmett, Walter Stephens and John Scowcroft.

Mr. and Mrs. George F. Seager entertained Tuesday in honor of Mr. and Mrs. Isaiah Cashmore of Dillon, Mont. The hostess was assisted by Mrs. H. S. Seager and Miss Cora Seager. The home was prettily decorated with dahlias and asters. Those present to meet Mr. and Mrs. Cashmore were: Mr. and Mrs. G. W. Biddle, Mrs. Charles Halverson, Mrs. D. Roberts, Mrs. J. S. Carver, Mrs. Thomas Heller, Mrs. W. G. Wilton, Mrs. W. Williams of Soda Springs, Ida.; Mrs. Shaefer of Chicago, Mrs. Edwin Williams, Mrs. H. S. Seager and the Misses Lizzie Biddle, Floy Williams and Messrs. H. S. Seager, Roy Seager and Fred Seager.

The inaugural day for this year's work of the Historical society was Sept. 9, and the members met with Mrs. Miller at Ingleside farm. Soon after the arrival of the guests a delicious luncheon was served, and each person was presented with a pretty favor from Mrs. Miller's lovely gardens, after which they adjourned to the lawn where on the brink of a sparkling stream and surrounded by flowers, the study hour with the president, Mrs. Bedford, in the chair, passed all too quickly. Mrs. W. H. Smith handled in an interesting manner, "Timely Topics," which was followed by a lively general discussion. The Bay View reading course is being followed by the club, and Mrs. A. B. Corey conducted the magazine review, after which Mrs. J. S. Gordon, in a well written paper, reviewed the history work. The intermissions were enlivened by instrumental and vocal music charmingly rendered by Miss Bybee and Miss Clare. At a late hour in the afternoon the guests regretfully took their leave, and as they drove home all felt that the day of study spent amidst sunshine and flowers and such gracious hospitality would linger long in their memories. The guests of the club were Mesdames Moody and Bybee and Misses Stimson, Bybee and Gee of Provo.

Mrs. H. H. Henderson has returned from an extended trip to Alaska and the Canadian country bordering thereon.

Miss Vera Bowman has gone to Logan, where she will be one of the members of the faculty this season, being an instructor in history and literature.

Mr. Royal Eccles has returned from Hood River, Ore., and will soon go east to college.

Mrs. Roy Rich and sister, Miss Ida Rich, are visiting in Ogden.

Miss Ida Driver has gone to Philadelphia to visit her sister, Mrs. Frank Schoonover.

Mrs. J. L. Herrick and sister, Miss Josephine West, are visitors at the fair in Portland.

Mrs. John Gay left last night for Salt Lake, where she will visit friends and relatives for a few days.

Mr. and Mrs. D. W. Ellis left last night for Colorado Springs, where they will visit for two weeks.

Royal and Will E. Eccles are back from Hood River, Ore., where they have been for the past three months.

On Wednesday in the Salt Lake temple will take place the marriage of Miss Anna McKay and Thomas B. Farr.

Alma J. Larkin will leave Sunday night for Portland and a trip down the Pacific coast. He will be gone about two weeks.

Mrs. Ford Stock of Salt Lake is very ill at the Virginia in this city, and her sister, Miss Clara Louise Kellogg of Cleveland, O., has been summoned to her bedside.

George A. Purrington and Miss Church were the principals in a marriage which took place in the Salt Lake temple on Wednesday. They will make their home in West Weber.

A pleasant event of the week was the concert and social given under the auspices of the young ladies of the Third ward on Tuesday night.

Ogden Briefs.

George Jackson, aged 6 years, the son of Mr. and Mrs. Walter Jackson, died yesterday morning of diphtheria.

A marriage license was issued yesterday to Richard W. Garley, aged 21, and Pearl M. Silverthorn, aged 18, both of Ogden.

W. Fred Bassner has accepted the position of correspondent for The Herald in Ogden and will begin his duties today.

A fire yesterday afternoon destroyed a frame cottage located near the south city limits. The loss was about $500. The cottage belonged to John S. Smith.

Albert Power, city sanitary inspector, is confined at his home, suffering from the result of a severe fall, which occurred Friday afternoon, when he was thrown from his buggy.

The county board of education yesterday took up the question of compelling the attendance of pupils at the schools in cases where their parents are negligent in the matter and where the children are of school age. No definite plan was agreed upon.

The sugar factory will not begin working on beets tomorrow, as had been expected. The date for opening has been postponed, as it has been ascertained that the beets are improving by being left in the ground so long as the present weather continues.

C. M. Beason has just received from Washington a perfect model of a rapid fire gun made by his son, Frank, a gunner's mate on the cruiser Charleston. The young man enlisted six years ago and has been steadily advancing. The model is on exhibition at the Broom hotel.

Joe L. Cook, formerly a resident of Ogden, where he was a deputy United States marshal and afterwards a practicing attorney, will come into Ogden from the west tonight, en route east to attend a convention as a delegate from one of the labor unions of San Francisco.

A motion for a new trial was made yesterday afternoon in the district court in the case of J. H. Winslow against Clifford S. Potter. This was a case involving the right of Potter Brothers to maintain their establishment at the Oaks resort, which was recently acquired by Simon Bamberger.

Rev. Horace B. Black of the First Baptist church returned last night from McMinnville, Ore., where he was called by the serious illness of his mother. Mr. Black arrived at the old home in time to spend some time with his mother before her death. He will assist this morning in the services at the church.

Reports from Weber canyon reached Ogden last night to the effect that a large fire was sweeping over the north side of the canyon, destroying timber and other vegetation, and that it had been burning for four days. There was no probability, according to the reports, of the fire getting down to any of the settlements.

EXPECTED AT SEOUL.

Seoul, Korea, Sept. 16.—Miss Alice Roosevelt, Major General Corbin and Rear Admiral Train and party are expected to arrive here