SMELTERS WIN LEGAL BATTLE

Suit to Recover for Sheep Is Decided in Favor of the Defendants.

The United States Smelting company and the Utah Consolidated Mining company, co-defendants in a smoke suit case brought against them by C. J. Shoup and others, won another victory yesterday, when the jury in the case returned a verdict for the defendants in each case. The case was given over to the jury at 12:10 o'clock Tuesday, but they did not reach a verdict until shortly after 6 o'clock last evening. The plaintiffs brought suit for $10,850 damages from each of the defendant companies and for an additional $30,000 punitive damages each for the death of 1,500 sheep. The complaint charges that the sheep owned by Shoup and other plaintiffs died on the range west of this city. The death of the sheep, according to the complaint, was due to eating vegetation poisoned by smelter fumes. No direct evidence was given to show that the sheep died from the causes named. The case has been before the court for nearly a week.

Swell Bags and Suit Cases

For Xmas gifts at Hulbert Bros.' Trunk Factory, 233 Main, So. of Kenyon hotel.

Picture Framing.

MIDGLEY-BODEL CO., 33 E. 1st South.

CARRYING OF EXPLOSIVES.

Colonel Taylor Will Address Railroad Employes at Y. M. C. A.

Colonel James L. Taylor, special lecturer for the American Railway association, is visiting in this city and will deliver a lecture in the Y. M. C. A. building tonight at 8 o'clock on the "Safe Transportation of Explosives." Mr. Taylor has been making a tour of the entire country. The important object of his visit is that all railway officials and employes be made acquainted with the new law relative to the handling and care of dynamite and other high explosives. The law became effective Oct. 15. Colonel Taylor will use the stereopticon to illustrate his lecture.

At the conclusion of the lecture the railway men will be the guests of the social and physical departments of the Y. M. C. A. A special program of athletic events and refreshments has been arranged for.

Colonel Taylor leaves tomorrow for Ogden, where he will deliver a similar lecture for the employes of the Oregon Short Line.

HERE'S GOOD NEWS.

NEW DRUG MAIZENE CAN NOW BE OBTAINED IN SALT LAKE.

It's good news to Kidney sufferers the new drug Maizene can now be obtained in Salt Lake from F. C. Schramm, F. J. Hill Drug Co., Willes-Horne Drug Co. and other first-class drug stores. This is the new drug that is creating such a stir wherever introduced for the cure of Kidney and Bladder troubles. It acts gently but thoroughly upon the eliminative tissues of the Kidneys, forcing them to filter the impure matter from the blood. It acts upon the bladder, preventing calculous formations. Maizene comes in one-ounce bottles only for druggists to dispense. Each bottle makes a full pint of Kidney Medicine, and you can easily prepare it in your own home. Maizene can be had from any Drug Store or by sending 50c direct to the laboratories of the Cooper Pharmacal Co., 119 E. Lake street, Chicago.

LIGHT WITH GAS

"EXZMO"

A healing and antiseptic emollient for eczema, containing zinc oxide, oil cade, oil Cajaput, sulphur and cresylic acid.

GODBE PITTS DRUG CO.

Order your Xmas Flowers from Child-Walk Floral Co.

Your Christmas buying will not be properly finished until

HUSLER'S FLOUR

Is in the house

UNIVERSITY NOTES.

Professor Squire Coop is preparing an elaborate Christmas musical program to be rendered Friday morning at the chapel hour. Among those who will take part are Miss Edna Evans and Miss Edith Grant, the members of the choir and the glee club. The mandolin and guitar club will make its first appearance.

The formation of the Woman's league at the university was effected at a meeting presided over by Miss Lucy Van Cott, the dean of the women. The league is in conjunction with the national movement by which similar clubs have been organized in almost every large college in the country. The league is to advance the interests of the women and also for social purposes.

The copies of "The Cabinet Minister," the play that will be presented by the Dramatic club have arrived, and the rehearsals will start at once. The final tryouts from which the casts will be selected will be held on Jan. 8 and 9.

The freshmen decided at a meeting yesterday to make their debut into the college circles near the end of January with a large dance. Committees were appointed. The class debaters met with Harold Holman, class debating manager, and made arrangements for the tryouts for the freshman debating team.

The sophomore football team which won the class championship met yesterday and adopted sweaters. These sweaters will be presented to them by the athletic council. It was announced that thirteen men made their numerals in football.

The Order of the Gleam had a delightful social yesterday afternoon in the lunch room. After a literary program, the girls entertained the guests at games, followed by a candy pull and a light luncheon.

The regular meeting of the French division of the Modern Language circle, that was to have been held this afternoon, has been postponed, owing to the many examinations that are being held this week. The circle will not meet until after the holidays.

Dr. J. F. Merrill, director of the school of mines, in accordance with the rules of the university faculty, has posted a list of engineers who are deficient in one or more subjects. The students are warned of their deficiencies now and at the close of the semester all those who have not a passing mark in two-thirds of the hours for which they are registered are dropped from the institution. The present week is being devoted almost entirely to examinations, and semi-final tests are being given in most of the courses.

SUE RIO GRANDE RAILROAD

Complainants Charge That Several Streets on West Side Are Being Obstructed.

Carl Eck and a dozen other plaintiffs are going into court to find out whether or not the Rio Grande may close up street crossings. Mr. Eck and his fellow complainants entered suit yesterday against the railroad company.

It is alleged that the streets on the west, particularly Fifth West and Sixth West between Second South and Seventh South, and Second, Third, Fourth, Fifth, Sixth and Seventh South are obstructed with railroad tracks, the piling of supplies and materials, buildings and the like; whereas, the congress of the United States gave these streets to the free and uninterrupted passage of persons and traffic, but they are now so obstructed as to be an injury, a menace and a detriment to the plaintiffs, who represent not only themselves, but as well a vast number of others living in the neighborhood.

A restraining order is asked.

CALLED HER VILE NAMES

James Ellison Charged With Cruelty—Butte Mining Man With Money Is Sued for Divorce.

Mary Ellison yesterday instituted an action for divorce against James Ellison. She alleges cruelty, and says that he often threatened to kick her and to kill her. He called her a woman viler than an outcast, she says. It is alleged that the defendant owns $7,000 worth of property, and it is asked that he be restrained from disposing of it until the determination of the suit. They were married July 2, 1883, in Murray.

Maggie Bell Norman yesterday brought suit for divorce against Harry Norman on the ground of desertion and non-support. There is one child 4 years old.

Nellie Ellen Bryant brought suit yesterday against Thomas Bryant for divorce. They were married in Central City, Colo., Jan. 10, 1885, and have four children ranging in age from 22 to 11 years. The specific charge is desertion.

Mrs. Bryant says that her husband has for a long time been superintendent of mines in Butte at a salary of $400 a month, and that he now earns more than $500 a month. There is real estate, she says, worth $7,000, the title of which she pleads for investment in herself. She asks for temporary and permanent alimony and the custody of the minor children.

HIGH SCHOOL CONGRESS.

Preliminary Organization Effected and Committees Named.

The High School congress met yesterday and effected its preliminary organization. Committees were selected from among the senior and junior classes to draw up a constitution and by-laws. Mr. Eaton explained the purpose of the organization fully, stating that it was for the purpose of acting as an advisory body to him and to advance debating and oratory in the school. He explained that it was to be an honorary body, in that only students who were passing in a minimum of fifteen hours' work would be eligible to membership. The organization is to be known as the High School congress.

Everything in Leather

At Hulbert Bros.' Trunk Factory, 233 Main, So. of Kenyon hotel.

BUTTER PRICES LOWERED.

Another Company Makes Cut on First Grade Article.

Following the action of the other creamery companies of the city the Jensen Creamery company notified its customers yesterday that commencing this morning first grade butter would be reduced 5 cents a pound, making the retail price 35 cents a pound. For the past month or more the first grade of creamery butter has been retailing at 40 cents a pound. Monday the Elgin company made a reduction of 5 cents a pound, which left the Jensen company alone selling butter at 40 cents. The company got in line yesterday and first grade butter known as the "Blanchard" brand can be had at 35 cents a pound beginning this morning.

DISTRICT COURT NOTES.

W. S. McCornick yesterday brought suit against Charles E. Hudson to recover on a promissory note for $5,734, made April 1, 1907.

Mary E. Sinclair yesterday brought suit against P. A. Sorensen for $500 damages. In the complaint it is alleged that the plaintiff leased to Sorenson property at 319 Second East street. One of the conditions of the lease was that Sorenson should build a barn, but he didn't do it, according to the complaint.

Moylan C. Fox yesterday brought suit against the Consolidated Flagstaff Mining company. He says that he is the locator and owner of the Lucky Star in the Little Cottonwood and that the defendant persists in claiming adverse rights and overlapping his location. He asks a restraining order to prevent the defendant from entering upon or extracting ore from the ground he claims.

SEVEN MORE SHOPPING DAYS

Salt Lake's great Christmas gift store

No strictly Christmas goods sent out on approvals.

Walker's

No returns or exchanges on holiday merchandise.

Morning shopping is strenuously advocated

Fifty handsome tailored suits at just half prices—in beautiful plain broadcloths in blue, black, taupe, green and cataba. Wednesday and following three days choose like this—

$50.00 tailored suits for $25.00 ***$32.50 tailored suits for $16.25***

"Men's corner" gift specials

Our men's store offers unusual Christmas inducements on newest most up to date furnishings.

Pleated white shirts—newest ideas—narrow box pleats—coat style, cuffs attached or detached—worth $1.50 each. A splendid Christmas offer **$1.15**

Finest all silk four-in-hands, beautiful variety of patterns, wide style, open ends. Very special at each **42c**

Beautiful silk suspenders—individually boxed in handsome Christmas boxes—a big assortment at 35c to $5.00 the pair.

Men's shirts in all varieties—strictly custom tailored and exclusive patterns. Prices $1.50 to $2.50.

Neckwear in endless variety. The most popular gift for a man—25c to $3.50.

East aisle—Main store.

Splendid Christmas sale of hosiery

As a special Christmas offering we quote the following: Women's $1.50 and $1.75 lisle hose—hand embroidered in beautiful designs—also all remaining silk hose from our $1.12 sale—they're $2.00 values. To close both lines, your selection, the pair **95c**

Women's eight button cape, mosquetaire gloves—tans only—Worth $2.50 each. Very special offer, the pair **$1.48**

If you prefer the recipient of your gift to select her own gloves—we have glove certificates at the counter.

Splendid Christmas silk petticoat special

Beautiful line of colors and black—Made with deep flounce and tailored ruffles—Full width, unusually excellent grade of taffeta—Values to $9.00 each. Choose Wednesday at, only **$5.00**

No approvals will be sent out from any department 'till after Xmas on account of the holiday rush.

Kimono silks at 45c the yard

Elegant 90c quality

Beautiful variety for Christmas gifts—elegant, exclusive, large oriental patterns—fine quality silk—full 30 inches wide. Choose four days, at the yard **45c**

East aisle—Main store.

Neckwear special

A dainty assortment of newest neckwear for women, values 35c to 65c each. Choose Wednesday only at—

25c each

Center aisle.

Handkerchiefs

Very dainty Swiss and linen hand embroidered handkerchiefs, worth 25c each. Choose at just half price—

12½c each

Center aisle.

Hat pins special

A large assortment of beautiful hat pins, a great variety of mountings, worth 25c and 35c each. Choose at—

19c each

Center aisle.

Baby toilet sets

Very dainty little five-piece sets, including puffs, brush, comb, etc. Very special at only—

98c each

Center aisle.

Toilet sets

Very beautiful silver mounted sets. Three pieces—brush, mirror and comb, worth $5.00 the set. Extra special—

$3.49 each

Center aisle.

Red Cross stamps on sale in our Christmas stationery booth, the calendar booth and the drug dept.

All boys' clothing at one-fourth off

25 per cent reduction on a stock such as Walkers carry means something. It includes the very best known in boys' clothing manufacture—high class, carefully tailored garments and with all the style and swing possessed by the clothes of their grown up brothers.

Broken line of boys' and children's sweaters, jacket and high neck styles, all colors, all wool goods—$1.25 to $1.75 are the values. Choice—to close **98c**

Children's bearskin coats in navy and electric blue, black, red and gray. Worth $3.50 to $5.00 each. Christmas special gift price **$2.98**

Children's toques in reds, grays, whites and blues, nobby headwear for cold weather—for school or coasting, worth 35c each. Choose to close at **25c**

Girls' sailor suits — Peter Thompson models—regulation length and style, blue trimmed in red, and red trimmed in black, with emblems. Sizes 4 to 16. Worth $8.00 each. Choice **$5.95**

First floor—Annex. Juvenile section.

Christmas specials from the domestic table

Gifts, practical, useful and very acceptable.

Beautiful silk covered down filled comforts—elegant $25.00 values. Choose Wednesday only at... **$20.75**

Austrian drawn work art linens—an odd lot of tray cloths, squares, lunch cloths, dresser scarfs and sideboard scarfs, worth 75c, $1.00 and $1.50—Choose Wednesday only, at..... **50c**

John S. Brown and Sons' finest satin huck towels. Splendid $1.75 and $2.00 grade. Wednesday special **$1.25**

Holiday demonstration of La Vida and W. B. Reduso Corsets in our under muslin section.

Doll and toyland in the basement

DIAMOND COAL

Makes warm friends and friends warm, because it is cleaner and gives more heat per pound than any other. We sell all kinds of Coal, but mostly Diamond Coal.

Citizens Coal Co.

49

153 South Main Street.

A Reliable Remedy CATARRH

Ely's Cream Balm is quickly absorbed. Gives Relief at Once.

It cleanses, soothes, heals and protects the diseased membrane resulting from Catarrh and drives away a Cold in the Head quickly. Restores the Senses of Taste and Smell. Full size 50 cts., at Druggists or by mail. In liquid form, 75 cents. Ely Brothers, 56 Warren Street, New York.

HAY FEVER

ELY'S CREAM BALM FOR COLD IN HEAD CATARRH HAY-FEVER HEADACHE TRADE MARK ELY BROS. NEW YORK

WHEN IN DOUBT

BUY YOUR

Xmas Diamonds, Jewelry, Silverware, and Cut Glass

at

CARTER JEWELRY CO.,

324 MAIN STREET

Fisher Beer

For the Digestion

Physicians say that the American people eat too much and too fast.

That they bolt their food, instead of masticating it, and the result is indigestion and dyspepsia.

No person is perfectly happy with a poor digestion and here is the remedy: Drop the usual heavy eating for a time, take to lighter foods and drink a glass or two of beer at meal times. If you have never tried it, you will be delighted to note the improvement in your condition.

Fisher Beer is a food itself. It is easily digested and it helps the system to digest other foods. Try it. Order a case today. It is a delightful table beverage.

A. FISHER BREWING CO.

Phone No. 265.

BOSTON DENTAL PARLORS

Honest work. Reasonable prices. Painless extracting. All work guaranteed.

126 Main St.

TRIB

A guaranteed cure for the Liquor and Tobacco Habits.

PRICE $12.50.

Schramm's, Where the Cars Stop, Sole Agency.