

**Walk-Over**  
The Shoe for You

**SERVICE**

occupies an important position in Modern Business. Walk-Over Store Service is accepted as the standard all over the world, and right here in this town we have acquired an enviable reputation. During the Fashion Show will be a good time to put us to the test—step into our prettily decorated store and ask to see the shoe you have in mind—a polite clerk will promptly show you all our styles—and NOT INSIST upon your buying—we are always glad of the opportunity to display our shoes and can offer expert advice regarding styles.

**HAVE YOU SEEN OUR WINDOWS? WALK-OVER BOOT SHOP**

W. K. Fleischmann, Manager.  
2470 Wash. Ave.

**FIGHTS WITH DIRK KNIFE**

**"Diamondfield Jack" Davis in Desperate Battle With Three Men.**

**BULLET IN JAW**

**Bad Characters Out to Kill With Guns—Brave Victim Will Live.**

Butte, Sept. 24.—The desperate fight that he engaged in tonight with three "bad men," who had sworn to kill him, came near being "Diamondfield Jack" Davis' last battle. A bullet plowed its way through his jaw and into his tongue, while he slashed and lunged at his assailants with his dirk knife. The bullet was taken from his tongue with a pair of pliers.

Late tonight the doctors declared that the picturesque character, whose gameness has never been questioned, would live.

"Diamondfield Jack" Davis was sentenced ten years ago at Albion, Ida., to be hanged, but was reprieved and gained his acquittal. He is known from Old Mexico to Butte, in fact, wherever the mining industry has made great headway.

The shooting occurred in the Montana Auto Supply house, and during a scuffle Davis slashed two of his three assailants, one of whom the police arrested. He is Bud Ryan of Butte, a well-known I. W. W.

"Diamondfield Jack's" last escape is probably as thrilling as any he has yet had in his adventurous career. He was told yesterday afternoon by a tall man in Dave Morgan's saloon that his presence in Butte was not wanted and that he had better get out. Davis is the owner of considerable mining property in several states, including some property in Montana. Owing to strikes which he had at Goldfield, Nev., when he had trouble with the I. W. W., he at once took the warning as coming from them, but as he had not concluded his business in Butte, he says, he informed the man that he would not leave Butte until he got ready.

Davis' Story.

"I had gone into this store to see if I could not secure a job for a young friend of mine whom I knew in Goldfield," he said tonight. "While I was talking to the proprietor three men entered. Two were middle aged, one of the two wearing a long coat and a cap. The one in the middle was only a youth. They came up to where I was talking to the clerk and asked for some 25 ammunition. As soon as the clerk turned to get it the man in the middle turned to me and said: 'Now you—'

"I kept squirming and lunging at the three men, the other two having run up as soon as I struck the floor. I kicked with all my might. After the shot I think I gave one of the men a good cut with my knife. I spit out a tooth which the bullet

**During the Fashion Show**

this store will be on dress parade. We would like a chance to show you that we have the most complete stock of the best things to eat that can be found in this city.

**A Special Display**

of grapes from the vineyard of Enoch Farr, is shown in our east window—Tokays, Muscatels and Black Prince, grapes weighing two and three pounds to the bunch.

**Batavia Goods**

are displayed in the store. This line of famous food products includes probably everything in the line of eatables.

COME IN WHILE DOWN TOWN.

**HARRIS GROCERY CO.**

338 25th St. Phones 2215-2216

**LITTLE GIRL IS APT WITNESS**

**Throws Some Light on Unsavory Divorce Case of Father and Mother.**

San Francisco, Sept. 24.—The old of little Charlotte Merriam, the daughter of Captain Henry C. Merriam and Mrs. Bessie C. Merriam, was at last invoked this afternoon to throw some light on the unsavory mess which has been revealed in the divorce action brought by Captain Merriam against his wife.

The little girl proved an apt witness if not a material one. She told a few incidents out of her brief and unhappy life, beginning with the time she attended the school of the Perpetual Adoration in New Orleans.

The child was asked about the poisoning episode when she and her mother were made ill. She said her mother had just received several telegrams one day at Jackson barracks and that she had been crying and that she had gone into the dark bathroom to mix a solution.

Colonel Murphy was today revealed as a troubadour who loved to chant melodious verses in a southern dialect to red lips and bright eyes.

"I came 3000 miles to answer one question in this case and you don't ask it," Colonel Murphy complained to the accused wife.

"What is the question?" he was asked.

"It is: 'Are you the co-respondent in this case?'"

"Then I'll ask it," said the attorney, but the court would not allow the question and the colonel left the stand.

Testifying regarding a love song

**LAST EXCURSION NORTH VIA OREGON SHORT LINE**

Sept. 27th.

To points in Idaho and Northern Utah. For rates and particulars, call at phone City Ticket Office, 2514 Washington Avenue.

**FOREST NOTES.**

Washington stands first in lumber production, with Louisiana second.

It is said that 90,000,000 broom handles are used annually in the United States; one for each man, woman, and child.

The lands burned over during the terrible fires on the Idaho national forests in 1910 are now largely covered with a thick growth of young tree seedlings, by natural reseeding.

Manufacturers of artificial limbs are seeking substitutes for English willow, used because of its combined lightness and strength. It is claimed that the Port Orford cedar of the Pacific coast will prove equally serviceable.

In the open yellow pine forests of Washington and Oregon a collapsible plow is being used in digging fire lines to stop surface fires. The plow can be dismantled and folded into a compact form, so that it can be packed on horseback, and weighs only 40 pounds. When in use, one man with a horse can do the work of 20 or more men working with shovels.

**MRS. MACKAY IN ALIENATION SUIT**

Wife of Multi-Millionaire Sued For 1,000,000 By New York Woman.

**GENERAL DENIAL MADE**

No Charges of Misconduct in Complaint—Defendant in Other Litigation.

New York, Sept. 24.—George Gordon Battle, counsel for Mrs. Catherine Ketcham Blake, wife of Dr. Joseph A. Blake, tonight gave the International News Service a confirmation of the report that Mrs. Blake had taken the initial steps in a suit against Mrs. Clarence H. Mackay for \$1,000,000 for the alienation of Dr. Blake's affections.

Summonses in the action were accepted on February 17 last by Arthur C. Train as attorney for Mrs. Mackay. Before the expiration of the required twenty days, Mr. Train, on behalf of Mrs. Mackay, filed his answer, which according to Mr. Battle, was a general denial of the charges contained in the complaint.

Two days after Mr. Train had accepted service for his client, Mr. Battle said, a deed was filed at Mineola, L. I., in the office of the clerk of Nassau county, in which Clarence H. Mackay and his wife, Catherine Duer Mackay, transferred to Clarence H. Mackay and W. W. Cook, as trustees, Harbor Hill, the \$5,000,000 Mackay estate at Roslyn, L. I. This transfer, in the opinion of Mr. Battle, is illegal and will be contested.

Mr. Battle admitted that an agreement had been reached by opposing counsel not to make any court record of the service on Mrs. Mackay in the alienation suit. When ready to place the actual suit on file, Mr. Battle said permission would be obtained from a supreme court justice.

In the complaint served upon Mr. Train, according to Mr. Battle, there were no charges of misconduct on the part of Dr. Blake and Mrs. Mackay. Alienation of the affections of Mrs. Blake's husband was the only allegation set forth in the complaint.

Mr. Battle said the paper in the suit would be filed in the office of the county clerk within a few weeks or as soon as the fall term of the supreme court convenes. He also admitted that Mrs. Blake is contemplating the filing of a suit for separation, but that it would not be necessary to await the outcome of the alienation suit before taking such a course.

He said that Mrs. Blake has sufficient evidence to proceed in the ac-

tion for separation without depending on the same evidence which will be introduced in the alienation suit.

"Mrs. Mackay's name will not figure in the suit for separation if such a suit is finally brought," said Mr. Battle.

Friends of Dr. and Mrs. Blake have been endeavoring for some time to bring about a reconciliation, but it is said that all hope in this direction has practically been abandoned.

Clarence H. Mackay has been in Europe with his three children for three months. He is now supposed to be at his shooting lodge in Scotland. His departure from New York on board the Imperator on June 25 last under the name of Armour caused a decided sensation in New York society. Following the departure of Mr. Mackay and his three children, Catherine, 14; Ellen, 19, and John William, 6, Mrs. Mackay admitted that her husband had not taken her into his confidence.

Hardly had Mr. Mackay reached Europe when the announcement came from Portland, Me., that Mrs. Mackay had leased for a term of three years the home of former Mayor Leighton in Portland on July 24 last and this led to reports that she was contemplating an action for separation of divorce. She, however, denied that she had any such intentions.

Harbor Hill, the Mackay estate at Roslyn, L. I., over which Mr. Battle declares there will be a legal battle, is one of the most magnificent country places on Long Island. It is said to be valued at between \$5,000,000 and \$6,000,000. Through the transfer of the property last February it was practically placed in entail.

By the terms of the trust deed Mrs. Mackay relinquished her dower rights in the property, which will go by the English system of primogeniture to the only son, John W. Mackay, now six years of age, unless Mr. Battle succeeds in having the trust deed declared null and void.

**DOCTORS NAME THEIR PRESIDENT**

Salt Lake, Sept. 25.—Dr. John F. Critchlow of Salt Lake City was yesterday chosen president of the Utah State Medical association at the annual election, which was held in the city and county building in this city. The election was held at the beginning of the afternoon session, after which the regular program was carried out, with one exception. Last evening the members of the association and their wives were the guests of Dr. A. J. Hosmer at a formal reception held at his home in honor of the visiting doctors.

"The real estate business is one which can hardly go backward."

"Why not?"

"Because it consists essentially in raining ground."—Exchange.

**RESTAURANT MAN KILLED**

**Greek Shot Down Unable to Say a Word Before Dying.**

Salt Lake, Sept. 25.—A month after he opened a restaurant in Midvale with money saved from his wages as a laborer in Bingham, Peter Kalopetis, a Greek, 28 years of age, was shot to death in his place of business at 9:50 o'clock last night by a man whose identity is shrouded in mystery.

Two Greeks, Nick Trebonis and Spero Kafalopoulos, both about 22 years of age, were found, apparently asleep, in the back room of the restaurant by Deputy Sheriff Riley M. Beckstead, shortly after the shooting, and were held on suspicion.

The restaurant where the killing occurred is a few rods north of Smelter street on the south side of Main street. Two shots were heard by Dan Knezevich and Louis Dzakis, Greek proprietors of the Palace saloon, just north of the restaurant. In the saloon also was Paul Sberich, bartender of the Vienna saloon at the time of the killing of Night Marshal Frank J. Colough by bandits who attempted to hold up the place on the night of August 7, 1912.

On hearing the shots the three men rushed into the street and saw the restaurant proprietor stagger out through the doorway and fall on the sidewalk. They spread the alarm and the fatally wounded man was carried back into his restaurant.

Deputy Sheriff Beckstead, standing on a corner a block north, heard someone shout that a man had been killed. He hurried to the restaurant and found the Greek dying. On

John Hosmer was summoned. The murdered man was found to have been shot in the back, just above the right hip. The bullet was extracted from under the skin on the abdomen. The victim died without being able to say a word to reveal the identity of his murderer.

Marks of the bullets that went wild were found on a chair and on the base board at the front of the restaurant. The man with the gun is thought to have been standing toward the rear of the restaurant.

Immediately upon receiving word of the killing, Sheriff Andrew Smith, Jr., went to Midvale in an auto driven by Deputy Sheriff Sanford Hedges. He found Deputy Beckstead and Marshal R. W. Stokes at the scene of the shooting, and the restaurant crowded with Greeks, who all protested ignorance.

Sheriff Smith went to the jail, taking with him James Kalopetis, brother of the murdered man, who works in a coffee house at 553 West Second South street, and questioned the two men held on suspicion. Through the brother, who had hurried to Midvale upon hearing that his brother had been killed, the prisoners were questioned as to what they knew about the shooting or anything previous to it. They said that they had gone to sleep, where they were found rolled in blankets in a rear room of the restaurant, at about 8:30 o'clock, and that at the time the proprietor had gone across the street to a grocery store. They further said that three men, Greeks, had been in the place a short time before but had left ten minutes before the two men had returned to the rear room. They declared vehemently that they did not hear any shots.

The two men arrested are section hands on the Bingham branch of the Denver & Rio Grande railroad and had been working out of Midvale since September 18, when they came there from Bingham, where they knew the victim of the killing.

Little headway was made toward solving the mystery of the murder last night. Sheriff Smith ordered that the two suspects be held until the affair should be investigated fur-

ther. The body of the murdered Greek was removed to the undertaking rooms of the branch office of S. M. Taylor & Co. at Midvale, to be prepared for burial.

The victim of the murder had been in the United States about four years. Besides the brother living in Salt Lake, another brother is living in Bingham and another in a Utah coal mining camp. He was unmarried. So far as could be learned last night he had no enemies. Sheriff Smith learned that a bucket of beer had been carried into the restaurant shortly before the shooting, and it is thought that the killing might have been the outcome of a drunken quarrel. The bullet taken from the body was steel jacketed and appeared to have been fired from an automatic pistol. No shells were found, which was a source of puzzlement to the investigating officers.

**IDAHO HUNTER KILLS IBEX**

Salmon, Ida., Sept. 24.—An ibex was killed last week by Lee Ramey on the basaltic creek between Singler and Rabbitfoot. This is the first ibex known to have been taken in that part of Lemhi county. There is a difference of opinion among authorities as to the existence of ibex in Idaho, and a writer in an eastern magazine recently made sport of Idaho legislators for including the ibex in the list of game animals in this state. Last winter a small band of ibex was stalked near Boyle creek, in this county, and one of the animals was shot by the hunter, who did not know what he had.

**WILL BOOST AUTO ROAD**

Salmon, Ida., Sept. 24.—At a special meeting of the county commissioners yesterday it was decided to survey the proposed road up North Fork to the Bitter Root summit and to get an estimate of the cost of construction. The forest service people have offered to help in the work. This is part of the proposed "park to park" auto road, which will place Salmon on the thoroughfare connecting the Glacier National park with the Yellowstone National park.

dedicated to "Bessie," Colonel Murphy said the Bessie in question was not Mrs. Merriam, but another Louisiana woman.

**MAKES TEST CASE OF LAND QUESTION**

Pocatello, Idaho, Sept. 24.—The United States, through its district attorney, has brought suit against Joseph B. Bistline, former county commissioner and one of Pocatello's most prominent citizens, a pioneer here, for \$8000, alleged to be the value of land illegally obtained from the government. A suit had been formerly brought to set aside Bistline's patent, when it was found that the statute of limitations had run out and the suit was dismissed. The second procedure is the first of its kind in Idaho where the government sues direct for the value of the land said to be obtained by fraud.

The complaint sets forth that on September 15, 1904, Bistline filed on a quarter section in township 4 of range 34 east. On December 8, 1905, Bistline commuted and swore that he had continuously made his residence on same land from time of filing, and was granted a patent June 30, 1906. The complaint alleges that Bistline never did establish residence on such land and all the time was residing at Pocatello. The complaint also states that eight acres of said tract have been sold to Henry Kabrio and Sam Bloom and forty acres to Henry S. Woodland.

The government asks for damages of \$8000 with interest at 7 per cent since the patent was issued, and the cost of the suit.

Mr. Bistline has been honored among Pocatello's citizens and in all of his transactions has commanded respect among his townsmen.

**NEW FALL**

SUITS, COATS and DRESSES Are Arriving DAILY at the



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of every description. Oat, Barley and Wheat. New and second hand. Get our prices.

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**COMB SAGE TEA INTO GRAY HAIR**

Darkens Beautifully and Restores Its Thickness and Lustre at Once.



Common garden sage brewed into a heavy tea, with sulphur and alcohol added, will turn gray, streaked and faded hair beautifully dark and luxuriant; remove every bit of dandruff, stop scalp itching and falling hair. Mixing the Sage Tea and Sulphur recipe at home though, is troublesome. An easier way is to get the ready-to-use tonic, costing about 50 cents a large bottle, at drug stores, known as "Wyeth's Sage and Sulphur Hair remedy," thus avoiding a lot of fuss.

While wispy, gray, faded hair is not sinful, we all desire to retain our youthful appearance and attractiveness. By darkening your hair with Wyeth's Sage and Sulphur, no one can tell, because it does it so naturally, so evenly. You just dampen a sponge or soft brush with it and draw this through your hair, taking one small strand at a time; by morning all gray hairs have disappeared. After another application or two your hair becomes beautifully dark, glossy, soft and luxuriant and you appear years younger. Agents, A. R. McIntyre.

**WHAT TO EAT**

In the Bakery line can be had here at any time. When company drops in unexpectedly, and there is nothing dainty in the house, send to the

Bakery for some of our delicious productions and then you will realize what a treat it is to eat good Bread, Cakes and Pies.

Goods delivered promptly on receipt of order.

Our Fruit Cake and Pastry Goods better than ever this fall.

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We have had many customers who desired Eastern candy, and now have a fresh stock of the famous original BENEDICTO ALLEGRETTI, Chicago.

also the NYLO Chocolates which are now being advertised in the leading magazines. Take a box to her! I!

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A good time in the kitchen with the Round Oak Iron Chief

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