

Today's Ogen News

TRAIN WRECKER IS RELEASED

Roy Schwartzfager Granted Writ Of Habeas Corpus On Account of His Youth.

CASE IS TO BE APPEALED.

No Authority in Law to Punish "Juvenile" Offenders Other Than Confinement in Reform School.

Ogden, March 25.—Roy Schwartzfager, the 17-year-old boy, who two months ago wrecked the Union Pacific freight train at Peterson, Morgan county, and was awaiting trial on the charge of murder, was released yesterday afternoon by Judge Howell on a writ of habeas corpus. The application for the writ was heard several days ago by the court and taken under advisement. It was made on the ground that the district court had no jurisdiction over any child under 18 years of age and that his bond of \$5,000 which he was out on, was of no value, because of his being only 17 years of age. The attorney for the defendant argued that no court has jurisdiction over the defendant excepting the juvenile court, and the law does not give a juvenile judge authority to punish a violator of the law more severely than to sentence him to the state industrial school until 21 years of age.

District Attorney Halverson stated last evening that he will consult with Attorney General Bredon on the case and arrange for appeal from the decision of the lower court to the supreme court where he hopes to secure a reversal of the decision. Schwartzfager has made a confession to placing something on the rail which wrecked the train, killing the engineer and injuring others of the train crew. The case has awakened considerable interest, especially among the legal profession and the ultimate outcome will be awaited with interest by them.

DISTRICT COURT CASES.

Mrs. Viola Lister Gets Divorce From Runaway Husband.

Ogden, March 25.—A number of cases were disposed of by Judge Howell in the district court. He heard the divorce suit of Mrs. Viola Lister against William B. Lister, charged with desertion and having shipped out with Mrs. John McCann. Lister was a dentist in Ogden until a few months ago, according to the testimony of Mrs. Lister and John McCann, when he left town in company with Mrs. McCann with whom he is now living in Colorado. The court granted the divorce on the ground that the parties had been separated for a year and a day.

In the case of Fred Folger against John McGrath et al, brought to recover on a contract, which was decided

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against the defendant, the court denied the motion for a new trial.

The court decided in favor of the defendant in the case of J. M. Smith against M. Sears. This is an action brought to recover on a check issued by the defendant's son, who lost the amount of the check over the gambling table in Smith's place of business, and Mrs. Sears stopped payment on the check the following morning.

The Eccles Lumber company was awarded a verdict against Mrs. Ann Martin, administratrix.

The court took under advisement the case of Oregon Short Line against Wilson Cragun, brought to quiet title to a certain piece of land.

Judge Howell ordered the discharge of Craig Thorburn as receiver of the A. O. U. W., and ordered him to turn over the county clerk the cash he had on hand, amounting to about \$20,000, which will be held pending the final hearing of the various suits against the defendant.

E. M. Robinson was appointed administrator of the estate of his deceased wife, Mary E. Robinson, with his bonds fixed at \$500.

The case of Al Osterhout against Oregon Short Line is now on trial before a jury.

WEBER COUNTY AFFAIRS.

Reports of Flood Damages in Ogden and North Ogden Canyons.

Ogden, March 25.—The board of county commissioners opened the bids for the construction of the small addition to the courthouse. They were as follows: For the brick and frame work, G. M. Whittey, \$1,238; Firewelling & Ridges, \$1,390; and for the plumbing, W. J. Dalmore, \$245. Halverson Brothers, \$235. Louis Zittman, \$322. On motion of Moore the granting of the contract was deferred for one week.

The board received notice from Sheriff Schreier that he has moved into the apartments in the county courthouse and would look after the feeding of the prisoners himself.

Commissioner McKay reported that the recent flood of Ogden canyon had washed out about 100 feet of the road near Haves Hill, also about a quarter of a mile of the retaining wall near the Oakes resort, and that the heavy floods had washed so much debris into the North Fork that the river channel is partially filled up.

Commissioner Moore reported that about 100 feet of the road through North Ogden canyon had been washed away by the storm. He recommended that a road leveler be purchased for each of the 24 districts in the county.

The overseer of poor asked for a contingent fund of \$100, but the granting of the same was continued pending an

opinion of the county attorney on the same.

CITY COUNCIL SESSION.

Claims Presented for Flood Damages.—Estray Patrolman Appointed.

Ogden, March 25.—The city council at its regular session last evening passed a resolution annulling the franchise granted to the Ogden Sewerage and Drainage company, and passed another franchise granting the same privileges to L. A. Herrick.

At the request of Street Supervisor Wright his salary was increased to \$100 per month with an additional fee of \$25 per month for his services as a street cleaner.

The council decided to grant the petition of J. J. Olson, and others, and the one of residents of Thirtieth street for the extension of the watermain to that part of the First ward. The sewer is also being laid in that district.

The resolution of Councilman Thomas for the appointment of a patrolman to gather in all stray cattle and horses throughout the city between the hours of 8 a. m. and 6 p. m. was adopted. His salary is to be \$15 per month and all the driving fees.

Claims were presented from Ruth Bassett and Martin Moran for \$500 each, as damages done to their premises near the corner of Third and Second streets, by the city street car.

Twenty-seventh street through the recent floods. The claims were referred to the law committee with the city attorney added.

Mr. Reed of Park addition asked the council to repair the banks of Ogden river in that part of the city so that any future flood conditions may not damage property in that quarter.

FREIGHT WRECK ON S. P.

The Southern Pacific had a slight wreck yesterday at North Ogden. About 200 miles west of Ogden, several freight cars were derailed through the breaking of a wheel and Conductor Olson of Ogden had his knee cap dislocated. Other passengers were uninjured. The derailed freight cars were several hours. The wrecker from Ogden was sent out to clear the track.

A marriage license was granted by the county clerk to William Nathaniel Goodman, 23, and Miss Annie Moyes, 21, both of Lyman, Utah.

BRIEFS AND PERSONALS.

William S. Lochhead, accompanied by his family, has removed to Pocatello, Idaho, where he will have the management of the Pocatello Hotel. He has had charge of one department of the company's store in Ogden.

Fred Meisner, who has been running a tannery at Logan, has decided to return to Ogden and open up a similar business.

W. H. Eaton, who was arrested in Wyoming on the charge of burglary, has been sentenced to about 18 months in the penitentiary, and will therefore not be brought to Ogden to answer to the charge of burglarizing the Edmund Talling company's place.

LISTEN

And remember the next time you suffer from pain-caused by damp weather, rheumatism, neuralgia, or other ailments, that you will cure you. A prominent business man writes: "I was a sufferer from Rheumatism and Neuralgia for several years. I am now free from these complaints. I am sure I owe this to your liniment." Sold by Z. C. M. Drug Dept., 112-114 South Main St.

by another man. The officers believe this is true, and that Henderson did not commit the Jones burglary. But there may be some serious trouble for him. Sheriff Harmon returns from Salt Lake today where he has been making some investigations which he believes are finding on Henderson a statement from the Ogden Police Water company to Thomas Homer of Salt Lake. Mr. Homer's home was burglarized some time ago and it is believed Henderson was the thief.

Mr. Homer's clothing and it is also believed other Salt Lake burglaries can be traced to Henderson.

The following persons have been increased by the arrival of a daughter in each: Mr. and Mrs. George Hardy and Mr. and Mrs. Mitchell Streible; and Miss Vilate Knudsen, the 17-year-old daughter of Councilman Knudsen, is suffering from a severe attack of appendicitis.

George Halladay is confined to his room with an attack of pneumonia. It is believed he is in a fair way to recover.

The secret of fashionable beauty. I asked the question of a noted beauty specialist. "In order to be round, plump, very pretty and stylish like Hollywood's Becky Mountain take 35 cents Z. C. M. Drug Dept. 112-114 So. Main St."

MORONI.

PIONEER LAID TO REST.

Mrs. Fanny Draper Closes Honored Career.—Farewell Socials.

Special Correspondence.

Moroni, Sanpete Co., March 23.—The 65th anniversary of the organization of the Relief Society, by the Prophet Joseph was duly commemorated by appropriate services in the Tabernacle of Sunday last, followed by an enjoyable social party in the pavilion on Monday evening.

Two farewell parties have been held

SEA-ROVER'S REMEDY

Postum Coffee and Its Power to Rebuild.

The young daughter of a government officer whose duties kept him almost constantly on board ship between this country and Europe, tells an interesting tale of the use her father made of Nature's food remedy to cure an attack of malaria fever.

Father recently returned from a long sea trip, bed-ridden and emaciated, and from an attack of malaria fever, she writes: "In such cases people usually dose themselves with medicines, and we were surprised when he, instead of engaging drugs, proceeded to devote himself exclusively to Postum Food Coffee, of which he has long been fond. He used two or more cups at each meal, drinking it very hot, and between meals quenching his fever-engendered thirst at all hours of the day and night from a supply we kept ready in the water-cooler. For several days his only drink and sometimes his only food was Postum Coffee, hot or cold, according to the moment's fancy."

"Within a day or two his improvement was noticeable, and within a week he was a well man again; able to resume his arduous occupation."

"He first began to drink Postum Food Coffee several years ago, as a remedy for indigestion, for which he found it invaluable, and likes it so much and finds it so beneficial that he always uses it when he is at home where he can get it." Name given by Postum Co., Battle Creek, Mich. While this man uses Postum as a remedy, it is in no sense a medicine, but only food in the food form. It is this man's little book, "The Road to Well-being,"



California Sunshine

In every tin of

Golden Gate Coffee

SOLD ON MERIT

J. A. FOLGER & CO.

Established 1850 SAN FRANCISCO

SALINA.

Demise of Mrs. John Olson, Called in Thirty-sixth Year.

Special Correspondence.

Salina, Sevier Co., March 21.—Mary Francis Brown Olson, a highly respected resident of this place, passed away Tuesday morning, March 19, heart disease being the cause.

Mrs. Olson was born in Levan, Utah county, Jan. 17, 1871. She was the daughter of Daniel G. and Ann Brown, simply known as the addition of the family moved to Salina where she has resided continuously. About 12 years ago, she was married to John Olson. She is the mother of three children, two of whom preceded her to the great beyond, and a boy 10 years of age and her husband survive her, besides many other relatives. Funeral services were held in the L. D. S. meetinghouse March 21.

LA GRANDE, ORE.

OREGON COLONIES PROSPEROUS.

Excellent Crops of All Kinds Assured—Money in Fruit Growing.

Special Correspondence.

La Grande, Ore., March 21.—The stake tabernacle is about completed. The village is on and the appearance of the inside is simply grand. It was the addition of all visitors. The people hope to have President Smith here June 8 next, the day set for the stake conference. This is the sixth anniversary of the organization of the Union stake. In six years 19 meetings have been held and a stake tabernacle has been built.

TREAT THE SKIN THROUGH THE SKIN

"Blood Disease" Idea is Swept Away by The Latest Discoveries.

Recent discoveries show that "skin" diseases and "blood" diseases are not the same. The doctor treating smallpox scar fever and measles found that the skin cleared after the disease departed. For in these cases the skin bore only the SYMPTOMS of the disease.

Real SKIN diseases, such as eczema, are diseases of the skin itself. Recent development of the germ theory gave the PROOF that real skin diseases are due to the destructive effects of a germ which lives on the weaker parts of the skin. Skin specialists therefore began to search for something that would destroy this germ, and Dr. Peckard D. D. Dennis found that oil of wintergreen, properly mixed with soothing ingredients, made a wash that gave SURE results. This wash was called D. D. D. Prescription. So widely it became this prescription that a company undertook to compound it, and it is now on the market as "D. D. D. Prescription."

D. D. D. is so effective that many physicians prescribe it who avoid all proprietary medicines. Many give it to their patients, even though it means loss of fees to themselves, for the cure is quick and requires only care by the patient alone.

If you wash with the mild D. D. D. Soap and then apply D. D. D. Prescription you will feel at once that wonderful relief from itch that the druggist who knows D. D. D. Prescription can give you D. D. D. Soap.

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Dr. Franklyn, Druggist, Salt Lake City.

EAST MILL CREEK.

SOCIAL AND BANQUET

Given by Relief Society in Honor of Retiring Councilors.

Special Correspondence.

East Mill Creek, Utah, March 22.—An excellent social was given in the East Mill Creek meetinghouse Monday evening by the members of the Relief Society. The social was given by the Relief Society of East Mill Creek, and was a very successful one. The social was given by the Relief Society of East Mill Creek, and was a very successful one.

Two farewell parties have been held

WILLARD.

RELIEF SOCIETY ANNUAL.

Commemorated by Ball and Program—High School Presents Operetta.

Special Correspondence.

Willard, Boxelder Co., March 22.—An excellent social was given in the members of the Relief Society. On the evening of the 15th they gave a ball in the opera house, and on the 17th the Sunday services were under their direction. An excellent program was rendered. One notable feature of the exercises was the reminiscences of the life of Joseph Smith by those personally acquainted with him, of whom there are still a goodly number in this place.

Special mention should be made of the excellent singing of the Relief Society choir, under the leadership of Sister Eliza Davis.

Last week the Willard high school presented an operetta and the drama, "The Little Boat," to a large and appreciative audience at Perry.

Willard's esteemed blacksmith, Wm. A. Stevens, has moved to Knoxville. All with him success in his new location.

CLEARS THE COMPLEXION.

Orino Luxative Fruit syrup stimulates the liver and thoroughly cleanses the system and clears the complexion of pimples and blotches. It is the best laxative for women and children as it is mild and pleasant, and does not grip or sicken. Orino is much superior to pills, aperients, waters and all other purgatives as it does not irritate the stomach and bowels. Sold by F. J. Hill Drug Co.

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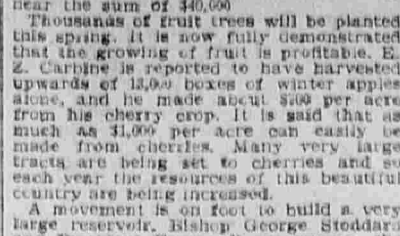
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Startup's Downy CHOCOLATES

Complexions Look Clear and Refined

When Touched By

TOWNSEND'S ENAMEL CREAM

Superior to Face Powders. Instantly Imparts Clearness, Brilliance, Freshness and a Pearl-Like Tint.

PRICE 50 CENTS.

A free sample to each lady requesting the same at

SCHRAMM'S

WHERE THE CARS STOP.

Rings Dyspepsia Tablets

RELIEVE INDIGESTION AND STOMACH TROUBLES

Sold by Z.C.M.I. Dept. 112-4 Main



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PROVO DEPARTMENT

The "News" is delivered by carrier every night (Sunday excepted) at 75 cents per month. All payments and advertisements should be made to R. J. Dugdale, agent for Daily, Saturday and Semi-Weekly News. Orders taken for Church Works. Residence 24 Fourth North St. Phone Ind. 3-31.

CITY COUNCIL SESSION.

Passing Away of James Stratton, an Honored Pioneer of Utah.

Special Correspondence.

Provo, March 25.—A letter was presented by City Atty. Thomas, at the meeting of the council last evening, from Secy. Dixon of the state land board, stating that the board would purchase \$52,000 electric light bonds, provided the bonds be legally issued and bear 5 per cent interest. The matter was laid on the table, to come up with the consideration of the electric light question, a week hence.

Fire Chief Loveless presented his resignation to take effect April 1. Accepted.

The resignation was on account of too low salary.

Resolutions were passed authorizing the mayor to employ a man to take charge of the fire department, temporarily, at not over \$65 a month, and the city marshal to employ two special policemen, at not to exceed \$15 a month.

The committee on police and city prison recommended that the resignation of Police Officers Ferris and Christensen be accepted, as the committee had found there was no trouble in the city marshal's office. Report adopted.

UTAH COUNTY BUSINESS.

J. T. and Robert R. Thorne of Pleasant Grove, appeared before the board of county commissioners, yesterday, and asked the county to build a culvert over an abandoned county road in Pleasant Grove precinct. The commissioners decided to hear one thing of the expense.

Tarpapers of Lake Shore asked for the appropriation of 84 feet of City Hall to be placed in the mail routes in the precinct. Referred to Commissioner Dixon with power to act.

DEATH OF JAMES STRATTON.

James Stratton, an old and highly respected resident of Provo Bench, died Saturday afternoon at the home of his daughter, Mrs. J. T. Thorne.

A PRETTY BROWN HAT.

A marriage license has been issued to Willis O. Mechem and Rachel Hood, both of Provo Bench.

GARDEN CITY NOTES.

Asa Curtis, a teacher in the Salem school, was acquitted of assault on one of his pupils, Saturday, by a jury at Salem. It appeared in evidence that the pupil had drawn a knife on the teacher, after which a severe whipping was administered as a defensive and corrective measure.

Berg, the 16-year-old son of Principal Jorgensen of the Mason school, inflicted an ugly wound in his left foot with an ax while cutting wood Saturday. Several stitches were required to close the cut, and the young man will not be able to attend school for some time.

The lake level is now within about six inches of compromise point. A great amount of land on the lake shore, on which beets and other farm crops were raised last year, is now completely covered with water.

Ralph Henderson, the young man who was arrested the day following the burglaries here last week, and who had a razor taken from the S. J. Jones residence in his possession, was permitted to please guilty to petit larceny in Justice Noble's court yesterday. He was fined \$10. Henderson, who first said he had had the razor for 19 years, now admits that it was given to him

\$100 Reward, \$100.

The readers of this paper will be pleased to learn that there is at least one dreaded disease that science has been able to cure in all its stages, and that is Catarrh. Catarrh being a constitutional disease, requires a constitutional treatment. Hall's Catarrh Cure is taken internally, acting directly upon the blood and mucous surfaces of the system, thereby destroying the foundation of the disease and giving the patient strength by building up the constitution and securing a nature in doing its work. The proprietors have to state that it cures Catarrh in any case that it fails to cure. Send for free sample and full particulars. Address F. J. CHENEY & CO., Toledo, Ohio.

Sold by all Druggists. Take Hall's Family Pills for constipation.

ESTABLISHED 1864