

Today's Ogden News

DECISION FOR FISH HATCHERIES

Judge Howell Determines They Cannot Be Excluded from Public Streams.

SHOCKING DEATH ON THE RAIL

M. Stoltz Meets Sad Fate—No Pardon for Murderer of Michael Malone—News Notes.

Ogden, Aug. 6.—By a decision of Judge Howell in the district court in the case of the state of Utah against Joseph Barker, the owners of private fish ponds may not be enjoined by the courts from the maintenance of ponds, but the fish and game warden has been appointed by the court to install a better screen system.

The case was one that has been of great interest throughout the county since the many fish ponds which are operating. The case against Barker was brought more as a test case than anything else. Barker was using waters of a public stream as a fish pond and was shipping fish to the local market.

A decision favorable to the state in this case would have practically meant the extermination of all private fish ponds in public streams and a new industry would have been crippled, as the owners would have had to build other ponds. The fish business has grown to be a large industry and one of the local owners of a fish pond

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furnishes large quantities of fish to all the principal hotels and restaurants in this city.

KILLED UNDER CARS

Advices reached Ogden last evening of the death of M. Stoltz, Rio Grande Western conductor, at West Water, a station 35 miles west of Grand Junction. As news could be learned, Stoltz was making his last run on the freight train and was then coming to Ogden to take a passenger train run. In some manner the brakes of a car failed to work, and Stoltz crawled under the car to release the air. The train started and his legs were caught and cut off. The unfortunate man was placed on a train and hurried to Grand Junction for the hospital, but he died shortly after reaching the hospital. Stoltz was one of the oldest men on the road on the Grand Junction division, and was well known from Ogden to that city.

NO PARDON FOR MURDERER.

D. J. Malone, the master mechanic of the Southern Pacific in Ogden, has been advised that the Nevada board of pardons had refused to grant pardon to Frank Everett, who shot and killed Michael Malone of this city at Mina, Nev., April 18, 1906. Michael Malone was foreman of the Southern Pacific at Mina and Everett wandered into the shops in an intoxicated condition and got into a quarrel with a workman and Malone ordered him out of the shops, when Everett pulled a gun and shot him.

WANTS ROAD TO COME TO CACHE. Congressman Joseph Howell spent a few hours in Ogden yesterday after-

noon enroute to his home in Logan. He has been spending a few days in Salt Lake. Speaking of the finishing of the Bamberger road Mr. Howell said that he hopes Mr. Bamberger will continue his line to Cache valley.

JUNCTION CITY BRIEFS.

Valley Day at Oaks—Wednesday, Aug. 12, is Valley day at the Oaks, and all the residents of Weber county have had an invitation to attend the outing on that day when the residents of Ogden valley hold their annual picnic.

Wedding Permit—A marriage license was issued last evening at Ogden to Charles E. Wright and Kathryn H. Masterson, both of Ogden.

Street Repairing—The paving on Washington avenue between Twenty-second and Twenty-sixth streets, is being repaired for the first time in six years by the O'Neil company. The asphaltum on Twenty-fifth street is in great need of repairing at the present time.

SUNDAY SCHOOL EXCURSION. The Sunday schools of the old Weber stake, and the M. L. associations of the same, gave a farewell excursion to the Lagoon today. About 2,000 participated and a very enjoyable time was had at the popular resort. It is probable that future excursions will be conducted separately by the new stake associations.

TODAY'S POLICE COURT. Jacob Beckweg is being tried today in the court of Judge Murphy for assault with a deadly weapon upon his nephew, Heiki Beckweg.

DISAGREEABLE AT HOME.

Lots of men and women who are agreeable with others, get "cranky" at home. Its not disposition, its the liver. If you find in yourself that you feel cross, angry, nervous, irritable, or weary you, just buy a bottle of Ballard's Herbine and put your liver in shape. You and everybody around you will feel better for it. Price 10 cents per bottle. For sale by Z. C. M. Drug Store, Des. 12 and 14 South Main Street.

Lawn Hose made especially for our high city pressure—quality the best—price very low. The Salt Lake Hardware Co.

Do it today, take a bath at Saltair.

MURRAY.

SUCCESSION IN PRESIDENCY.

Continuation of Sanders-Curtis Debate On Succession to Joseph Smith.

Special Correspondence.

Murray, Aug. 5.—The Sanders-Curtis discussion on the legal succession in the presidency of the Church of Jesus Christ of Latter-day Saints was continued last evening. The Murray Opera House again was provided. There was better turnout than on the previous night as expected. The speakers held out to the question and with courtesy and respect of feeling presented their contentions in a forceful and able manner.

J. F. Curtis led in the affirmative, holding that Joseph Smith, the president of the Reorganized church, was the legal successor of his father, Joseph Smith the prophet.

"The priesthood," said he, referring to the Melchizedek, "was one of a lineage handed down from father to son, to son and so on, and was never lost. It is a covenant, and covenants, containing all this had always been the order from Adam to the present time, and in this church was in harmony with the law."

He called attention to the case of Moses receiving the priesthood at the age of 80, and to the fact that in similar incidents down through history to the present. But in case of transgression the right to the priesthood was forfeited, and the covenant was broken. He did not need to be endowed with the priesthood by his father, and that it would be necessary only for him to be endowed by some competent authority. This competent authority, he then proceeded to show, existed among the men who had been priests under the prophet and still held the priesthood after the disorganization of the church, following the death of the prophet and after they had left the church and joined others.

Elder Sanders next evened point made by the affirmative, quoting largely from Tullies's history of the Reorganized church, and approved by that church, but which Mr. Curtis wanted to repudiate. Mr. Sanders proved beyond a question of a doubt that every key, power and authority held by the prophet was conferred on the twelve, and that they were to carry on the work. Taking up the lineage of the priesthood, as shown from the Bible the irregularity of handing down the priesthood from father to the first born son; Next Elder Sanders took up the case of Mr. Marks who "graciously presented the Church to young Joseph" 16 years after the death of the prophet, after having affiliated with other churches or eight different churches or churches. Mr. Curtis held that this man received his authority from the official Church and carried it with him through all these churches and then conferred it upon young Joseph. Elder Sanders showed that this was not only unreasonable but impossible in that the idea would have to be abandoned. Another ludicrous inconsistency in Mr. Curtis's argument was that all these men that conferred the priesthood and authority upon young Joseph had the priesthood from the original Church, while at least one of them had to be baptized in this reorganized church after he himself had "reorganized" it.

Another proposition about as well founded by the affirmative was that the church was disorganized at the death of the prophet, and for this very reason it was reorganized by his

GO TO SEATTLE.

MEETING OF FRUITGROWERS.

Move to Improve Conditions of Industry—S. S. Excursion.

Special Correspondence.

Pleasant Grove, Utah Co., Aug. 6.—A large gathering of fruit growers was held last night, which was addressed by John F. Moore, Manager Grand Junction Fruit Growers association. The local fruit men will join with the Utah County Fruit Growers association in supplying fruit to fill the orders of the Grand Junction people, whose fruit crop this season is a partial failure owing to late spring frosts. Utah county grows fine fruit but is not up to date in packing and marketing. To remedy this defect and to get the fruit into the market, the object of Mr. Moore's visit. Inspectors and packers will be brought here to aid the growers of this section in this section of the country, and if a better system of marketing orchard products can be evolved it will mean much greater profit to the growers, and waste will be eliminated and more uniform prices will prevail.

SUNDAY SCHOOL OUTING.

The Sunday schools of Alpine stake have gone to Wandamers today on a big excursion.

C. S. Mayers, a wealthy Georgian, is preparing to open up a large general store here.

Anything which benefits mankind is a treasure to you and to me.

What a wonderful blessing to us all is Hollister's Rocky Mountain Tea. Godbe-Pitts Drug Co.

SPANISH FORK.

Denise of William Simmons, Called In the Prime of Youth.

Special Correspondence.

Spanish Fork, Utah Co., Aug. 4.—For over six months William Simmons has been afflicted with an attack of blood poisoning, contracted while working in the mines in the Eureka district, which developed into dropsy. Despite the skill of specialists and the best care he was called to the other side on Aug. 2 from the home of his father-in-law, Joseph L. Hales, who was born in Spanish Fork Aug. 11, 1874. His wife and two small children, a boy and a girl, survive him. He was the son of Jonathan Simmons, who died some years since, and a grandson of Andrew Simmons, a pioneer of Utah and of this place. His impressive obsequies were held this morning at the First ward assembly rooms, Bishop McKell presiding. The speakers were Bishop Hales of the Third ward, Elder Andrew Ferguson of Lake Shore, and Jacob Robertson, all bore testimony to the quiet, industrious and noble and lovable life.

COL. GARCIA, MEX.

WAR SCARE OF LITTLE MOMENT

Conditions Safe in Sunny Mexico—Splendid Crop Outlook.

Special Correspondence.

Col. Garcia, Mexico, July 24.—The "rainy season" in Mexico is now wearing her prettiest green robe in honor of the event. Never in the history of the colony have crops looked so well at this time of the year, nor has so large an acreage ever been planted. Wheat is being harvested while oats,

corn, and potatoes are making a fine growth.

Bishop John T. Whitten has ordered a cream separator and is preparing to go into the dairy business on a larger scale than ever before. He is now just beginning to realize the possibilities of the country as an agricultural and dairy region, but every year shows something new along these lines, as farmers experiment and test the soil with regard to its capacity for production. Sorghum, wheat, and buckwheat have lately been proven to be among the surest farm products.

The business outlook is very dull at present, owing to the destruction of the local sawmill and to the shutting down of the various large enterprises of Col. Greene, which have been operating in this section of Mexico. With abundant crops, however, the people have no cause to be alarmed at the outlook for the future.

WAR SCARE OF LITTLE MOMENT.

The wars and rumors of wars of which so much has been lately in connection with this country, have caused little or no uneasiness in this colony, as all realize clearly the fact that the present efficient administration is amply able to cope with any conditions which are likely to arise in this republic. It is known, too, that the so-called "revolution" is in reality a hairbrained scheme of a few disaffected natives whose past life has been such that they feel safer in the United States than in their own country. They have succeeded in stirring up a few of the poverty-stricken peons by holding out to them the hope of acquiring riches as a result of the looting of the towns they were to capture, but this was never a ghost of a show for them to succeed in overturning the government.

Some have feared that the present movement would be directed particularly against foreigners, as there has been some dissatisfaction manifested toward them in a number of instances. It is a fact that in many instances Americans coming to this country have acted very unwisely and have committed acts which would not have been allowed to go unpunished in any civilized country in the world, but owing to the cordial relations existing between the two nations, these acts have been allowed to pass unpunished. A very prolific cause for bitterness is to be found in the lax morals of a large proportion of the Americans coming to this country, many of whom do not show themselves in their own land, and it could hardly be expected that the natives would look upon the desertion of their homes with any great degree of toleration.

Any respectable person of whatever nationality is, and doubtless always will be, welcome, and his investments will be safeguarded here just as in any other enlightened nation.

To Ogden Canyon.

Daily excursion over the Lagoon route. Round trip fare, including street car and automobile to all canyon resorts, \$1.50. Sunday excursions to Ogden, \$1.00.

WHISKERS AND MICROBES.

A great sanitary truth was recently expounded in Paris. Two nice young men were chosen by a doctor, one smooth-shaven and the other retaining in whiskers of the most luxurious kind. They were taken upon a tour of the town, seeing everything, from the big shops to the Louvre, and riding in all the vehicles that serve the Parisian public. This completed, they were presented to a comely young woman and permitted to impress upon her all they had seen and done. After each had performed this pleasant duty, the professor who had them in charge prepared a pad of gelatine to the young woman's lips. Then the gelatine pads were submitted to conditions favorable to the development of whatever microbes may have been caught on them for several days, and then examined with expert bacteriologists. The one which registered the results of the smooth-faced man's kiss was found to be free from all germs, or rather innocent germs, which seemed to be on amicable terms with themselves and everybody else. The other was a microbe bear garden, swarming with tuberculous bacilli, typhoid germs, and tetanus microbes, all in a hurry, and ready to go to work. In fact, the man with the whiskers had left enough bacilli and germs upon the face of the lady to start an epidemic or people a sanatorium.—T. P. O.

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