## DESERET EVENING NEWS: THURSDAY, AUGUST 3, 1905.



the Salt Lake office. HEARINGS IN THE

# DISTRICT COURT

North Ogden and Eden People at War Over Irrigation Water-The Former in Possession.

# JAILBREAKER IS ASTONISHED.

ludge Dee's Successor--Elder Albert Stratford Home --- Weddings ----Briefs and Personals.

ögden, Ulah, Aug. 3 .- Judge Howell yesterday heard the last cases in the district court before his summer vacation, which commences today.

In the matter of the North Ogden Irrigation company against George A. Fuller et al of the Eden Irrigation company, wherein a restraining order was granted, enjoining the defendants from interfering with 23½ cubic feet of water per second in the Ogden river, which the North Ogden company claims, another motion was made by the defendants to dissolve the injunction, which was denied, but the court increased the bond to \$5,000, which

route increased the other to solve, which must be filed with the clerk by 2 o'clock, Aug. 4, otherwise the restrain-ing order will be dissolved. The plaintiffs in the case last night had several thousand notices printed setting forth the terms of the court's injunction and warning all parties that any person violating it would be prose-cuted. They have also stationed a guard at the dam in Eden. Once since this injunction was granted the dam has been torn down and once restored, but both sides disclaim responsibility

for the acts. for the acts. The North Ogden people are repre-sented by H. R. Macmillan, W. L. Ma-ginnis and J. E. Bagley, while the de-fendants are represented by C. C. Richds, J. N. Kimball and George Halver-

in the matter of Michael Cusick vs. G. W. Cook a motion to dismiss the appeal from the municipal court and affirm the judgment of the lower court was argued and taken under advise-ment until this afternoon. This case arose over a loan of \$80, made by the

la the matter of the state by the plaintiff to the defendant. In the matter of the state vs John II. Winslow, Jr., on motion of the dis-trict attorney, it was ordered that the plaintiff be granted 10 days addi-tional time to mitch to

Payments for the Daily, Saturday and Semi-Weckly News should be made to the circulator. Delivery made by carrier on the same terms as in Salt Lake.

pany's meeting, at which David C. Eccles, Jr., was elected vice president to fill the vacancy caused by Judge Dee's death. This completes the or-ganization of the two sugar com-nucles. panies. Gradually the many important posi-tions held by Judge Dec during his life are being filled with good, energetic

ELDER ALBERT STRATFORD HOME.

ages for the trespassing on land in Utah county, belonging to the plaintiff The irrespass consists in letting defend Elder Albert Stratford has returned home from a mission to the Central States, where he has labored faithfully an's sheep graze on plaintiff's land. Abstract of judgment from Judge Whitaker's court in the case of the Utah Implement company vs. W. C. Van Noy and W. D. Van Noy has been for over two years, preaching the Gos-pel. He has enjoyed the best of health pel. He has enjoyed the hest of health. during his absence and returns looking well, and fully imbued with the work of the ministry. During the past 14 months he has labored in Kansas City, as secretary of the mission and coun-selor to the mission president. Elder Stratford gives an encouraging report of the mission work in the Central Statea. He says the Elders are being received kindly by the people as a gen-eral rule, and many are being baptized. The presidency of the mission is re-celving letters almost daily from vari-ous people asking to have the Elders filed in the Fourth district court. Plain-tiff is given judgment for \$120.71, in-cluding costs and interest. Cures dizzy spells, tired feeling, stom Ach, kidney and liver troubles. Makes you well and keeps you well. That's what Hollister's Ro ky Mountain Tea will do. 35 cents. Tea or Tableis. Ask will do, 35 cent your Druggist. PLEASANT GROVE.

ous people asking to have the Elders sent to their homes to teach them the truths of "Mormonism." There are at the present time 90 missionaries in the mission, but many more could be used to advantage used to advantage. TWO COUPLES WED.

## Marriage licenses have been granted

by the county clerk to the following couples: George L. Mullens, 25, and Miss Rosa Belle Blakeley, 18, both of

Green City, Joseph A, Allen and Miss Emma C, Evans, both of lawful age and real-dents of Layton, Davis county. The matrimonial knot was tied at the coun-ty clark's office by Elder George Ritchie Ritchie WILSON GETS TWO YEARS.

G. H. Wilson will serve two years in the state prison while here years in the state prison, having been sentenced to that term by Judge Howell, for as-sault with a deadly weapon, on one Gus Peterson, whom he was charged with slashing with a razor. with slashing with a razor. District Attorney Halverson has gone over the testimony of the witness Dal-ey for the defense, who testified on the witness stand that it was he who com-mitted the assault, and a complaint charging him with perjury will be pre-pared today and sworn to by one of the sheriff's denariment

sheriff's department. SHERIFF AFTER STOLEN HORSE. Sheriff Weir of Davis county is in

ogden endeavoring to locate a horse stolen Monday evening at Kaysville, belonging to John Burningham. The gentleman rode his horse to the home of a friend, where a directors' meeting was to be held. While in the house the was to be held. While in the house the horse disappeared and has not been seen since. The animal was a dappled gray, 5 years old, weighing 1,200 pounds, and a good voadster, worth at least \$150. Mr. Burningham is quite certain the horse was stolen, as he tied it securely and had it broken loose it would have goue direct to the star It would have gone direct to the sta-

JULY HEAVIEST MONTH IN CLERK'S OFFICE.

turned to Rasmussen at Grand Junc-tion and he had kept it. TEA There's a difference in ad-W. C. Rose, general manager of the United States Floating exposition, of San Francisco and New York, is in the city obtaining data of manufac-turers and producers for use in the advertisements.

U. S. FLOATING EXPOSITION.

FOURTH DISTRICT COURT.

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IMPRESSIVE OBSEQUIES

Beers-Runaway Accident.

of Sanpete.

Was in Poor Health for Years. Ira W. Kelley, of Mansfield, Pa., writes: I was in poor health for two years, suf-

#### Also in tea.

Your grover relatus your money if you don't like Schill

vertising scheme of the company, which is to fill a fleet of steamships with American manufactures and products and visit the ports of large cities in Europe and other parts of the world Subserve and sive heat of the close of the previous Salesmen will accompany the exposi-tion to take orders for the goods, and sive heat of the close of the previous week; elsewhere the condition of grain has been satisfactory; harvest is near-ing completion in southwest valleys and is being extended to easiern countles with results highly satisfactory in most instances: "dry farm" grain in south-eastern district is yielding better than was expected. The warm weather has been especially beneficial to corn, where grown, and much of the eron is earing lectures will be delivered at the vari-ous ports on American products and industries. Mr. Rose is on his way to California over the San Pedro road.

Suit for divorce has been commenced by Margaret F. Daniels of Spanish Fork against Joseph E. Daniels, Jr., on the grounds of desertion and failure to provide. Plaintiff asks for the cus-tody of two minor children and for \$25 a month allmony. The parties were grown, and much of the crop is earing Grass-Local showers caused some little damage to hay in the field and in

In the damage to may in the field and in open stacks in eastern districts, but as a rule conditions were favorable for saving the hay in excellent condition. Second crop alfalfa is yielding well in southwest valleys, but fears are en-tertained that shortage of water will prevent the maturing of a third crop of ulfalfa or a second crop of clover. The a month alimony. The parties were married in Provo in June, 1903. Suit has been commenced by Wm. V. Price against Jacob Jensen for \$1,000 actual damages and \$500 punitive damalfalfa, or a second crop of clover. The grass on the lower ranges is becoming very dry and short, but in most parts of the state stock is finding ample sub-sistence in the higher mountains; some stock is being fed in southern coun-

> Vegetables and Malons-Potatoes, garden vegetables and sugar beets have made good progress generally; a very few beet fields have been abandoned owing to the scarcity of labor. Melons are coming into market, and the crop will be better than was expected, though somewhat late.

though somewhat late. Stock—Stock of all kinds is generally reported in good condition, shipping of lambs is progressing as rapidly as cars can be obtained, and most of the lambs are in such condition as to com-mand the highest market price.

G. B. Burhans testifies after four years fiver Remains of Pioneer Franklin

G. B. Burhans testifies after four years G. B. Burhans, of Carlisle Center, N. Y., writes "About four years ago I wrote you stating that I had been entirely cured of a severe kidney trouble by taking less than two bottles of Foley's kidney Cure. It entirely stopped the brick dust sedi-ment, and pain and symptoms of kidney disease disappeared. I am glad to say that I have never had a return of any of these symptoms during the four years that have elapsed and I am evidently cur-ed to stay cured, and heartily recommend Foley's kidney Cure to any one suffering from kidney or bladder trouble." For sale by F. J. Hill Drug Co.

#### DELINQUENT ASSESSMENT.

The Sandy Irrigation Company, Princi-pal place of business Sandy, Litah, No-lice.—There are delinquent on the follow-ing described stock, on account of assess-ment, levied on the 6th day of June, 1906, the several amounts set opposite the names of the respective shareholders as follows:

he growth and upbuilding of the A youth, son of R. K. Nelisen, had his arm broken Monday afternoon by getting mixed up in a runaway while hauling water for domestic uses. adding water for domestic uses. Grasshoppers are doing quite an amount of damage to farm and orchard products on Provo bench. Prof. D. H. Rohjson of this burg has accepted the position of teacher in the High school at Manti, and will soon leave us to reside in the Temple city of Samete. Valker, W. Fred Valker, Henry Mate, Richard Lloyd, Fred of Sanpete. The firm of Clark Bros. has dissolv-zd. John B. Clark having severed his connections with the firm, Wm, E. Clark assumes the control of the buson R. Est. Inv. Co.252 William Mrs. Maud Driggs Christenson came n from Sugar City, Ida. A few days ago she presented her husband with

No

8-00 500 500

 $1,000 \\ 1,300 \\ 500$ 

 $\begin{array}{c} 500\\ 500\\ 500\\ 200\\ 200\\ 500\\ 200\\ 500\\ 100\\ 100\\ 100\\ 100\\ 100\\ \end{array}$ 

1,000

500 1,400 2,000

2.052

Amt Amt. \$ 4.00 4.00 4.00 20.09

DELINQUENT NOTICE

NOTICE.

<section-header><text><text><text><text><text><text><text><text>

O. M. RUNYAN, President of Said Corporation.

Attest: Attest: GEORGE J. KELLY. Secondary of Said Corporation. (Corporate Scal). Date of first sublication July 13, 1905.

### DELINQUENT NOTICE.

Elia Hili Mining Company, principal place of business, Room No. 210 Deservet News building. Salt Lake City, Utah, Nötlee: There are delinquent on the fol-lowing described stock, on account of assessment No. 2 of one cent per share. levied June 28, 1905, payable forthwith and delinquent after August 15(h. 1905, the several amounts set oposite the names of the respective share-holders as fol-lows:

L A. CLAYTON. Office No. 210 Deserve News Building, Salt Lake City, Utah.

PROBATE AND GUARDIANSHIP NOTICES.

Consult County Clerk or respective sign-ers for further information.

IN THE DISTRICT COURT, PRO-bate Division, in and for Salt Lake Coun-ty. State of Utah. In the matter of the estate of William H. Coshell, Deceased. Notice.-The prittion of Emily Jane Coshell, praying for the issuance to her-self of Letters of Administration in the

tors

IN THE DISTRICT COURT, PRO-bate Division, in and f. Sait Lake Counate Division, in and f. Salt Lake Co , State of Utah, in the mater of tate of Daniel Mackintowh, Decea and Bligabeth Mackir tesh and Elizabeth Grace Mackintosh Frost praying for the issuance to Davisi J. Mackintosh of Letters of Administra-tion in the estate of Daviel Mackintosh, deceased, has set for hearing on Saturday, the 12th day of August. A. D. 1865, at 19 o'clock a. m., at the County Court House, in the Court Room of said Court, in Sait Lake City, Sait Lake County, Ifach, Witness the Clock of said Court with the scal thereof affixed this 25th day of July, A. D. 1905, Seah J. C. ELDREDGR, JR., Cherk, By W. H. Farnsworth, Deputy Clark, Thomas Adame, Attorney for Petitioner.

IN THE DISTRICT COURT PRO-IN THE DISTRICT COURT PRO-bate Division, in shd for Salt Lake Coun-ity. State of Ulah. In the multip of the estate of Elizabeth Mackintosh, Deceased, Notice. The patition of Elizabeth Grace Mackintosh Frost, praying for the issu-ance to herself Elizabeth Grace Markin-tosh Frost, of Latters of Administration in the estate of Elizabeth Mackintosh, deceased, how here as for heading of the day the 12th day of August, A D. 180 day, the 12th day of August, A D. 180 19 o'clock a. m. at the Court Court ouse, in the Court Room of said Court Jouss, in the Court Room of said Court, Sait Lake City Sait Lake Courts, Utah Wilness the Clork of said Court with he soil thereof affixed this 20th day of uly A. D. 1905. South J. U. ELDREDGE, JR., Clerk, W. W. H. Farmanneth Decourt of the W. W. H. Farmanneth Decourt of the second of the second second second second second second Network of the second se

W. H By W. H. Farnsworth, Deputy Clork, Thomas Adams, Attorney for Petitioner

IN THE DISTRICT COURT. PRO-bate Division, in and for Sait Lake Coun-ty, State of Purk, In the matter of the estate of Alma Print, Deceased Notice. The petition of Purker B. Pratt, adminis-trator of the setate of Alma Pratt, de-ceased, praying for the settlement of final account of said administrator and for the distribution of the residue of said estate-to the persons entitled, has been set for bearing of Saturday, the lith day of Isiribution of the residue of said estate of the persons ontitled, has been set for earling on Saturday, the 19th day of urgust, A. D. 195, at 10 o'clock a. m. at he County Court. In Sait Lake City, all take County. Utab. Witness the Clerk of said Court with he seal thereof affixed this 25th day of uly, A. D. 1965. Seah. J. U. ELDREDGE, JR. Clerk. Br W. H. Ferneworth, Deputy Clerk. N. V. Jones, Attorney for Administra-of.

N THE DISTRICT COURT. PRO-to Division, in and for Salt Lake Coun-State of Utah. In the matter of the ate of Nelson E. Reynolds, Divensed, the — The petition of Marion A. Rey-ds praying for the issuance to hersail Letter of Administration in the estate Nelson E. Reynolds, deceased, has been for hearing on Saturday. The the dec f August. A. D. 1995, at 10 o'clock a. m. t the County Court House, in the Court isom of said Court in Sait Lake City, alt Lake County, Utah. Witness the Clock of said Court with he soul thereof affixed this 2ath day of mbr. A. D. 1995 Scall J. U. ELDREDGE, JR. Clerk, By W. M. Farnsworth, Deputy Clerk, Sullivan & Barnes, Attorneys for Peti-ioner.

Itoner.
IN THE DISTRICT COURT, PRO-bate Division, in and for Sait Lake Coun-ty. State of Utah. In the matter of the estate of James Robbins, Deceased, No-lice.—The petition for approval and set-tlement of the account of the executors of the estate of James Robbins, deceased, has been set for bearing on Saturday, the ath day of August, A. D. 1905, at 10 o cinek a.m., at the County Court Honse, In the Court Room of said Court, in Sait Lake City, Sait Lake County, Utah. Witness the Clerk of said Court with the seal thereof affixed this 21st day of July. A. D. 1995.
(Seal) J. U. ELDIREDGE, JR., Clerk, By W. H. Farnsworth, Deputy Clerk, Van Cott & Rilter, Attorneys for Estate.

IN THE DISTRICT COURT, PRO-bate Division, in and for Sait Lake Coun-try. State of Utab, in the matter of the estate of James Sharp, Deceased. Notice,-The petition of John F. Sharp, Hebor C. Sharp, Joseph H. Sharp and Hyrum S. Young, executors of the estate of James Sharp, discassed, for confirmition of the sale of the following described real estate of said decedent, tiewit; All of lots 3, 4, 15 and 16 of block 22, and all of that part of lot 14, block 22, which lies mouth of said decedent, to wit; All of lots 15 and 16 of block 22, and all of part of lot 14, block 72, which lies of of Mill Creek, all in 10-arrs plat "A. Field survey, Sait Lake County, f Min Greek, Balt Lake County, Una field survey, Balt Lake County, Una sontaining about 45 acres, for the sum by 550.60. And upon the following term lowit! Cash upon confirmation as appea from the return of sale. Bied in this Cou has been set for hearing on Saturday. bit day of August. A. D. Joes, at to cell the act the County Court House, in

NOTICE.

In the matter of the estate of Mary frown Gillespie. Notice is hereby given had in accordance with an order of the robate Court, in and for Sait Lake Coun-y. State of Utah, made the 22nd day if July. last, the undersigned will sell t private sale the following described cal estate .to-wit:

Al cetaie .to-wit: A portion of lois 4 and 5, block 50, plat . Sait Lake City survey as follows: compending 7 Fods east from the north-est corner of said lot 5, thence east 3 als, thence mouth 20 rods, thence west 8 ade, thence north 20 rods to the place of winning, together with all improvements insted thereon.

ald sale will take place on or after aday, the 7th day of August, 1905, and Monday, the lik day of August, 1905, and will be for the highest cash bid, 10 per-cent of Said bid to be paid to the under-signed at the time of the sale and the hulance at the time of the confirmation of the saie by the Court. Bids will be coreived by the undersigned at 855 West First North Street, Sait Lake City, up to the said fith day of August. WALTER C. BROWN, Executor, Dated at Sait Lake City, July 22, 1905.

#### NOTICE TO CONTRACTORS.

ce is hereby given that sealed bids a received by the undersigned up to a August 3, 1955, for the materials abor required in the erection of a sroom school building near the cor-of Tweifth South and Ninth East s, Sait Lake County, for the Gran-chool District, and according to specifications and drawings which pen for inspection of the bidders at time of Dailas and Hedges in the et National Bank Building, at the or of Main and First South Streets, it Lake City, Utah, and all bids respond and read in the office of the of Eudeation for the office of the of Eudeation for the Granite of District in the County Assessor's in the City and County Building. Notice is hereby given that sealed bids

School District in the County Assessor's softice in the City and County Building. Sait Lake City. Utah. All bids must be addressed to "Board of Education for the Granite School Dis-trict. Sait Lake City. Utah. "and mark-ed in the lower left-hand corner, "Bids" or such bids can be delivered to the Board of Education at the said time and place of opening same. Bids must not centals conditions, aualiteations, propositions or any other iblics: than those mentioned in plans, specifications, drawings, contracts and bond, and bidder must use the form of bids which will be found at the office of the said architests, and no other form of bid will be received.

of the suid architects, and no other form of hid will be received. A certified or cashier's check on some bank in Sait Lake City, Utah, for at least 5 per cent of the amount of each hid must be inclosed. Each check is to be made narable to the undersigned, and a to be forfeited to the undersigned, and as to be forfeited to the undersigned in make the bid is accepted and the bidder free net enter into the contract within three days after its acceptance, for the faithful execution of the contract and bond hereinafter mentioned. The proposed contract and bond are also at the office of said architects, and son there be examined. A bond must be furnished for one-half of the bids are to be for the following work and no subdivisions will be con-sidered:

First-For Excavating, Cemont Con-rete Footings, Brick Work and Cut For Cement Floors, and Lath-

Second-For Cement Floors, and Lean-e and Plastering. Third-For Corpenter, Joiner Work, onstructional Iron and Steel Work and inlahed Hardware. Fourth-For Painting. Fifth-Tin and Galvanized Iron Work. Sixth-For Heating and Ventilating. Seventh-For Plumbing and Drainage. The undersigned reserves the right to reject any and all bide. BOARD OF EDUCATION. Granite School District.

#### DELINQUENT NOTICE.

The Madsen Gold Mining & Milling Co. The pair place of business Salt Lake Hy, Utab. Notice - There are delinquent in the following described stock, on ac-ount of messessment No. 15, levied on the ist day of June, 1905, the several amounts

et opposite the names of t	the real	nounts pective
hareholders as follows: No.	No.	
Name. No., Curt. V. F. Meyer	Shrs. 3,000	Amt. \$ 3.75
V. F. Moyer	25	.04
Name.         Cort.           V. F. Meyer	1,000 1,500	1.88
I. M. Dougall	1,000 428	1.25
W. Beckman	200 60	.63
P. Thompson	2,000 2,000	$2.50 \\ 2.50$
P. Thompson	1,000 612	1.25
P. Thompson	1.000	1.25
lice York	$123 \\ 2,000$	$   \begin{array}{r}     .15 \\     2.50 \\     7.50 \\   \end{array} $
J. V1501	6.000	1.30
J. Visel	857 5,000	$1.07 \\ 6.25$
J. V1861         313           J. V1861         313           izzie V1se1         313           izzie V1se1         315           izzie V1se1         315           izzie V1se1         315           ibert V1se1         316           ibert V1se1         317           tho V1se1         317           tho V1se1         316           rto V1se1         317           tho V1se1         318           m T. White         318           ohn T. White         614           trs. M. J. Ross         317           trs. M. J. Ross         318           prs. E. M. Kelly         328           prs. E. M. Kelly         328           prs. E. M. Kelly         329           prs. E. M. Kelly         329           prs. Worthen         329           prs. Worthen         329           prsus Worthen         329           prsus Worthen         328	$1,000 \\ 1,500$	1.80
izzle Visel	306	.38
bert Visel	1,509	1.88
tto Visel	1,500	1.88
110 Visel	$\frac{185}{2,000}$	.23 2,50
h. R. Kelly	2,265 1.000	2.83
ohn T. White	1,500	1.88
rs. M. J. Ross	400	.50
Irs. M. J. Ross	990	.15
ergua Worthen	1,122 200 500	1.40
ergus Worthen	84	.63
ergus Worthen	500 250	.83
ergus         Worthen         334           ergus         Worthen         335           ergus         Worthen         336           E         Hampshire         336           E         Hampshire         336           E         Hampshire         336           M         Boyden         237           A         Nelson         237           A         Nelson         232           I         A         Nelson         712           Jable         Worthen         625           I         L         Cummings         356           I         L         Cummings         359           A         Worthen         359           A         Worthen         359           D         MacLesn         452	30 250	.04
M. Boyden	1,000	.04
L. A. Nelson	1,000	1,25
L A. Nelson	500 307	.83 .38
lable Worthen	$\frac{1.22}{2,000}$	$2.50^{15}$
L. L. Cummings	245 2.009	.31
A. Worthen	500	62
D. MacLean	208	. 50
W. Madsen	2.300 2.325	2 75 2 90
H. MATHU	1,000	1.25
E. Kimball	1,000	1.25
<ul> <li>F. Kimball</li></ul>	200 24	.25
P. Broyles	1,000	.63
R. Wightman	122	.13
R. Wightman         759           B. Tagreen         311           H. Ingreen         667           ell W. Madsen         941           G. Kirkendall         397           G. Kirkendall         393           Glaser         293           Glaser         398		-45
E. B. Isgreen	60 1.000	1.25
oli W. Madsen	1.000	1.25
G. Kirkendall	60 600	.05 .75
Glaser	1,000	1.25
Glaser	200 200	.50
Glaser	250-200	.67
Glaser commences	250 356	,83 ,45
Glaner	600	1.25
A. Hutchlach	122	.15
L E. Stall	60	.08
W. Mixon	- 00 - 60	. 63
Irs. Jery Daly	200 84	.88
Irs Jery Daly	216 500	.27
R. McDonald	60	.03
hns. Edwards	12	02
B. Schlunces	63	,63
W. Wall	250 30	.81
J. Thomas	3.315	4.14
Irs. N. M. Madsen752 H. Snell	** 689	.74
H. Snell	500	.63
A. Henrichsen	1.000	1.25
Irs. C. W. Houtz	6.8(0	8.50
W. Klasell	500 500	- 63
Castelina	1,000	1.85
co. Aseto	500 72-0	-63
a Bonnetto	1 000	.94
G         Kirkendall         512           Glaser         292           Glaser         293           Glaser         394           Glaser         486           Glaser         486           Glaser         487           Glaser         487           Glaser         487           Glaser         487           Glaser         487           Glaser         481           Star         481           H. Stall         491           F. Jery Daly         491           F. Jery Daly         491           F. McDonald         493           R. McDonald         493           R. McDonald         497           B. Schlinness         493           J. Thomas         493           J. Thomas         494           J. Thomas         493	100	1.13
And in accordance with Ia	w and a	-10 m

son presided. The following speakers, all old intimate acquaintances of the deceased, testified to his steriling qual-ities as a husband, father, Church member and citizen: Elders M. B. Shipp, Wm. L. Hayes, B. W. Driggs, Robert Thorne, L. P. Lund, Wm. M. Frampton, A. W. Harper and Bishop S. L. Swensen. The choir rendered most excellent by Milan Attwood, the dedicatory at the grave by Fred Thorne. Business houses were closed during the services, and every respect was shown the deceased, who had done so much for

Special Correspondence. Pleasant Grove, Utab Co., Aug. 2.-Che funeral of the late Franklin Beers via held here yesterday afternoon, and Well attended. Bishop S. L. Swen esided. The following speaker

anal time in which to prepare and rve proposed amendments to the deendant's proposed bill of exceptions a sppcal in the above action. Lewis C. Cunningham. a former ect of Great Britain, was admitted to citizenship.

## PRISONER ASTONISHED.

#### Planned to Escape but Has Hose Turned On Him When Discovered.

J. H. Cook, one of the two men arested at Evanston, who have confess-d to robbing a store at Reno, Nev., ind who are being held at the Weber rounty jail for the Nevada officers, was caught yesterday afternoon by Depthy Share. Was caught as caught yesterday afternoon by Deputy Sheriffs Sebring and Wilson in an attempt to break jail. The pris-oners are permitted every few days to go out into the main corridor of the fail just outside of the cells for a walk, so that they may get exercise. Yester-day they were all turned out into the corridor. About an hour later the two corridor. About an hour later the two officers went into the jail to lock them b, but Cook was missing. They did of make any alarm, but quietly looked found the corridor, and observed Cook wing flat on top of the cells in the ust evidently awaiting a chance when beputy Shoriff Cave came in with the puty sheriff Cave came in with the per to perhaps strike the officer ron bar and make his escape, officers took a novel way of m know they knew where he the have here where he if them stepped outside and, the lawn hose, which they the hydrant, and at a water was turned on full by Cook in the face and on the lawn here are and on

roof on which he was soaking him and coverdust. So surprised was he cted shower bath that he and fell backwards from the cement floor. He was in the dark cell on bread

# JUDGE DEE'S SUCCESSORS.

#### agar Companies Elect Vice Presidents To Fill Vacancies.

neeting of the Amalgamated meeting of the Amaigamated sompany officers held yesterday on. Hon. H. H. Spencer was vice president to fill the va-caused by the death of Judge s D. Des. Mr. Spencer has been connected with the business of mpany spece its commencement.



was the heavle the past year at the county clerk's office, in the filing of suits and the granting of marriage licenses. Last month there were 21 civil suits filed in the Second district court, and 21 mar-riage licenses granted. There was a filing fee paid on these actions of \$463.40 for the month, which is heavy fees for the county clerk's office.

BRIEFS AND PERSONALS. Sheriff Bailey is investigating the theft of a rifle and shot gun belonging to the old gentleman Morgan, who was taken in custody a few days ago in a demented condition. The articles were

stolen from a room where he had some of his goods stored. Miss Brain of Salt Lake City is vis-iting in Ogden, the guest of her uncle, Joseph Balley and family.

Prof. Thomas McKay has returned from Logan, where he went to attend the funeral of Elder Keller. The Weber stake academy teachers

and students are making arrangements for a grand excursion to Saltair beach Aug, 10. Special trains will be run Aug. 10. Special trains will be run from Ogden for the occasion. This will be a reunion of the academy students and promises to be one of the most en-joyable outings of the season. Miss Zilma Farr has returned from a month's pleasure trip to the Mount Hood county and the Lewis and Clark erroration.

exposition. Charles Stout, who has been practis-

ing law in Ogden during the past four years, will leave this week for Seattle, Wash, where he expects to locate and move his family. Mr. and Mrs. W. A. Taylor have re-

thread from a pleasure trip east to their old home in Greenville, III. Mrs. Emma Ramsey-Morris of Salt Lake City is visiting in Ogden with her sister, Mrs. E. K. Carroll, and friends.

Blackman & Griffin have amended their articles of incorporation, increas-ing their capital stock from \$20,000 to ing the \$100,000.

Barnum & Bailey's big circus, one of the largest and finest circuses in the world, comes to Ogden Friday for two performances, afternoon and evening.

#### Weiter and the state of the sta

Was Wasting Away. "I had been troubled with kidney dis-ease for the last five years," writes Rob-ert R. Watts, of Salem, Mo. "I lost flesh D' connected with the business of sompany since its commencement, will make an excellent man for mortant position. The vacancles directorate were filled by Wil-H Wattis and Mathew S. Brown-arge stockholders in the company. directors' meeting of the Lewis-bugar company was also held, im-ately after the Amalgamated com-



faces without obtaining any marks t, but was cured by Foley's Kidne and I desire to add my testimon it may be the cause of restorin cause to Refu The Century Gold Mining & Milling Co. Principal place of business Salt Lake the health of others." Refuse su tutes, For sale by F. J. Hill Drug Co. Principal place of business Balt Lake City, Utah. Notice.—There are delinquent on the following described stock, on ac-count of assessment No. 15. levied on the 21st day of June, 1905, the several amounts set opposite the names of the respective shareholders as follows: No. No. SALINA. LIQUOR CAUSES DEATH. No. Name Smith ... Alfred Nielson Falls Under Moving Train and Killed-Accident at Elsinore. Nicken (Jacobs) lost his life als morn-ing at about 2 o'clock at the Rio Grande Western denot by being run over by the train which was returning from the circus at Froys. According to the Herald correspondent, Nielson had been out artiguting in the field, and when returning home he passed the depot, where he saw a lot of young men drinking and having an all around good time waiting for the return of the cir-Smith Smith Smith Smith time waiting for the return of the cir-cus visitors. Nielson joined them and when the train pulled in he was pretty well under the influence of liquor. He elimbed upon the platform of one of the reaches and, when the train started up he is some with lost he belance and 1,364 Smith Smith 1,491 1,497 1,498 1,499 1,500 1,501 1,502 1,503 up, he in some way lost his balance and fell between two of the coaches. His legs fell across one of the rails, and the wheels nassed over them, cutting one leg off just above the knee and the one leg on just above the snee and the other just below the knee. Medical as-sistance was called at once, but he died in about two hours from the shock and loss of blood. Nielson was born and reared in Salina. He was about 22 years A. Smith 1.506 R. Cutler R. Cutler R. Cutler  $\frac{1.154}{1.409}$  $\frac{1.420}{1.420}$ D. Higginbotham, 1.452 C. Smith

C. Smith Madsen, Trusteel Knudson Caillson noon. The boy was riding norseback near the city cemetery and in some way he lost his balance and fell off, hitting his head on a rock. He was unconscious when found and remained so for several hours, until restored by medicial aid. He is now out of danger. S. Campbell .... 1.526 1.536 1.537 1.695 Spargo Spargo Spargo Nelson

C. M. Benedict L. A. Copeland Jas. Ingebretsen, Tr. Jas. Ingebretsen, Tr. Jas. Ingebretsen Horace G. Newhall. Horace G. Newhall. M. E. Colby Phil Allen, Jr. T. Lincoln Brown T. Lincoln Brown T. Lincoln Brown Newha

Incoln Brown. Mrs. A. G. Brown. T. C. Goode ..... Chas. Goode ..... J. Pau J. Pau

Ben Berryman .... Ben Berryman .... Toronto .....

Solt of Letters of Administration in the estate of William H. Coshell, deceased, has been set for hearing on Saturday, the 12th day of August, A. D. 1995, at 10 o'clock a. m., at the County Court Housa, in the Court Room of said Court, In Sait Lake City, Sait Lake County, Utah. Witness the Clerk of said Court with the seal thereof affixed this 27th day of July, A. D. 1995. (Seal) J. U. ELDREDGE JR., Clerk. By W. H. Farnsworth, Deputy Cherk, Ray Van Cott, Attorney for Petitlone.

Ray Van Cott. Attorney for Petitioner. IN THE DISTRICT COURT. PRO-bate Division, in and for Sait Lake Coun-ty. State of Utah. In the matter of the estate of Jesse W. G. Howard, Deceased Notice.—The petition of William Howard, praying of the issuance to himself of Let-ters of Administration in the estate of Jesse W. G. Howard, deceased, has been set for hearing on Saturday, the 5th day of August, A. D. 1965, at 19 o'clock a. m., at the County Court House, in the Court Room of said Court, in Sait Lake City, Sait Lake County, Utah. Witness the Clerk of said Court with the seal thereof affixed, this 25th day of Joly. A. D. 1905. (Seal) J. U. ELDREDGE, JR., Clerk, By W. H. Parnsworth, Deputy Clerk. Sulfuan & Barnes, Attorneys for Peti-tioner

tioner IN THE DISTRICT COURT, PRC bate Division, in and for Sait Lake Coun-ty. State of Utah. In the matter of the estate of Rosella Johnson, Deceased, No-tice.—The petition of William W. Wilson, administrator of the estate of Rosella Johnson, deceased for confirmation of the sale of the following described real estate of said decedent, to-wit: All of lots 6, 7, 8, 9, 10 and 11 of the south  $\frac{1}{2}$ , of block 76. Sandy City plat. Sait Lake Co., Utah. for the sum of \$10.00. And upon the fol-lowing terms, to-wit: 10 per cent due day of sale and balance upon confirmation by Court, as appears from the return of sale, filed in this Court, has been set for hear-ing on Saturday, the 5th day of July A. D. 1905, at 10 o'clock a. m., at the County Court House, in the Court Room of said Court in Suit Lake City, Sait Lake Coun-ty, Utah. Witness the Clerk of said Court with 20.09 40.00 52.00 20.00 2.00 ty, Utah. Witness the Clerk of said Court, with the seal thereof affixed this 21st day of June, A. D. 1905. (Seal) J. U. ELDREDGE JR., Clerk, By W. H. Farnsworth, Deputy Clerk, C. E. Marks, Attorney for Estate. 8.00 12.00 20.00 4,00 10,00 4,64 20,00 8,00 4,00 8,00 14,00 8,00

By W. H. Farnsworth, Deputy Clerk, C. E. Marks, Attorney for Estate. IN THE DISTRICT COURT, PRO-bate Division, in and for Sait Lake Coun-ty, State of Utah. In the matter of the estate of Mellesa C. Kimball, Deceased, Notice.-The petition of Robert T. Kim-ball, administrator of the estate of Mells-sa C. Kimball, deceased, praying for an order to morigage real property of said decedent, and that all persons interested appéar before the said Court to show cause why an order should not be grant-ed to morigage so much as shall be nec-essary, of the following described real estate of said deceased, to-wit: All of lot 28, and morth half of lot 25, in block I, of Walker's Subdivision of block 5, of plat "A." Sait Lake Clury survey, has been set for hearing on Saturday, the 19th day of August, A. D. 1965, at 10 o'clock a. m., at the County Court House, in the Court Room of said Court, in Sait Lake Cliv, Sait Lake County, Utah. Witnees the Clerk of said Court, with the seal thereof affixed this 25th day of July A. D. 1995. (Seal) J. U. ELDREDGE, JR., Clerk, By W. H. Farnsworth, Deputy Clerk. N. V. Jones, Attorney for Administra-tor. 20.00 20.00 8.00 20.00 16.00 4.00

20.00 56.00 80.00

5th day of August, A. D. Bas, at 19 clock a. m. at the County Court House, in the Court Room of said Court, in Sait Lake City, Sail Lake County, Utah. Witness the Clerk of said Court, with the seal thereof affixed this 26th day of July, A. D. 196. (Seal) J. U. ELDREDGE, JR. Clerk. By W. H. Farnsworth, Deputy Clerk, Young & Moyle, Attorneys for Execu-tors.

Young & Moyle, Attorneys for Execu-tors. IN THE DISTRICT COURT. PRO-bate Division, in and for Salt Lake Coun-ty, State of Utah. In the matter of the estate of Elijah F: Sheets, Deceased. Notice.-The petition of Nephi M. Sheets, Ed. L. Sheets and Edwin R. Sheets, ex-ecutors of the estate of Elijah F. Sheets, deceased, for confirmation of the sals of the following described real and personal property of said decedent, to-wit: All of lots 7 and 8 in block M. Five Acre plat A. Big Field survey, Salt Lake Coun-ty, Utah, for the sum of sil.200,00. Also lots 27 and 28 block I. Hampton's Sub-division of lots 2, 10 and II, block 18, Five Acre plat "A.". Big Field survey. Salt Lake County, Utah. for E.100,00. Also shares of the capital stock of the Utah Sugar Company \$55,00; 78 shares common, stock Utah. Sugar Company, \$52,59; 10 shares capital stock Commercial National Bank, \$1,00,00; 2 shares capital stock Descret Savings Bank, \$670,00; 3 shares capital stock Z. C. M. I. \$185,50; 1 share capital stock Z. M. Mard States of life capital stock Z. M. M. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,50; 1 share capital stock Z. C. M. J. \$257,

is the provide atterneys. IN THE DISTRICT COURT, PROBATE Division, in and for Salt Lake County, State of Utah. In the matter of the ex-tate of Samuel L. Sprague, deceased. Notice-The petition for approval of his proceedings under the will by the execu-tor of the estate of Samuel L. Sprague, deceased, has been set for hearing on Saturday the 19th day of August, A. D. 1965, at 19 o'clock a. m., at the County Court. House in the Court Room of said Court. in Salt Lake City, Salt Lake County, Utah. Guilt found in Salt Lake City, Salt Lake County, Utah. Witness the Clerk of Bald Court with the seal thereof affixed this ist day of August, A. D. 1995. (Seal) J. U. ELDRERGE, JR., Clerk, By W. H. Farnsworth, Deputy Clerk, G. H. Backman, Atterney for Executor.

G. H. Backman, Atterney for Executor. IN THE DISTRICT COURT, PRO-bate Division, in and for Salt Lake Coun-ty. State of Utah. In the matter of the estate of Caroline E. Van Cott, Deceased. Notice-The petition of Seima V. C. Tay-jor, administratrix of the estate of Caro-line E. Van Cott, deceased, praying for the settlement of final account of sald administratrix and for the distribution of the residue of said estate to the persons entitled, has been set for hearing on Sat-urday, the Sth day of August, A. D. 1905, at 10 o'olock a, m., at the County, Utah. Witness the Clerk of said Court, in Salt Lake City, Salt Lake County, Utah. Witness the Clerk of said Court with the seel thereof affixed this Elet day of July, A. D. 1905. (Seal) J. U. ELDREDGE. JR., Clerk By W. H. Farnsworth, Deputy Clerk, Butherland, Van Cott & Allison, Attor-neys for Estate.

Butherland, V.

#### NOTICE.

To Whom It May Concern: Notice is hereby given that the under-ligned having paid to the Utah Woolgrow-ers' Association all dues and assessments levied against them to date, have with-drawn from said Association, and hereafter not be responsible for an ation of the said association rs or members and all p rity which said association members may have had to act n behalf of the undersigned is evoked.

ereby revoked. Dated this 22nd day of July, 1998. H. D. BOLEY, T. R. PARKER, CARL ANDERSON, T. J. CHIPMAN, R. B. CHIPMAN, WILLARD CHIPMAN, A. B. ADAMS, A. F. ADAMS,

And in accordance with law and an or-der of the Beard of Directors made on the 6th day of May, 1995, so many shares of each parcel of stock as may be neces-sary, will be sold at the office of the com-pany, 51 East First South Street, Salt Lake City, Utah, on the loth day of Au-gust, 1995, at 3 p. m., to pay the delin-quent assessment. together with cost of advertising and expense of sale. R. W. MADSEN, Secy. Dated Salt Lake City, July 25, 1995.