BANK DIRECTORS WERE NEGLIGENT

Stockholders in Citizens Bank of Ogden Have Made Out a Case.

SUPREME COURT SO DECIDES

Ultimate Rights of Plaintiffs to be Yet Determined—Other Court Matters.

The Supreme court delivered an opinion this afternoon in the case of [illegible] Warren et al, appellants, vs. Theodore Robbins et al, holding that the plaintiffs had established a prima facie case against Charles M. [illegible], H. H. Spencer, George Murphy, Ad Kuhn, H. A. [illegible], S. S. [illegible] and W. M. Carey and setting aside the judgment of the lower court with respect to them.

Action in this case was brought by the plaintiff and others, all stockholders in the defunct Citizens Bank of Ogden, against Theodore Robbins et al, directors of the bank to recover damages in the sum of [illegible], alleging negligence on the part of the directors in handling the affairs of the bank and insufficient attention to the business affairs.

Plaintiffs, among other things, alleged that the defendants permitted a large number of worthless loans to be made and funds of the bank to be frittered away, by reason of which, it was alleged, plaintiffs lost in the neighborhood of [illegible].

The case was tried before Judge McCarty at Ogden, who non-suited the plaintiffs, whereupon appeal was taken. [illegible]

[illegible]

AN ALLEGED NUISANCE.

[illegible]

Trial of a Damage Suit.

[illegible]

Court Had No Jurisdiction.

[illegible]

Judgment by Default.

[illegible]

Mrs. Griffin Appointed.

[illegible]

The Lawyers Win.

[illegible]

[illegible] are dissatisfied with the verdict as the prospects of an appeal to the Supreme court are exceedingly bright.

COURT NOTES.

All the jurors serving in Judge Norrell's court were today excused for the term.

Judge Norrell today continued indefinitely the cases of Ephraim E. [illegible] vs the Salt Lake Rapid Transit company, and L. A. Lebecher vs Ange[illegible] M. Cooper.

WALLACE GOES FREE.

Star Witness Against the Alleged Burglar Down with Measles.

Joe Wallace, the alleged burglar, was yesterday afternoon was bound over and placed in the custody of the sheriff [illegible] Later it developed that Miss Clark was down with that infantile complaint, the measles, while Mr. Harry Joseph was away on a mining trip down to [illegible].

As soon as this news was divulged to Attorney [illegible] the hitherto dejected looking defendant promptly straightened up and said something down through [illegible] of hair actually indulged in a smile.

The court then looked over his spectacles and asked the prisoner whether he had been outside of Salt Lake City.

"Yes sir I have," came the quick response.

"Well, in the face of the fact that it will take quite three weeks before the witness can leave her house, I will let you go on your own recognizance and you had better get out of town as this is not a healthy place for you," said Justice Timmony.

[illegible]

Mrs. Margonetti, who threw a rock at a domestic named Alice [illegible] and chased her around the house at the end of a broom, was then given the alternative, $10 or ten days in jail. [illegible]

Quite a lively tilt occurred during the hearing of the case between Attorney [illegible] for the defense and Prosecutor Chris Diehl. [illegible]

[illegible]

LICENSED TO MARRY.

[illegible]

PIONEER PARK.

[illegible]

AGUINALDO'S PICTURE TREK.

(New York Journal.)

[illegible]

CLEARING HOUSE REPORT.

[illegible]

ORE AND BULLION REPORTS.

[illegible]

BAMBERGER & McMILLAN.

[illegible]

T. R. JONES & CO.

[illegible]

McCORNICK & CO.

[illegible]

BY TEAMS OR BY RAILROADS.

Utah and Pacific Freight Rates are Met by Teamsters.

BATHING IN THE LAKE.

Around the World in Thirty Days—Excursion to Tintic on Sunday—A Heavy Train.

Freight is moving in considerable quantities over the Utah & Pacific, and the teamsters have made new rates in order to meet the competition of the new railroad. It is thought by some that the road will soon still further reduce its freight rates on first-class freight and that competition by team freighting will then be out of the question.

From Milford to De La Mar by team freight was formerly $1.50 per hundred. When the railroad went from Milford to Lund, the team freights were reduced to $1.25 per hundred.

At present the railroad freights from Milford to McCune, nearly half the distance to De La Mar, will be for coal only 15 cents per 100 pounds in carload lots and an average of 25 cents per hundred on merchandise and supplies in mixed and carload lots.

The movement of freight on the Utah & Pacific is already considerable, and the matter of team freighting will probably adjust itself before long. Some freighters will prefer to continue in the business at reduced rates rather than go out altogether. And this is what they are doing. They now offer to haul from Milford to De La Mar for $1.15, or from De La Mar to Modena for 90 cents per hundred. That is, they offer to haul for 55 cents over one-half of the route and for 60 cents over the other half. This shows that the teamsters are making an attempt to compete with the railroad. [illegible]

[illegible]

IN THIRTY DAYS.

[illegible]

[illegible] done, and by the lowering of grades, elimination of curves, laying of new steel rails and the purchase of heavy motive power they have very materially added to the number of cars per train.

But it was not until the 17th of March last that a demonstration was made of what might be expected of the new Baltimore & Ohio railroad. Enough new 50 ton capacity steel cars had been delivered to give the operating department a chance to experiment. Fifty steel cars, each weighing 34,000 pounds, were loaded with an average of [illegible] pounds of coal. To them was coupled a new [illegible] inch consolidated locomotive weighing [illegible] pounds and having 24 inch driving wheels.

The start was made from Cumberland, Md., and the destination was Brunswick, Md., on th second division. In his report General Superintendent Fitzgerald says the train was pulled with comparative ease and the class of engines used will be able to handle 50 cars of 50 tons capacity each on that division without trouble.

Hitherto the train load on that division has been [illegible] units of [illegible] tons each or about 2,250 tons, 40 per cent increase over that of five years ago. The 50 car train was computed as containing 67 units, or [illegible] pounds gross. The net weight of coal in the train was [illegible] pounds.

It was by far the heaviest train ever handled over the line and demonstrated that heavy power, modern equipment with safety appliances, and a good track, mean more tonnage miles per mile and a decreased cost of transportation.

BATHED IN THE LAKE.

A Cool Plunge Taken by Two Railroaders Yesterday Afternoon.

Mr. E. D. Brighton, assistant general freight agent of the C. & N. W. at Chicago, in private car No. [illegible], arrived yesterday. He was accompanied by Mr. E. E. Osborn, general attorney for the same line, Mr. J. H. Morton and several ladies.

Mr. Brigham and Mr. Osborn took a plunge in the lake. The former, being an all-round athlete, got on well in the water. Mr. Osborn, also a member of the Chicago Athletic club, did not suffer any inconvenience from the cool plunge at this season of the year.

They went east again last evening. At 5 o'clock Mr. Daynes gave them an organ recital in the Tabernacle. The visitors were delighted with the town, the lake and the music. They are coming again.

MINING EXCURSION.

Oregon Short Line to Tintic and Mercur Next Sunday.

[illegible]

SIGN OF GOOD TIMES.

Railroads Building in the West Show Industrial Improvement.

[illegible]

Mason Line Sold.

[illegible]

RAILROAD NOTES.

[illegible]

THE HEAVIEST B. & O. TRAIN.

[illegible]

How are the mighty fallen!

A king of Assyria, a king of Egypt and a Babylonian queen were sold in bulk in London a short time ago for the small sum of $17.

This shows that it is not safe to make a mummy of yourself for coming generations to profit by your ability to keep.

One thing encouraging is that these royal people were no shoes.

We therefore have hopes of supplying their needs, and also yours, with our new creations in spring and summer footwear for men's or women's wear.

All at any price, cost of the realm.

Our spring catalogue now ready.

Davis Shoe Co.

[illegible] national meeting at Los Angeles from July 11th to 14th. This will also allow stopover privileges. A one-fare rate is also allowed to the peace jubilee at Washington from May 23rd to May 25th.

BUSINESS NOTES.

Several large transactions in Utah Sugar company stock have been closed up in the last few days, the investors being capitalists who are turning to sugar for the first time; one deal involving $1,000 was made by a prominent [illegible] man, who bought for a permanent investment, and whose purchase gives him the right to subscribe for an equivalent sum of the new issue of stock at par; the price paid was $14. Several other large deals have been made by parties who wish to subscribe for the new issue.

"Quite a number of shares of sugar stock have changed hands in the past three days," said Mr. Whitney, secretary of the company, this morning. "The buyers are generally people who have made money in the mines, the sellers are stockholders who are willing to close out a part of their holdings at the present premium in order to be in a position to pay cash for their pro rata of the new issue. Not a single stockholder, that I know of, has sold out entirely. The amounts which have changed hands simply represent parts of the holdings of various stockholders."

* * *

N. C. Flygare has been appointed manager of the Ogden Sugar company in place of Jos. Clark, resigned.

* * *

A small block of Z. C. M. I. stock changed hands this morning at $125.50.

WITHOUT SNOW SHOES.

Robert Brighton Comes Down from the Peaks of Cottonwoods.

Robert Brighton is down from the head of Big Cottonwood canyon, where he has spent the last month, shoveling the deep snows off the roofs of the cottages. He reports that one more cottage has succumbed to the weight of the snow, that of Mr. Sheets. He has been engaged to repair the Hoamer cottage, which suffered most by the severe winter. Mr. Brighton says there would hardly have been a roof left intact had not the snow frozen almost solid, thus in a measure becoming self-supporting. It still lies at the depth of eight to ten feet on Brighton Flat, and is packed solid, so that he needed no snow shoes to walk down the canyon.

TO REPAIR THE MILL.

City Recorder Beckman is about to advertise for bids for repairing the old mill in Liberty Park. Two Brims [illegible] of bids at last night's Council meeting, but they were filed until other bidders can be heard from.

PERSONAL.

J. B. Hoga of Detroit is at the Knutsford.

J. H. Cleland of Portland is at the Walker.

J. H. Bowie of Nevada is at the Knutsford.

N. W. Andrews of Ohio is at the Knutsford.

F. Henry of Wells, Nev., is at the White House.

At the Kenyon hotel is W. S. Pyle of Dillon, Mont.

A. citizen of Stockton is installed at the White House.

C. E. Elliott of Atchison, Kansas, is a guest of the Kenyon.

"Geo. W. Hart, St. Joe, Mo., is on the White House book.

C. H. Lanther, a Bostonian, can be found at Gus Holmes' place.

Mrs. McLean of Minneapolis is a guest of the Knutsford.

Gideon Snyder of Ogden is in town. He is "booked" at the Cullen.

[illegible]

TWO EXCHANGES ARE TOO MUCH.

Warm Weather Beginning to Make This Quite Apparent.

NOT SUFFICIENT BUSINESS.

Day's Record 63,300 Shares for $17,313.24—To Bond La Sal Claims—Mining Notes.

With the approach of warm weather it becomes more and more apparent that there is a superfluity of stock exchanges in this city, one being an "ample sufficiency" for all the business to be transacted. Today this fact was clearly demonstrated, the sales of both calls reaching but 63,300 shares for the sum of $17,313.24. On the old board business was motionlessly lively, the higher priced stocks being dealt in to a good degree and the record reaching 34,600 shares for $15,[illegible], but on the new exchange sales were few and far between and would have amounted to almost a nonentity had not Anthe come to the rescue as on the day before, and swelled the number of shares sold to 28,800, for which buyers paid $1,[illegible]. It is evident that it is overdoing the thing to attempt to operate two exchanges in this city. Business, especially during the summer, does not justify it.

WAS NOT SO ACTIVE.

Business on the Utah Exchange Vested Mainly in Antler.

There was a seeming lack of activity on the Utah exchange today, although the transfer slips showed sales of 28,[illegible] shares for $1,[illegible]. Antler, of course, was the leading seller, this stock alone subscribing 25,000 shares [illegible] cents a share. Dalton sold for [illegible] cents, while Daisy made transfers at [illegible], and 28 cents, Four Aces at a similar figure and Geyser-Marion at 29 cents. Northern Light was dealt in at [illegible] cents, and after the call the brokers adopted the resolution concerning futures, published in these columns a week ago, and then sauntered on to the curb where business was continued during the afternoon.

Figures were posted as follows:

DIVIDEND PAYERS.

Stocks.	Bid.	Asked.
Ajax	1 28	1 45
Chloride Point	[illegible]	[illegible]
Dalton & Lark	[illegible]	[illegible]
Grand Central	[illegible]	[illegible]
Galena	[illegible]	[illegible]
Geyser-Marion	[illegible]	[illegible]
Mercur	[illegible]	[illegible]
Sacramento	[illegible]	[illegible]
Swansea	[illegible]	[illegible]
South Swansea	[illegible]	[illegible]
Utah	[illegible]	[illegible]

PRODUCING MINES.

Stocks.	Bid.	Asked.
Buckeye	[illegible]	[illegible]
Daisy	[illegible]	[illegible]
Dalton	[illegible]	[illegible]
Deseret	[illegible]	[illegible]
Daly-West	[illegible]	[illegible]
Eagle and Blue Bell	[illegible]	[illegible]
Four Aces	[illegible]	[illegible]
Frisco	[illegible]	[illegible]
Golden Eagle	[illegible]	[illegible]
Garnet	[illegible]	[illegible]
Joe Bowers	[illegible]	[illegible]
Lower Mammoth	[illegible]	[illegible]
Northern Light	[illegible]	[illegible]
Showers Con.	[illegible]	[illegible]
Star Con.	[illegible]	[illegible]
Sunbeam	[illegible]	[illegible]
Sunshine	[illegible]	[illegible]

LISTED PROSPECTS.

Stocks.	Bid.	Asked.
Antler	[illegible]	[illegible]
Boston-De La Mar	[illegible]	[illegible]
Black Warrior	[illegible]	[illegible]
Cedar Valley	[illegible]	[illegible]
Eagle	[illegible]	[illegible]
Emerald	[illegible]	[illegible]
Gold Hill	[illegible]	[illegible]
Gold Treasure	[illegible]	[illegible]
Homestake	[illegible]	[illegible]
International	[illegible]	[illegible]
Joe Bowers Extension	[illegible]	[illegible]
Little Pittsburg	[illegible]	[illegible]
May Day	[illegible]	[illegible]
Midnight Bowers	[illegible]	[illegible]
Oriental	[illegible]	[illegible]
Success	[illegible]	[illegible]
Solomon's Treasure	[illegible]	[illegible]
Silver City Con.	[illegible]	[illegible]
Twelve-Thirty	[illegible]	[illegible]
Triumph	[illegible]	[illegible]
Utah Saltpeter	[illegible]	[illegible]
Valeo	[illegible]	[illegible]
West Daisy	[illegible]	[illegible]
Wandering Jew	[illegible]	[illegible]
White Star	[illegible]	[illegible]
Yankee Consolidated	[illegible]	[illegible]

STOCK TRANSACTIONS.

[illegible]

To Bond La Sal Claims.

[illegible]

MINING NOTES.

[illegible]

CONFUSING MEDICAL NAMES.

New Orleans Times-Democrat.

[illegible]

the convention of the Western—hold on! give me time!—the Western Ophthalmologic and Oto-Laryngologic association. The title means simply eye, ear and throat, but of course it would be shocking bad form to give it any such plebeian rendering before a member, so I did my best, some days in advance, to commit the confounded thing to memory. I got so I could reel it off all right when I was perfectly calm, but if I became the least excited or nervous I was dead certain to get it 'pied,' as the printers say. Well, when my friend arrived I took him around to my club to make him acquainted, and then my troubles began. The very first time I undertook to introduce him I described him as 'Dr. Black of the Opgalmogic and Alo-Larrygantical association.' That destroyed my self-confidence right at the start off, and never once during the entire evening did I manage, by any sort of accident, to get the blasted name right. [illegible] Every now and then my friend would look pained and prompt me in an undertone. 'It's really quite easy,' he said. 'Oh, yes, dead easy!' I groaned, 'as easy as a map of the Philippines.' After that experience I introduced him as my friend, Dr. Black, who is here attending the convention. Then I would fly and leave him to explain himself. If I ever get into the legislature I am going to introduce a bill compelling doctors to talk straight United States."

SOCIALISM.

It Would Supplant Individual Freedom with Organized Servitude.

(Kansas City Star.)

When Herbert Spencer spoke of the Socialists as "being blind to the fact that, by small steps, they are bringing about a state in which the citizen will have lost all freedom," he was doubtless reminded of the fact that man travels in cycles, even as the orbits of planets and suns. Having attained individual freedom through sacrifices and martyrdom, man begins to weave about him again the web of bondage.

The object of the long struggle of the middle class up through the stratum of aristocracy was to establish the individual as a unit of society. From that has come the new demand of the abolition of poverty, and when men declaim about liberty, nowadays, they mean, not freedom, but a right to share alike those luxuries and conveniences which money buys.

The Socialist has evolved a plan [illegible] ruler over the united kingdoms of his own mind and heart. Nations have been great according to the freedom of their citizens. The highest condition of human happiness has always been expressed in the word free. Through the necessity of union to obtain sustenance and enjoy society and defend life, man, early in his career, took unto himself chiefs and kings. Then, finding that these protectors became oppressors, he began the long and yet unfinished struggle for freedom which produced popular government. Having achieved that, he now looks toward socialism, which is the good of the many carried out, practically speaking, to the point of an organized servitude.

In the effort to abolish unjust inequality it is proposed to create an irksome equality. For the sake that no man shall go hungry, man is invited to hypothecate his individuality for an even number of shares in a common table. This principle has been tried by many communal societies in America, and, with a few unimportant exceptions, the bonds of co-operation have become irksome. The experiments in the direction of socialism have been abandoned by mutual consent and with a grateful sense of relief from the bonds that produced an assurance of food and raiment.

If society shall ever become converted to socialism, then the everlasting cycle will go on and the struggle will be to overthrow the power which assumes to feed men and clothe them and care for their health. There will be secret conspiracies and insurrections, and, at last, success for the individual and a great paean of joy over freedom regained. If socialism shall ever become a feature of human civilization, then an axiom will be revived to the effect that it is better to be a lean wolf, free, than a well fed dog, chained, and by that token men will fight and die.

ALWAYS KEEP COOL.

(From the London Tit-Bits.)

John Morrison, a successful commercial traveler, has spent a great part of his career in hotels, and one of his theories has been that the mind can be so trained that a hotel fire ought not to distract the reasoning faculties when presence of mind is needed. He impressed his theory strongly upon Mrs. Morrison by instructing her how to act if they were ever in a hotel that was on fire.

He and his wife were aroused from their slumbers one night by an alarm. The hotel in which they had their rooms was on fire, and there was great confusion and tumult among the guests.

"Now is the time to put into practice what I have always preached to you, my dear," said the gentleman. "Don't get excited. Put on your [illegible] properly and take your time. Don't lose your head. Just watch me."

He calmed Mrs. Morrison's anxiety, handed her the articles necessary to her toilet, put on his collar and cuffs, took his watch from under his pillow and placed it in his pocket, put on his hat, and walked with Mrs. Morrison out of the burning building into the street.

"Now, my dear," he said, when they were safe, "don't you see what a grand thing it is to keep cool and act with a deliberate purpose in an emergency like this? Here you are dressed and over yonder are several ladies in complete dishabille."

Just then Mrs. Morrison for the first time glanced at her husband.

"You are right, John," she said. "It is a grand thing to keep cool and act deliberately, but if I had been you I would have stayed in the room long enough to put on my trousers."

CHURCH NEWS.

[illegible]

TO CURE A COLD IN ONE DAY.

Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. 25c. The genuine has L. B. Q. on each tablet.

[illegible]

MUNYON'S INHALER

Brings Instant Relief to Sufferers from Catarrh, Asthma, Bronchitis, and All Throat and Lung Diseases.

NO EXPERIMENTING NO UNCERTAINTY.

Do Not Be Deceived by Worthless Imitations—Munyon's Inhaler Bears the Stamp of Public Approval.

THOUSANDS HAVE BEEN CURED

Clouds of medicated vapor are inhaled [illegible] all the inflamed and diseased parts which cannot be reached by medicine taken into the stomach.

It penetrates every air passage.

And at once destroys the disease germs.

It is an invigorating tonic to the vital forces.

A remedy which soothes, heals and invigorates.

It positively cures Catarrh and diseases of the nasal organs.

It positively cures diseases of the throat and lungs.

It enables you to cure yourself at home.

It renders unnecessary any cutting, burning or cauterizing.

It destroys at once the bacilli of bronchitis and consumption.

Its use if followed immediately by a sense of relief.

It enables you to save doctors' fees.

If you have a Cold, try it. [illegible]

IT POSITIVELY CURES.

[illegible]

MUNYON'S REMEDIES.

If you have rheumatism, my Rheumatism Cure will cure it in a few hours; my Dyspepsia Cure will cure any case of indigestion or stomach trouble; 90 per cent of kidney complaints including Bright's Disease can be cured with my Kidney Cure; nervous affections and diseases of the heart are controlled and cured by my Nerve and Heart Cure. At all druggists, mostly 25c a vial.

Personal letters to Prof. Munyon, 1505 Arch street, Philadelphia, Pa., answered with free medical advice for any disease.

Cohn's DRY GOODS STORE

We offer a lot of Dress Goods' Remnants, the accumulation of the past three months, selling at a discount of ONE-THIRD from the regular selling prices.

At 44c—25 pieces fancy spring Dress Goods, consisting of All-wool Checks, Velvet Mixtures, Tufted Cords, Mohair Checks and Plaids, goods that sold upto 65c, this week at the low price per yard... 44c

CARTER'S LITTLE LIVER PILLS.

CURE

Sick Headache and relieve all the troubles incident to a bilious state of the system, such as Dizziness, Nausea, Drowsiness, Distress after eating, Pain in the Side, &c. While their most remarkable success has been shown in curing

SICK

Headache, yet Carter's Little Liver Pills are equally valuable in Constipation, curing and preventing this annoying complaint, while they also correct all disorders of the stomach, stimulate the liver and regulate the bowels. Even if they only cured

HEAD

Ache they would be almost priceless to those who suffer from this distressing complaint; but fortunately their goodness does not end here, and those who once try them will find these little pills valuable in so many ways that they will not be willing to do without them. But after all sick head

ACHE

Is the bane of so many lives that here is where we make our great boast. Our pills cure it while others do not.

Carter's Little Liver Pills are very small and very easy to take. One or two pills make a dose. They are strictly vegetable and do not gripe or purge, but by their gentle action please all who use them. In vials at 25 cents; five for $1. Sold by druggists everywhere, or sent by mail.

CARTER MEDICINE CO., New York.

Small Pill. Small Dose. Small Price.

DIED.

HARDY.—At West Weber, April [illegible], 1899, Mary Hardy, wife of [illegible] Hardy, [illegible]

Millennial Star, please copy.

DE MOTT.—In this city April [illegible], 1899, after a sickness of [illegible] [illegible]

[illegible]