

Today's Ogden News

INVESTIGATING WATER TITLES

City Council Looking Up Rights Of City to Ogden River Flow.

DENTISTRY CASE APPEALED.

Supreme Court Will Decide Constitutionality of Dental Statute—Crucity to Animals.

Ogden, Oct. 8.—Under the direction of the city council an investigation is being made into the titles held by the Ogden Waterworks company and Ogden city of the amount of water they each own in Ogden river. This action has been deemed necessary by the city on account of the purchasing of the waterworks system and will be of particular interest to the city during the low water mark of each year.

The work is being done under the direction of F. B. DeVeto, a local abridger, who is busy going through the records in the office of the county recorder and the county clerk. Upon the completion of the work will be determined whether the city will own the water rights or not. It is the opinion of Mayor Brewer and others that with the rights the city owns, together with those that will be acquired by the city from the Waterworks company on Jan. 1, 1909, that there will be ample water to fill the proposed reservoir which the city contemplates erecting.

DENTISTRY CASE APPEALED.

The case of the State of Utah against Dr. H. L. Stonder, charged with practicing dentistry without a certificate from the state board of dental examiners, was tried before Judge Howell and a jury yesterday afternoon, and at the conclusion of the case the jury brought in a verdict of guilty.

Immediately upon the rendition of the verdict the attorney for the defense made a motion for the arrest of judgment, which the court said would be heard on Oct. 17. It is stated that it is the intention of W. R. Hutchinson, attorney for the defense, to appeal the case to the supreme court upon the grounds that the district attorney who tried the case had no authority to do so, as it is claimed the statute provides that the district attorney should try felony cases only and the case at issue charges a misdemeanor. It is also stated that the defense will appeal the case to the supreme court of the state, where the constitutionality of the law requiring dentists to have a certificate from the state board of dental examiners will be contested. The outcome of the case is awaited with interest by all the dentists in the state.

CRUELTY TO ANIMALS.

U. S. Attorney Likely to be Called on To Investigate Shipping Conditions.

Ogden, Oct. 8.—That the United States attorney for Utah may be called upon in the near future to investigate the matter of the handling of livestock in this vicinity by the railroad com-

OGDEN OFFICE:

Basement First National Bank Building.

Correspondent: E. T. Spencer.

Circulator: C. C. Brown, Jr.

Office phones: 397 Bell, 662 Ind.

Home address: 750 25th St.

Office open from 8:30 to 10:30 a. m. and 4 to 6:30 p. m.

Patrons are requested to make immediate complaints regarding unsatisfactory delivery.

many is action that will be probably taken by the officers of the Humane society of Ogden, who have started an investigation at the local stock yards of cattle, horses and sheep that are received here from points in Idaho, Montana, Nevada and California, which have been roughly handled and made to stand in stock cars a long time without food or water.

Yesterday morning Judge Gunnell of the juvenile court and an officer of the Humane society, together with a number of newspaper representatives, visited the Union Stockyards in the western part of the city, where it was reported that there were several head of horses that had been terribly bruised in transportation and which should be killed. Upon arriving at the yards, the conditions were found to have been misrepresented in many instances. The horses and sheep while not in the best of shape were found to be well fed and watered and did not appear to be any the worse for travel.

It was learned, however, from one of the attendants, that a large number of head of stock are received off which are in bad shape when traveling. Whenever this is found, the attendant stated, the animals are immediately put to death. In many cases the railroad companies charge the shipper with carelessness in loading, while the shipper charges the railroad company with furnishing poor loading and transportation facilities, which often results in serious injury to livestock and necessitating the putting to death of the injured animals.

It was found, however, at the stock yards, that the livestock is compelled to stand in several inches of mud in the various pens and corrals. This condition, it is reported, exists for many weeks following storms.

TEACHERS' ASSOCIATION OFFICERS.

At the meeting of the teachers of the Ogden public school, the following officers of the association have been elected for the ensuing year: Miss Ada Patterson of the Madison school, president; Mrs. Mabel Van Vorst of the Grant school, vice president; Miss Alice Johnson of the Lewis school, secretary; Miss Anna Martin of the High school, treasurer.

FUNERAL OF MRS. WEST.

The funeral services over the remains of Mrs. Mary Ann Stratton West, wife of the late Chauncey West, were held at the Third ward meetinghouse yesterday afternoon. Bishop Carl E. Peterson presiding. The speakers were President James Waterspoon, Elders Gilbert Torgerson, Harry W. Nelson and Bishop Peterson.

HON. F. J. KESSEL HOME.

Hon. Fred J. Kessel, one of the fathers of the irrigation congress, returned yesterday afternoon from where he went to attend the sessions of the sixteenth congress. He is highly satisfied with the success of the congress in the heart trophy and of the magnificent showing the state made against other states in displaying products raised under irrigation.

ITALIAN IN DIRE DISTRESS.

Luigi Carlo, an Italian, who was tak-

en from one of the Southern Pacific passenger trains last Saturday while in an apparently demented condition, was taken to the county jail yesterday, where after an examination was made by County Physician Dr. Gordon. It was found that while the man was suffering with a fractured collarbone and shoulder blade, which he had probably received by jumping from the train. It seems that the man was on route from California to his home in Utah and after having lost his railroad transportation and money that he leaped from the moving train when not far from Ogden. He was picked up and brought to Ogden, where he was examined by a number of local physicians to whom he talked irrationally at times. It is thought that the altitude has much to do with the man's temporary condition and that after a few days' rest here under the care of a physician that he will be able to continue his homeward journey.

THE LOST IS FOUND.

"Lonie" Murdock, the 14-year-old daughter of Mr. and Mrs. Thomas Halcy, of 295 1/2 Heath avenue, who ran away from her home Monday afternoon, has been located in Harrisville, and returned to her home by Deputy Sheriff J. Murphy.

WEDDING PERMITS.

Marriage licenses were issued yesterday afternoon to the following: Warren Stokerson and Anna Frodsham, both of Rockland, Idaho; Edmund Hill and Mary Ann Bates, both of North Ogden; and Harry A. Ames and Mrs. Rose Ames, both of Salt Lake City.

FORFEITS PAID.

In the police court yesterday Spot Cullen, charged with resisting an officer, forfeited \$25. Shortly after noon, adjourned Cullen appeared and wanted the amount of bail reduced to \$15, which was refused.

BABY BORN ON TRAIN.

A 10-pound baby boy was born to Mrs. Oscar Anderson of Sacramento, on the east bound S. P. train which arrived here this morning at 7:15. The baby was born shortly after the train left Promontory Point. A physician cared for the child on her arrival here she was sent to the hospital and a trained nurse is caring for the baby. She was on her way to Sweden on a visit. Her husband has been notified.

EXHIBIT AT DEPOT.

The Commercial club has nearly everything required for the display of local resources at the Union depot. A collection of mineral, agricultural and horticultural products is already prepared and will be placed in position as soon as the show cases are finished.

WHERE BULLETS FLEW.

David Parker, of Fayette, N. Y., a veteran of the civil war, who lost a leg at Gettysburg, has a good Electric Bitters have done him worth more than five hundred dollars to me. I spent much money doctoring for a bad case of stomach trouble, but the good Electric Bitters cured me. I now take them as a tonic and they keep me strong and well. 50c at Z. C. M. I. drug store, 112-114 Main St.

TAFT OR BRYAN.

Any Daily Subscriber paying three months in advance will be given a large lithograph of TAFT or BRYAN.

MANTI.

BURNS MURDER HEARING.

State's Evidence Shows That Burns Had Been Threatened by Jensen.

Special Correspondence.

Manti, Oct. 6.—Court convened at 9:30 this morning with H. P. Jensen on the witness stand. The state's case against Burns was presented by Judge William H. King. Frequent reference was made to transcript of testimony in preliminary hearing to go to witness stand. Jensen testified that he could have seen Francis Jensen stab Burns if such a thing had transpired. He watched Burns particularly because he wore a watch and always got next to deceased when he drank. He did not watch Francis Jensen all the time but could see him all the time.

The gun of deceased was exhibited and it was shown that it would have to be cocked with the finger before firing. Witness never saw deceased cock his pistol.

A. B. Walderman, justice of the peace, was called and the record of the case of the State vs. Burns in November last, charging him with battery on the person of Garner Jensen, was accepted as evidence.

Hans Paulson, city marshal of Mt. Pleasant, testified that having served warrant on Burns on former complaint and also this time and of getting gun from him.

Francis Jensen was the next witness. Known defendant by sight. Was a relation of deceased, who had married his sister. He testified to seeing the parties concerned in this tragedy on day it occurred. In substance gave same story of shooting as H. P. Jensen. In cross examination by Judge King, witness stated that he had turned Burns against the wall and that he had seen James Fisk, who threatened to kill Burns if the latter came on his premises and interfered in his affairs. Witness was examined as to number of knives he carried, denied positively to knowing anything about the stabbing of Burns in the back.

Peter Sorenson was next witness for state examined. He was at the saloon when the homicide occurred. Stood by the show case. In rear room where he remained after Burns and James F. Jensen went into bar room, until after the two first shots were fired, when he went into bar room just as Fisk was falling to floor. He fired his pistol and deceased did not move. He then shot getting his gun from the fifth hip pocket. Witness was on the stand when court adjourned for the day.

A HEALTHY FAMILY.

"Our whole family has enjoyed good health since we began using Dr. King's New Life Pills, three years ago," says L. A. Bartlett, of Rural Route 1, Guilford, Maine. They cleanse and tone the system in a gentle way that does good. 50c at Z. C. M. I. drug store, 112-114 Main St.

CEAR CITY.

DEATH OF NATHANIEL PRYOR.

Sheepmen Form Big Company—Severe Wind Storm.

Special Correspondence. Cedar City, Iron Co., Oct. 2.—Nathaniel Pryor of this city, died last night of typhoid fever, with other complications. He was about 22 or 23 years old. Mr. Pryor's mother has been a widow for two or three years, her husband was frozen to death upon the desert west of Cedar.

Cedar was visited by the fiercest wind storm of months, last night. The sheepmen of Iron county have left the summer range on the mountain for the winter range on the great Escalante desert.

A big company has just been formed in Cedar, the Cedar Mercantile and

Hood's Pills

Act on the liver and bowels, cure biliousness, constipation, morning and sick headache, break up colds, relieve uncomfortable fullness after dinner. Painless cathartic. 25c.

Pepton

Pills Ironize the blood, tone the stomach, aid digestion and give restful sleep. Especially beneficial in nervousness and anemia. Chocolate-coated, pleasant to take. Two sizes: 50c. and \$1. Druggists or mail. C. I. HOOD CO., Lowell, Mass.

Implement company of this town. The local sheepowners or nearly all the larger ones have been organized into a sheep company. The association starts off with about 35,000 sheep, and a capitalization of \$100,000. T. Jones of Cedar City is the president.

Foley's Honey and Tar cures coughs quickly, strengthens the lungs and expels colds. Get the genuine in a yellow package. F. J. Hill Drug Co. The never substitutes. Salt Lake City.

Expert Kodak Finishing. Harry Shipley, Commercial Photographer, 151 South Main, second floor.

SPANISH FORK.

Death of Little Wendell Hughes—Cannery Closes for Season.

Special Correspondence.

Spanish Fork, Utah, Oct. 5.—Wendell Hughes, the little son of Mrs. Warren Stokerson, died on Oct. 3 of typhoid fever. His father died here about 18 months ago which makes the death of the little lad severely felt.

The funeral was held from the home of the mother, this afternoon. Bishop Argyle of the Second ward in charge. Elders John Preston Greer and Frederick Lewis, Jr. were the speakers. Owing to the recent rain storms and the killing frosts destroying all the delicate and tender fruits, the cannery factory has shut down for the season.

Pimples and skin eruptions are caused by poisonous substances in the blood. Hollister's Rocky Mountain Tea removes skin diseases, makes healthy complexion and purifies your blood. 35 cents, Tea or Tablets. Godbe-Pitts Drug Co.

FOOTBALL EXCURSION.

To Denver via O. S. L. and Overland Route, Oct. 8. Round trip from Salt Lake, \$22.50, limit Oct. 31. City ticket office 201 Main street.

MOUNT PLEASANT.

FANCY STOCK FOR FAIR.

Funeral of Mrs. Hemert—Schools Still Closed, Teachers Visiting.

Special Correspondence.

Mt. Pleasant, Oct. 5.—Several car loads of sheep, cattle and horses were shipped from Mt. Pleasant, to the state fair at Salt Lake, John H. Seely and W. D. Candland being the shippers.

Mr. Seely is sending 70 head of his blooded Rambouillet sheep, 40 head of cattle and four thoroughbred horses. All are in a first class condition and in all probability Mr. Seely will carry off several prizes.

Mr. Candland has 20 Rambouillet sheep, from which he expects some good results.

Born, to the wife of David Donnellson, of Spring City, Sept. 29, a daughter, to the wife of Dr. A. J. Stewart of this city, a daughter, Saturday, Sept. 26.

On Wednesday evening, a testimonial was held in Spring City, meeting in honor of Henry L. Seely, second counselor to Bishop L. O. Larsen, who leaves in the near future for a mission to the North Western states.

FUNERAL OF MRS. HEMERT.

The funeral services over the remains of Maria K. Hemert (Langgaard) were held at the South ward meetinghouse Thursday afternoon at 2 o'clock. Bishop Larsen presiding. Elders Peter Mosen, James Michelson, of Manti, President C. N. Lund and Bishop James Larsen were the speakers. She was 59 years of age, and for several years held the distinction of being the oldest lady in the South ward.

She was born in the city of Logstor, Denmark, Sept. 19, 1849. She was married to Niels Jensen, in 1848, who was drowned in the sea some years later. In August, 1859, she joined the Church of Jesus Christ of Latter-day Saints and emigrated in 1862, to Utah, with her two daughters Mrs. Lena Jensen, and Frederica Brotherson. In 1865,

she married Mathias Hemert, who died in 1889.

The jury for the Burns-Jensen murder trial, having been secured in the district court at Manti, it is expected the examining of witnesses will commence this afternoon.

The public school teachers of Manti, spent the latter part of last week in Salt Lake City, visiting schools. The teachers of Centerfield and part of the Fairview teachers are attending the schools at Salt Lake this coming week. Part of the Fairview teachers are visiting the schools in Sumpter.

The Mt. Pleasant schools it is feared will be closed all this week because of the failure of workmen to get the heating apparatus installed.

HAIR GOODS.

\$5,000.00 worth of ladies' hair goods for sale at less than cost. This week only. SALT LAKE CLOTHING CO., 297 So. State St.

EVANSTON, WYO.

BRAKEMEN HELD FOR ROBBERY.

Rich Coal Strikes Reported in Old Hinton Mine and in Colorado.

Special Correspondence. Evanston, Wyo., Oct. 5.—Charged with robbing Union Pacific freight cars, C. M. Wainwright and Walter Scofield, well known young men employed as brakemen, have been arrested and bound to the district court for trial. In default of \$500 bail each they are in jail. It is alleged that the pair used their positions as brakemen as a blind to gain access to freight cars and commit robberies.

The Rocky Mountain Fuel & Iron company announces that an accidental discovery in the old Hinton mine, a few miles from this place, will result in the reopening of the mine on an extensive scale. A ten-foot vein of high grade coal has been found in the workings of the mine, which has been idle for more than 30 years.

A report from the North Park county of Colorado, brought to this place by arrivals from Walden, is that a 50-foot vein of high grade coal has been discovered by Alex. Marr, a ranchman. The new coal find is of greater magnitude and better quality than the famous Rich field, for which the Laramie, Hahn's Peak & Pacific railroad is headed.

The advertised closing date of this sale is next Saturday night, but we fear many people are going to be disappointed if they put off their visit to the sale until the last moment. We are sure every instrument will be taken in the meantime.

INTERSTATE NEWS BRIEFS

Harrisville Briefs—On Sept. 18 a daughter was born to Mr. and Mrs. Charles H. Blair of this place.

The farmers here all shared in the loss of fruit by the recent frost and some have sustained a loss of their third crop of hay on account of the heavy rains the last few days. The beet crop here is over the average this year.

St. John Notes—The trustees of the St. John district have made considerable improvements in the schoolhouse, making two rooms and propose running a graded school with Mr. Gardner as principal. The school will commence on Monday next, Oct. 12. The alfalfa seed crop of St. John has, on account of the early frosts, been a total failure entailing a loss of many thousands of dollars.

BUSINESS OPPORTUNITY.

We do not guarantee to get positions for every one, but we have qualified a great number of young people for better places in life. Already scores of our students are managing business enterprises, and hundreds of others are holding positions of trust. Our students are in demand because our courses qualify—ask the business men.

Opens Wednesday, Oct. 7, 7 p.m. L. D. S. BUSINESS COLLEGE, The school with a reputation.

GLASSES

If made right preserve sight. Our Glasses Are Made Right. J. E. & W. H. BROADBENT, Ophthalmic and Optical. 54 Main Street. McConahay's Jewelry Store.

FOR SALE

2,000 Long Wool Rams Canadian Pure Breds. Prices right and quality the best obtainable. Supply always on hand at my barn. Hedrick Pure Breed Livestock Co. W. E. Patrick, Healy Hotel, Ogden, Utah.

TIME GROWS SHORT PIANOS SELLING FAST MONEY SAVING BIG

Clayton-Daynes Music Co.'s Great Closing Sale of High Grade Instruments is Drawing to a Close. The Enthusiasm As Great, the Bargains as Great as Ever

GET HERE TODAY OR TOMORROW

Come and Select a Piano of Your Favorite Make at a Saving of \$125.

\$150, \$200 to \$250, and You Can Pay for it on Terms to Suit.

Time is Slipping Away. Act Quickly. Open Until

9 p. m., 109 S. Main St.

But you must hurry. Delay will not help matters. The bargains are going fast. Come today or tomorrow.

HERE THEY ARE.

2 new \$275 pianos at.....\$125
3 new \$300 pianos at.....\$156
4 new \$325 pianos at.....\$187
2 new \$350 pianos at.....\$218
3 new \$375 pianos at.....\$250
4 new \$400 pianos at.....\$281
3 new \$450 pianos at.....\$312
3 new \$500 pianos at.....\$343
1 new \$700 piano at.....\$435

When such values, such bargains as these are to be had is there any excuse for a single hour of delay in attending this sale?

WHAT IS YOUR CHOICE.

Is it a Steinway, Sohmer, Kimball, Vose, Estey, Kranch & Bach, Chickering Bros., Lester, Schaeffer, Story & Clark, Whitney, Winter, Walsworth, Hinze Werner or Strauss?

You surely can find one in that list to please you.

HOW ABOUT A PIANO PLAYER.

Have you a silent piano? Wake it up with a player (attachment). We have several of them including such makes as the Angelus, Apollo, Pianola, etc., every one of them in best condition and guaranteed. We will fit one to your piano, give you a liberal supply of music and sell it on easy terms.

\$250 Apollo Player.....\$355
\$250 Pianola Player.....\$375
\$300 Angelus Player.....\$380
\$250 Apollo Player.....\$385

Never again will there be such good opportunities for money saving on good instruments as during this sale.

A COMBINATION OFFER.

A mahogany piano.....\$325
A mahogany player.....\$350
Rolls of music.....\$25

Total value.....\$690
Sale discount.....317

Net price, easy terms.....\$373

If you have any idea of buying a piano and player within the next two or three years here is your opportunity to secure a fine outfit at a saving of \$317.

Attend the sale, only three days left. If you miss this opportunity you will have many reasons to regret it. Open until 9 p. m., 109 South Main street.

Clayton-Daynes Music Co.

ESTABLISHED 1864
T. Auerbach & Co.

ONE PRICE TO ALL NEVER UNDERSOLD

FRIDAY SURPRISE SALES

THAT WILL SURPRISE EVEN THOSE WHO ARE USED TO THE AUERBACH SALES.

Usual Friday Surprise Sale in the Cloak Department.

\$10 Dress Skirts

\$5.95

Dozens of handsome dress skirts of fine Panama cloth, both pleated and gored models, some button entirely down front. Regular \$10.00 value. Friday only.....\$5.95

FRIDAY

\$4 Gray Wool Mixed Blankets

10-4 size, weigh four lbs. for one day. Regular \$2.35 at a pair.....\$2.35

FRIDAY

Youths' and Boys' High Top Lace Boots

In black box calf with heavy soles; sizes 13 1/2 to 5 1/2; value up to \$3.50. Regular \$6.50. Special for Friday only.....\$2.45

FRIDAY

HOSIERY SALE

Best 20c grade at 12 1/2c per pair. Children's fast black heavy fleeced, extra quality, ribbed Cotton Hose, with double knees, heels and toes. Best 20c quality; all sizes on sale Friday at, pair.....12 1/2c

FRIDAY SPECIAL

In Our Dress Goods Section

28-inch all wool Nun's Veiling in black, cream and all colors. Regular 75c a yard. Special for Friday only.....46c

FRIDAY

\$6.50 Boys' Winter Suits \$4.35

Three hundred new, strictly up to date winter suits in all the latest styles and fabrics; all sizes from 2 1/2 to 16. Regular \$6.50. Special for Friday only.....\$4.35

FRIDAY

16 1/2c Curtain Swisses

Full yard wide, all new designs for one day at, a yard.....11c

FRIDAY

A Great Special Silk Sale

2,000 yards of Dress Silks in plain and fancy patterns. Our regular \$2.00 and \$1.25 values, embracing the following weavers: Messrs. Lanes, Taffetas and foulards. For Friday only.....59c

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