

OGDEN.

OGDEN OFFICE:
Basement First National Bank Building.
Correspondent, E. T. Spencer.
Circulator, C. C. Brown, Jr.
Home Phone, Bell, 1173-5.
Office phone, 397 E. 11, 422 Ind.
Home Address, 513 27th St.
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HEARINGS IN THE DISTRICT COURT

Lorenzo Montgomery Convicted Of Statutory Offense and Will Be Sentenced Monday.

MOVE TO DEFEAT PROHIBITION

Withholding Operations Stopped Pending Legislative Action—Woman Arrested on Grave Charge.

Ogden, Feb. 10.—The case of the state against Lorenzo Montgomery, charged with a statutory offense was concluded in the district court yesterday afternoon and the jury returned a verdict of guilty at 7 o'clock last evening. The case has occupied the attention of the court for the past two days and has attracted a large number of the curious. The complaining witness in the case is Ruby Stanford, a 17-year-old girl. Montgomery will be sentenced next Monday by Judge Howell.

MOVE TO DEFEAT PROHIBITION.
Until the settlement of the prohibition question now before the state legislature, the building operations in Ogden have ceased. The architects and contractors have stated that they have instructions to wait the outcome of the prohibition question now before the legislature before they resume operations.

HELD FOR FORGERY.
Anna Carlson and Joseph Dye, charged with the forging and passing of fictitious paper, were bound over to the district court by Judge Murphy of the municipal court under bonds of \$200 each. In default of the furnishing of the bonds the defendants were remanded to the custody of the sheriff.

About Christmas time the Carlson woman passed a number of stores checking aggregating \$47 which she stated had been given to her by Sheriff Wilson in payment of her services as a cook for the prisoners at the county jail. Shortly after the discovery of the forgeries it was found that the girl in company with Dye had left the city, and Sheriff Wilson apprehended the couple at Green River, Wyoming.

HELD FOR SERIOUS OFFENSE.
Mrs. Mary Black, an alleged procuress, was arrested yesterday by Detective Pender and Captain Brown, upon the request of Postoffice Inspector Lowe at Salt Lake City. "The woman is held pending an investigation by the federal authorities. According to the information in the hands of the authorities the woman has been an extensive user of the United States mails with a view of carrying on the illicit white slave traffic.

Under the aliases of Mary Meyers, Mary M. Churn, as well as Mary Black, the woman is alleged to have led innocent girls to destruction. She is accused of, and has partially admitted to the officers that she had carried on correspondence with young girls of the country districts, who have been promised jobs with large salaries to get them to leave their homes and after which they have been placed in houses of ill repute.

The complaint, which caused the arrest of Mrs. Black, was made by a woman, named Josie Lake, at Ashton, Idaho. Mrs. Black states that it is an attempt at blackmail. Philip C. Taylor, charged with failure to provide for a minor child, contrary to the statutes of Utah, is being heard by Judge Howell today.

RAWSON-PARRY NUPITALS.

A marriage license has been issued by Marion G. Parry of Salt Lake and Pearl A. Rawson of Kanab.

ASSAULTED BY HOLDUP.

E. D. Moore Robbed and Left Unconscious for Nearly Five Hours.

C. D. Moore, who is in Ogden installing fire apparatus in the Scofield and George A. Lowe buildings, was the victim of a brutal assault by a hold-up at a very early hour this morning. According to the story told the police by Moore, he was on his way to his roominghouse on the corner of Twenty-first street and Washington avenue at 1 o'clock this morning when a black man from his home an unknown man walked along with him as if seeking company. As Mr. Moore turned to enter his gate he bade the man good night, when he was struck from behind by the man, who relieved Moore of \$10 in cash and then drugged Moore was unconscious and lay in the snow where he fell until 5:30 this morning, when he recovered consciousness and made his way into the house. The police were at once notified but Mr. Moore could not describe his assailant the officers have no clue to work upon. The man's face is badly battered and Dr. Dickson was called to attend his injuries.

DEATH OF MRS. THOMAS.

Mrs. Mary Thomas, wife of D. F.

Ideal food for children.

DR. PRICE'S WHEAT FLAKE CEREAL

FOOD

makes the children plump and strong and prevents sour stomach and constipation. The best food for growing children, invalids and the aged.

10 cents a package.

For sale by all Grocers

Is certain if you take Hood's Sarsaparilla.

This great medicine cures those eruptions, pimples and boils that appear at all seasons; cures scrofula sores, salt rheum or eczema; adapts itself equally well to, and also cures, dyspepsia and all stomach troubles; cures rheumatism and catarrh; cures nervous troubles, debility and that tired feeling.

Sarsaparilla—For those who prefer medicine in tablet form, Hood's Sarsaparilla is now put up in elegant tablets called Sarsaparilla, as well as in the usual liquid form. Sarsaparilla has identical the same curative properties as the liquid form, besides accuracy of dose, convenience, economy, no loss by evaporation, breakage, or leakage. Druggists or promptly by mail. G. L. Hood & Co., Lowell, Mass.

Thomas, publisher of Industrial Utah, died at the family residence, 1185 Twenty-fourth street, shortly after last midnight, of cancer of the stomach. Funeral will be held Thursday, at 2:30 p. m. from the residence, Rev. McCreary will officiate.

JUNCTION CITY BRIEFS.

Big Ice Crop—Thus far the Union Pacific Railroad company has harvested 60,000 tons of ice at Evanston, Wyo. The crop has been distributed at the various division points along the road for storage in company warehouses. The ice averages about 15 inches in thickness.

All Trains Late—Trains from all directions were late in arriving in Ogden yesterday due to the heavy snowstorms that have swept over the intermountain region. As far as can be learned the telegraph lines have not been affected.

Vag Gets 90 Days—Another parasite from the underworld in the person of Eugene Touch, was sentenced to 90 days upon the rock pile by Judge Murphy yesterday upon the charge of vagrancy, to which charge Touch pleaded guilty.

Heavy Snow Storm—The snow storm which has visited this section during the past two days is without doubt the heaviest in a number of years. It is estimated that the fall was about 18 inches. The thermometer last night registered about 30 degrees above zero. The sleighing is the best in a number of years of which many took advantage.

Another Burglary—The home of Mrs. Wilcox, 325 North Main street, was entered by burglars some time early Tuesday morning and \$175 stolen. This makes the third burglary to occur in Ogden since Sunday.

Forest Law Officer—H. P. Dechant, of Cincinnati, Ohio, has arrived in the city and has taken up his duties as assistant law officer in the district forest office.

Ogden-Lynch Copper Co.—The Ogden-Lynch Copper company has elected the following directors for the present year: David Jensen, William Moyer, E. A. Stratford, William Weber, T. A. Humphreys, A. B. Patton and J. R. Drake.

PROVO.

The "News" is delivered by carrier every night (Sunday excepted) at 15 cents per month. All payments in advance. Complaints should be made to R. J. Dugdale, agent for daily, Saturday and Sunday delivery. Orders taken for Church Works. Residence, 572 North Fourth street.

Carrier east side of Academy Ave. Bell 35 red.

Carrier west side of Academy Ave. Bell 35 black.

CITY COUNCIL SESSION.

District Court Session—Talk on Prohibition—News Notes.

Special Correspondence.

Provo, Utah, Co., Feb. 10.—At the meeting of the city council last evening the following business was transacted:

Dr. F. W. Taylor appeared before the council as the representative of citizens interested in the construction of a boulevard from Provo to Alameda at the mouth of Provo canyon. He reported that L. L. Munn, in addition to paying one-third of the expenses of the proposed improvement, would give free the use of his traction engine and cars for the construction of the road. Referred to the committee on streets and alleys, and the city engineer.

City Engineer Jacobson submitted his annual report, which by the way covered several years, for the reason that the engineers in the past have not given annual reports. It shows that there are 20 miles of paved sidewalks in the city; six miles of sewer and 21 miles of water mains, and that the improvements on the city park had cost about \$200. A. H. Jacobson, city engineer, reported that the city engineer had not been paid for the year, and that the improvements on the city park had cost about \$200.

The reorganization of the Tanner park by the Provo Woolen Mills company was accepted.

Calvin Tanner presented a claim of \$60 for services performed as engineer in connection with the committee on irrigation.

GRANT SPEAKS ON PROHIBITION.

Hon. Heber J. Grant addressed the students of the Brigham Young university yesterday morning. His remarks were mainly on prohibition.

Mr. Grant had figures to show that only about a percent of the revenue of the United States is received from the liquor traffic; and that this revenue would easily be replaced by productive and beneficial industries in case the liquor traffic were suppressed.

EXPLANATION AND EXTENSION.

Mr. McMahon, who is accused of burglary, as reported last night's "News," says he only intended to take the wine and settle with the proprietor in the morning. There is every reason to believe that this is true, and that the offense is more in the nature of a drunken frolic than anything else. McMahon told some of his companions, who were with him when he took the wine, that he would see "that the proprietor of the place would see that the wine was paid for, and make it right with him."

FOURTH DISTRICT COURT.

The case of W. H. Ray & Co. vs. W. L. Hirsch et al has been decided, judgment being given for the defendant. Thirty days were given to appeal.

In the Branch Young will case motion for a new trial was granted. In the case of Stephen Russell vs. Ingers and Martin Williamson has been taken under advisement. Judge Litch will hear the case.

GARDEN CITY NOTES.

N. C. Hicks has come down from Salt Lake to take the position of chief clerk with the Rocky Mountain Bell Telephone company. Shirley Kimball, who he succeeds, will go to Weber and take charge of the company's business there.

Rev. Elmer I. Gosnell will give a lecture, "The Cost of Liberty," at College hall on Monday evening.

THISTLE.

Large Asphalium Bed Located—Developing Quarries—Heavy Snow.

Special Correspondence.

Thistle, Utah Co., Feb. 4.—It has been snowing and blowing hard here all day, and there is much snow in the mountains.

Thistle, L. Morris & Co. of Salt Lake City are opening up a fine stone quarry up Lake fork, about two miles east of the Thistle station. Mr. Thomas Hill is in charge of it.

Thistle, L. Morris & Co. have located a vein of asphaltum over 40

feet thick about two miles up Thistle fork in the south fork.

Work is being done on the Brown's stone quarry here in Thistle. The quarry is in the north mountain near town.

Mr. John A. Pace has gone to Long Beach, California to spend the winter.

SPANISH FORK.

LINCOLN DAY PROGRAM.

Obsequies of Mrs. James R. Christensen and Saville Johnson.

Special Correspondence.

Spanish Fork, Utah Co., Feb. 8.—Improvement services were held over the remains of Mrs. James R. Christensen at 2 p. m. today, at the Fourth ward meetinghouse, which was filled with sorrowing friends. Mrs. Christensen died on Jan. 30, but the funeral was deferred awaiting the arrival of her husband, who was at that time filling a mission in Denmark. Upon receipt of the news of Mrs. Christensen's serious illness, he was honorably released to return home, where he arrived on Sunday, Feb. 7. Mr. Christensen made this long journey as quickly as possible, hoping to reach home in time to nurse his life's companion back to health and strength, but in this he was sadly disappointed.

Bishop Hanson presided at the funeral service; the vocal choir, Mr. Ed. Williams, Mrs. Annie Beck and a class from the Primary association furnished the music. Address were made by Elder Albert Svensen, S. M. Moore, Elder Peterson, Bishop Hanson, Mrs. James Argyle and Mrs. Maggie Svensen. The floral tributes were beautiful.

Mrs. Christensen was a devoted wife and faithful churchwoman. She and her husband spent some years pioneering in Arizona, until honorably released, and she is honored in the memory of a host of friends and relatives.

FUNERAL OF S. JOHNSON.

The funeral of Swadler Johnson was held at the Icelandic meetinghouse in the First ward at 1 o'clock this afternoon. Bishop Hanson presiding and Elders Jacob Robertson, Halvorsen, H. Johnson and Gessl Bjornson were the speakers. Deceased was a native of Iceland, where he was born 33 years ago. He was a rugged, honest and hard-working man. He came to Utah about 17 years ago and settled at Spanish Fork, where he continued to reside until his death. He united with the Church of Jesus Christ of Latter-day Saints and lived a sober, quiet and honorable life. He leaves a wife and a large circle of friends to mourn his departure.

LINCOLN DAY PROGRAM.

In addition to the high school program for Lincoln day, as announced in the "News," there will be another gathering at the city pavilion on Friday afternoon. Rev. Theodore Lee will act as chaplain. Judge Saxey, the only remaining member of the G. A. R. at Spanish Fork, will deliver an address on "What Made Lincoln Great." Prof. Ed. Williams, S. W. Hatt and a male quartet will render musical selections.

Prof. S. W. Robertson will give a reading. Other numbers will be given by members of the high school.

INTERSTATE BRIEFS.

Cedar Smallpox Scare Over.—The scare which Cedar has had over smallpox brought during holiday time from Panguitch is now over. The only patient was let out of quarantine on Sunday last. No other cases are likely to develop.

There has been considerable snow here the last month, which will be a great help to sheepmen and farmers. The last snow came on Sunday night and Monday morning, when about two inches fell.

Clearfield Notes.—On the 1st inst. at a meeting of the stockholders of the Excelsior Produce & Fruit company, a dividend of 20 per cent was declared and a board of directors elected for the ensuing year. The old board was re-elected. Also it was decided to increase the stock \$4,500 and prepare to handle all kinds of fruits and produce.

Some 40 tons of baled hay is being shipped to Salt Lake market by William Sied and Bert Holt. This is the second shipment made by the same parties this season.

Goshen Honors Lincoln.—The Goshen schools will honor the hundredth anniversary of Abraham Lincoln. The following program has been arranged: Song, "Star Spangled Banner" by the grades; invocation, Trustee William H. Allen; "Wave the Flag," first grade; reading from "Life of Lincoln," Edith Stanford, recitation, "Our Debt," second and third grades; "The Assassination of President Lincoln," Principal A. C. Olson; exercise, Lincoln's birthday, beginning; recitation, "Lincoln's Favorite Poem," Mary Baxter; remarks, members of board; a patriotic melody, fourth, fifth and sixth grades; benediction.

Lincoln Day at Bingham Junction.—G. A. R. veterans of this place and the East Jordan school are arranging for a Lincoln birthday celebration to be held Friday, the 12th, at 10 a. m. To the music of the brass band the school children will escort the four or five veterans residing here to the East Jordan ward house, where the following program will be rendered: Prayer, Rev. Scott; American flag; song, "Star Spangled Banner"; N. Lind; "Star Spangled Banner"; Miss Lona Owen; "Personal Associations With Lincoln," Veteran Thomas Smith; "Tenting To-night on the Camp Ground," school children; "Toast to the Flag," Wesley Smith; "Lincoln as a Humorist," school children; "Columbia, the Gem of the Ocean," audience.

WORN OUT.

That's the way you feel about the lungs when you have a hacking cough. It's foolishness to let it go on and trust to luck to get over it. When Ballard's Horehound Syrup will stop the cough and heal the lungs.

Price 25c. 50c and \$1.00 per bottle. Sold by Dr. C. M. Drug Store, 13 and 14 South Main St.

WE DO JOB PRINTING.

Now is your stock of Letter Heads, Envelopes, Bill Heads, and other office supplies?

Let us figure with you on blank books, certificates, booklets, or receipts, in fact anything in the printing line.

We guarantee satisfaction.

THE DESERT NEWS.

OPINION REVERIES TO TRANSFER ORDERS

Case Involving Damages Awarded Administrator of Victims' Estates Is Reversed.

CONTRIBUTORY NEGLIGENCE.

Crow Should Have Protected Themselves While Running Upon the Time of Superior Train.

In a decision handed down by the supreme court yesterday afternoon, written by Justice Frick and concurred in by Justice McCarthy, Judge Howell of the Second district court is reversed in the case of A. I. Stone, administrator, against the Union Pacific Railroad company.

In the trial court judgment was awarded plaintiff of \$5,000 and \$2,500 as damages for the death of Benjamin F. Eccles and W. M. Comstock, who were killed in a railroad wreck near Azusa, Wyo., Nov. 12, 1907.

Plaintiff alleged that the accident was due to the sending of a wrong order by the dispatcher to Engineer Eccles, which read that No. 3 was running one hour and 50 minutes late, when it should have read one hour and 20 minutes. Following is the substance of Judge Frick's opinion, Chief Justice Straup dissenting:

The respondent is not estopped by competent evidence that the appellant was negligent in not adopting a different rule or method in transmitting train orders or in pursuing the method it had adopted and was using; (2) that the deceased and his train crew were guilty of contributory negligence in not protecting either their train or themselves when running upon the line of the superior train (passenger train) and that the deceased determined for himself whether he would make the run between Granger and Azusa within the time he had to do so, and hence the evidence does not stand, he assumed all risks of danger incident to the run between Granger and Azusa, and (3) that in view of the undisputed evidence it is a matter of mere conjecture whether the mistake in train order No. 59 was the direct and proximate cause of the collision.

The court therefore erred in refusing to direct a verdict in favor of the appellant, as requested by it at the close of the evidence, for the reason that, in view of the undisputed evidence, respondent was not entitled to recover as a matter of law.

VERDICT FOR PLAINTIFF.

A jury in Judge Armstrong's division of the district court has returned a verdict in the case of the Merchants' Protective association against W. H. Marsh and J. M. Marsh, finding for plaintiff in the sum of \$1,250 and interest amounting to \$21.60.

LIQUOR WRECKS HOME.

Suit for divorce was filed yesterday afternoon by Mollie Tripp Taylor, directed against Francis S. Taylor. The defendant is accused of being a habitual drunkard, and of spending most of his earnings for drink, depriving his wife of the necessities of life. The couple married Oct. 4, 1907.

NEW TRIAL NECESSARY.

A jury in Judge Ritchie's division of the district court reported late yesterday afternoon that they had been unable to agree upon a verdict in the case of Albert Hudson against the Denham Lumber company. Plaintiff, by his guardian ad litem, Orvil Hudson, sued for \$10,120 as damages for the loss of an eye while manipulating an unscrupulous bottling machine. The disagreement of the jury will necessitate a new trial of the case.

CASES SET FOR TRIAL.

By request of counsel, the case of A. E. Cranney et al versus John A. McAllister, has been set for Feb. 16. The cause was on the calendar for being Feb. 11.

The case of the state against M. F. Hoben was continued for the term. Hoben was convicted of a statutory offense, which involved a young woman of minor age residing at Bingham.

SUES ON CONTRACT.

H. S. Wennerstrom filed suit in the district court today against Selma Anderson and Selma Anderson as guardian of the estate of Lorenna Wennerstrom, Roy Wennerstrom, Edna Wennerstrom and Oscar Wennerstrom, to recover \$100 and interest, alleged to be due on a certain real estate contract.

SUES FOR \$20,000.

A \$20,000 damage case was filed by Peter Larto yesterday in the district court, directed against the Salt Lake Copper company. Plaintiff avers that he was seriously and permanently injured while in the employ of the defendant company in its Copper Mountain mine at Tacoma, Nev., Dec. 26, 1907, through carelessness and neglect on the part of defendant company.

COURT GIVES BOHNE A JOINT.

In an order signed by Judge Morse yesterday afternoon, Hugo W. Bohné is restrained from throwing his wife's belongings out of their home at 2513 Binyon street, is directed not to draw his wages from the Denver & Rio Grande Railway company, until the hearing of his wife for divorce shall have been heard, and he is directed to appear Feb. 18 to show cause why he should not pay defendant temporary alimony.

Bohne is the man who was arrested a day or two ago upon complaint of Clarence M. Cannon and others, for disturbing the peace.

PERJURY CASE SUBMITTED.

In the supreme court yesterday briefs were submitted in the case of the State of Utah against Hans C. Anderson, the latter being the husband of the defendant. The case is a resident of Mant, Blaine county, is charged with perjury. The alleged offense grew out of statements and denials claimed to have been made by Anderson while testifying in a suit brought by his wife for divorce.

Mrs. Anderson and some of her children swore that the husband and father had subjected them to threats and cruel treatment. He was charged with having beaten his children severely, and to have threatened to run a plank through one of the sons. Furthermore, Mrs. Anderson complained that her husband had suspended a rope from a beam in the cellar and told her that he intended to hang her.

Anderson swore that all these allegations were false, and he averred that he had never spoken cruel words to his family, nor mistreated them in any way. His arrest for perjury followed, and he was committed in the district court, and the case was appealed.

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A. D. S. Obesity Remedy
and see how much flesh you lose.
\$1 the box by mail

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"WHERE THE CARS STOP"
First Class Drug Store.

A Coat of Paint
Will cover a multitude of defects. Your front porch or your fence or your sheds will look like new if you give them a coat of good paint. But be sure it's good. If you buy it here we'll guarantee it. Phone us your orders.

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28 Main Street.
Paints, Glass, Oils and Varnish.

Bear in Mind
That 322 S. Main
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We offer to the public
Our \$9.00 Suits \$3.63 for
Our \$12.50 Suits \$5.85 for
Our \$15.50 Suits \$7.49 for

All Furnishings at—
HALF PRICE
It's Right Below Walker's

ESTABLISHED 1864
F. Auerbach & Bro.
ONE PRICE TO ALL NEVER UNDER SOLD
EASY TO BUY
NEW SPRING GOODS
WHEN PRICES ARE AS LOW AS THESE
SPECIALS FOR THURSDAY

THURSDAY. 7½c Apron Gingham All staple colors, all staple checks, mill ends. Limit 12 yards to 1 customer, at a yard.	That Great Sale of EMBROIDERIES MEANS MONEY IN YOUR POCKET IF YOU HAVE ANY EMBROIDERY NEEDS. THE ENTHUSIASTIC RESPONSE OF THE SALT LAKE PUBLIC WAS WELL MERITED BY THE EXTRAORDINARY VALUES. Dozens of new patterns put on sale Thursday equal to the best ones of the first day's selling.	THURSDAY. 12½c White Cambric Similar to Lonsdale, special Thursday. Limit 12 yards to a customer at a yard.
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4½c 8½c

Thursday Specials in The Cloak Department
Up to \$1.50 Flannelette Wrappers 69c
100 Flannelette wrappers of extra good quality, in blue, black and gray, worth up to \$1.50; Thursday they'll go at 69c.
\$2.00 NECK FURS 98c
Pretty furs for the neck, just the thing for this weather, worth \$2.00; Thursday as long as they last 98c.

THURSDAY. Ladies' Black Kid Shoes with light or heavy soles, put tip, dull kid tops and made over a swell fitting last all sizes for one day only at— \$2.15 Per Pair.	THURSDAY. 85c Ruffled White Swiss Curtains Plain Swiss body with five rows of tucks in border and hemstitched ruffle. 2 1/4 yards long. Special Thursday—Limit four pairs to a customer at pair— 46c	THURSDAY. 75c Boys' Sweaters 23c The boys' sweaters in all colors, Maroon and navy all sizes from 2 to 14. A splendid sweater for the money. Special for one day— 23c
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ADVERTISERS SHOULD USE THE SEMI-WEEKLY NEWS
Circulation Books Open to Advertisers

Big Closing Out Sale
257 So. Main THE FAIR 257 So. Main
The building we now occupy has been sold and we must get out. We are unable to find another location—That is the reason we are closing out and will sell every thing at a great reduction. Below are a few prices to give you an idea of what Bargains are to be had.

Thin Blown Tumblers, 50c dozen. Like others sell for \$1.00.	All Fancy China, 1-3 Off.
Bell Glasses, from 3 to 12 oz.	Nice Decorated China Cups and Saucers Decorated with Roses
25 per cent Off	Six for 75c
Star Cut tumblers, regular \$4.00 per dozen for	White Metal Tea Spoons
\$2.50 per dozen	15c per dozen
Suit Cases, good assortment	White Metal Table Spoons
At Cost	Six for 15c
45c Red Chairs	50c Butcher Knives, 25c.
35c Red Chairs	All Pictures, One-Third off.
50c Red Chairs	45c Pocket Knives
60c Red Rockers	

A big Discount on Toys too numerous to Mention. All

No. 04 Iron Wagons	75c	No. 1 Velocipedes were \$2.00	\$1.50
No. 03 Iron Wagons	85c	No. 2 Velocipedes were \$2.50	\$1.90
No. 02 Iron Wagons	95c	No. 3 Velocipedes were \$3.00	\$2.25
No. 01 Iron Wagons	\$1.20	35c 3-piece Toy Garden Sets at	25c
No. 1 Iron Wagons	\$1.40	50c 3-piece Toy Garden Sets at	35c
No. 2 Iron Wagons	\$1.50	75c 3-piece Toy Garden Sets at	50c
No. 3 Iron Wagons, large size	\$1.75	Hotel Ware at Cost.	