

THE SUIT IS DISMISSED.

Judge Hines Renders a Decision in the Case of Hofferer Against Hays.

ACTION AND PLEADING INAPPROPRIATE.

Benefactor Children Court Hays are Entitled to Recovery—Excludes their Insurance Money—Court Findings.

Judge Hines gave his decision today in the case of A. H. Hofferer vs. Jennie E. Hays, at all discharging the complaint of plaintiff and the cross-complaint of defendant Jennie Hays, and rendering judgment for defendant for costs.

There were four suits in all brought to quiet title to a lot in the south-east corner of the city, each plaintiff claiming ownership of a part of the property. It was agreed by the attorneys that the evidence given in the suits should be taken in the court and were then submitted to the court.

The record of the case shows that in 1854 Abraham Hays was the owner of the lot in question. He had four grandchildren, A. H. Hofferer, Edward Hofferer, William Hofferer and John Hofferer, now Hays, with whom he made an agreement that they should provide him and his wife with the necessary of life as long as they lived, that interest in title to the property should revert to each of them. In December of the same year his wife died and the grandchildren took care of his wife until she died, when she passed away. The four grandchildren then divided the property into four parts, each taking one part.

After the death of Mrs. Hays, A. H. Hofferer petitioned the probate court to set aside the division and to have the real contract of 1854 confirmed. It was held that Jennie E. Hays, another granddaughter of Abraham Hays, residing in New York, appeared and contested the authority and jurisdiction of the probate court. The case was heard in November, and the decision of the court declared the contract of 1854 valid, and further directed an equal distribution of the land among the four grandchildren.

Jennie E. Hays appeared from this judgment to the district court, where it was held that the probate court had no jurisdiction in the case and awarded to her one-half of the lot, and the other half to the four grandchildren.

The evidence adduced at the present hearing showed that the Hofferer grandchildren had been in possession of the land since 1854, and had paid the taxes from that time to the present.

The court finds that the decision of the probate court on this case was erroneous, and that the decision of the district court was also erroneous, and that the decision of the probate court was also erroneous.

The court then orders a dismissal of the cross-complaint and says, "There is no merit in the plea that the judgment of the district court distributing the one-half of the land to Jennie Hays is an assignment for the benefit of the creditors of the land."

The court also orders a dismissal of the complaint and says, "The complaint is dismissed with costs."

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company against Hofferer, Hays, and Hofferer. The defendant had an option on plaintiff's property during the life of the said A. H. Hofferer, and the plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

A No-mistaken ground. Judge Norrell heard today the case of George J. Hays vs. John Hofferer, and the plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

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Business Court With County Judge. The following cases were set for trial in the business court of the Third district court by Judge Hofferer:

MONDAY, DEC. 13th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

TUESDAY, DEC. 14th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

WEDNESDAY, DEC. 15th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

THURSDAY, DEC. 16th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

FRIDAY, DEC. 17th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

MONDAY, DEC. 20th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

TUESDAY, DEC. 21st. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

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THURSDAY, DEC. 23rd. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

FRIDAY, DEC. 24th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

MONDAY, DEC. 27th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

TUESDAY, DEC. 28th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

WEDNESDAY, DEC. 29th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

THURSDAY, DEC. 30th. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

FRIDAY, DEC. 31st. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

for defendants, and December 1st, 1897. The defendant had an option on plaintiff's property during the life of the said A. H. Hofferer, and the plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

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MONDAY, JAN. 1st. A. H. Hofferer vs. John Hofferer. The plaintiff's company claimed the amount of the insurance money, to be paid to the plaintiff's company.

STOLEN HAM, SUGAR AND NITS.

Four Offenders Sent to Jail Today for Petit Larceny.

They Violated the Star Grocery, Corner of State and Second South Streets.

Some time after the arrest of William Hofferer, who was charged with the theft of a ham, sugar and nits, four offenders were sent to jail today for petit larceny.

The offenders were charged with the theft of a ham, sugar and nits, and were sent to jail today for petit larceny.

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Bellevue's Household Supply. The one remedy for throat and lung troubles that cures the right way. It is a remedy that cures the right way. It is a remedy that cures the right way.

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Ready FOR Christmas

OLD SANTA Always stops here on his Christmas rounds. He knows we have just the proper things to make the boys glad—and men, too, for that matter. A word of the stuffs for boys.

BOYS' SUITS. What would make the boy happy than a new suit for Christmas? We've got two that we know would suit you.

BOYS' SWEATERS. Don't think of anything that would make a boy more than a sweater. It is a garment that is so useful and so comfortable.

BOYS' GLOVES. Just a few lines of gloves, and you will have a boy who is ready for anything.

MEN'S HOUSE COATS. A comfortable garment to wear around the house, and a garment that is so useful and so comfortable.

BOYS' CAPS. Got Boys' Hats, but caps seem to be all the rage, so we will have hats today.

JUNIOR SUITS. The Little Fellow like new tops for Christmas. Get some here that would keep them smiling all through the year.

J. P. GARDNER, One Price, 136-138 Main Street.

"DIRT DEFIES THE KING." THEN SAPOLIO IS GREATER THAN ROYALTY ITSELF.

Delicious, Nutritious, Easily Digested. TWIN BROTHERS MUSH.

A boon to the invalid and a luxury to the well. Utah physicians recommend the use of this preparation in preference to other so-called breakfast foods. It is CHEAP and ECONOMICAL.

For Sale by all Jobbers and Grocers. Z. C. M. L. SOLE AGENTS FOR UTAH.

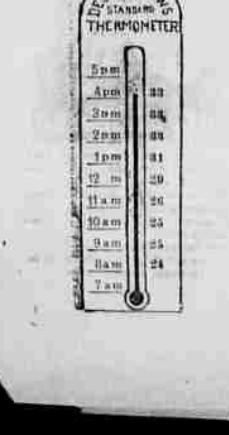
MANUFACTURED BY THE TWIN BROTHERS MILLING COMPANY, 12 Hialeck St., San Francisco.

An Advertisement for Advertisers Who Think.

THE DESERET EVENING NEWS

IS the Oldest Paper in Utah. IS the only Evening Paper in Salt Lake. IS Printing all the News that's Fit to Print. IS Equipped with all Modern Facilities. IS and not Has Been.

Ask for Advertising Rates. Deseret News Publishing Company. Telephone 330. SALT LAKE CITY.



The People Believe

What They Read About Hood's Sarsaparilla

Their Faith in This Medicine is Grounded on Merit

They Know It Absolutely Cures When Other Medicines Fail

Hood's Sarsaparilla is not merely a simple preparation of Sarsaparilla, Dock, Scilla and a little bit of Potassium. It contains those great anti-bilious and liver remedies, Mandaraka and Dandelion. It also contains those great kidney remedies, Uva Ursi, Juniper Berries, and Pipsissewa.

So are there all. Other very valuable curative agents are harmoniously combined in Hood's Sarsaparilla, and it is carefully prepared under the personal supervision of a regularly educated pharmacist.

Knowing these facts, is it surprising that the people have been so afflicted with various ailments, and that they have been so afflicted with various ailments, and that they have been so afflicted with various ailments.

Hood's Sarsaparilla. It is a medicine that cures the right way. It is a medicine that cures the right way. It is a medicine that cures the right way.

Hood's Pills. It is a medicine that cures the right way. It is a medicine that cures the right way. It is a medicine that cures the right way.

Remember to mark the grape hills on which you pick the finest fruit of each variety, so as to procure your cuttings from them.

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Sarsaparilla Sense.

Any sarsaparilla is sarsaparilla. True. So say the tea. So say the flour. But grades differ. You want the best. It's so with sarsaparilla. There are grades. You want the best. If you understand sarsaparilla as well as you do tea and flour it would be easy to determine.

But you don't. How should you? When you are going to buy a commodity whose value you don't know, you pick out an old established house to trade with, and trust their experience and reputation. Do as when buying sarsaparilla.

Ayer's Sarsaparilla has been on the market for years. Your grandfather used Ayer's. It is a reputable medicine. There are many Sarsaparillas—but only one Ayer's. It cures.

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ACHE

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