

MARIAN BANKS SEEKS DIVORCE

Files Suit in Third District Court
Alleging Deser-
tion.

ALIMONY ASKED FOR.

Plaintiff Says Her Husband Holds
Many Valuable Stocks, Lands
And Other Interests.

O. D. Banks, a well known milliner in this city, is sued by Marian Bowring Banks, for divorce today upon a charge of desertion, as alleged in her complaint filed this afternoon in the Third district court. Mrs. Banks seeks of the court a decree carrying with it permanent alimony and a division of the property interests of the defendant.

Mrs. Banks sets out in her complaint that her husband has been in desertion for one year; that he has valuable property interests in Missouri, where he has a large farm; that he holds stock in several Utah and Nevada mining properties of considerable value, and that he has other holdings of value in which she is entitled to share.

Mr. and Mrs. Banks, it is alleged in the complaint, were married in Ogden, Sept. 14, 1881.

PINCHIN FILES ANSWER.
Job Pinchin whose wife, Eliza Pinchin, had her innings in divorce court yesterday, filed an answer and counterclaim this morning to his wife's complaint asking the court to grant him the divorce. He charges his wife with treating him in a cruel manner and compelling him to leave home. He stated that his wife is better prepared to take care of herself than he is. They divided their property two years ago, he says, and his wife and son and daughter are now conducting the Pinchin Floral company, which brings them an income of \$150 a month. He says that his income is about \$50 a month above his expenses. He is now engaged in driving wheels.

SUITS FOR DIVORCE.

Mrs. Eva M. Richel brought an action for divorce against Arkie L. Richel this morning in the Third district court, charging him with cruelty. She asks for a restraining order, prohibiting him from drawing any of his salary from the Rio Grande Western company, where he is employed, in her complaint she alleges that Richel threatened to shoot her and on one occasion struck her in the face with his fist. She charges him with squandering most of his wages in drink. They were married on March 1, 1905, and he began to abuse her in December, 1908.

William Snape seeks a divorce from Margaret Snape on the charge of desertion in a complaint filed this morning. They were married here on Jan. 11, 1902, and in May, 1908, she deserted him. He has not seen her since that time.

FENCE STILL STANDS.

Dispute Between Father and Sons
Over Saloon Business Decided.

Because Frederick Heath built a high board fence between the Salt Palace grounds and the property owned by J. R. Walker, which has been leased by Henry O. Heath and Francis Heath, his sons, and on which a saloon was built in opposition to the father's saloon, he was cited into court this morning to show cause why the fence should not be torn down. After hearing the testimony Judge Morse said that Frederick Heath had erected the fence on his own property which he had a right to do and dissolved the order.

The aged man was cited into court because the fence had interfered with the business of his sons. The fence runs east and west just south of the dancing pavilion and shuts off an entrance to Heath Bros' saloon from the Salt Palace grounds. Now the only entrance to the saloon is on Main street and Heath Bros. are prevented from

A Refreshing Bath

Is made doubly refreshing
By using Chloris Violette
Eau de Toilette—from
the flowers.

ONLY 60c A BOTTLE

Exceptional care given to
prescription orders—prompt
delivery.



The Pure Drug
Dispensary

112-114
South Main
Street

selling beer to the overflow crowds at
the Salt Palace.

DISTRICT COURT NOTES.

Mrs. Cora M. Oberndorfer sets forth in her suit filed yesterday in the Third district court for divorce against Casper G. Oberndorfer, that she has provided for herself and three children for three years. During this time her husband has refused to provide for her in any way. She asks for the custody of the children. They were married at Aspen, Colo., on Aug. 11, 1885, and have been residents of Salt Lake for several years.

On the charge of desertion, Mrs. Mary E. Smickle brought suit for divorce against George Smickle in the Third district court yesterday. She has not seen him or heard from him since May 25, 1909, when he left her under mysterious circumstances. There are two boys as an issue of the marriage and Mrs. Smickle asks for their custody. They were married in Sandy on Oct. 6, 1899.

J. J. Dull, on his own motion, asked Judge Lewis yesterday to dismiss the case against L. L. Archer and M. J. Mitchell. The suit was brought to recover rent for offices in south Main street.

Alfred Empey, charged with assault on Mel White, was discharged yesterday by Judge Lewis on the motion of the district attorney.

PARENTS' CLASS LECTURES.

Following are the Liberty stake Parents' class appointments for tomorrow:

Dr. John Taylor, Third ward, "Care of the Teeth and Gospel of the Tooth Brush."
Dr. Clarence Snow, Second ward, "Disease Carriers."
Dr. G. S. Harding, First ward, "Home Sanitation."

Dr. A. J. Ridges, Ninth ward, "Foods."
Dr. W. M. Stookey, Thirty-first ward, "Conservation of the Special Senses."

SPIKE AND RAIL.

W. F. Yeo, of the Denver office of the Pennsylvania railroad passenger department, arrived in Salt Lake and established a passenger agency for the road in this city.

The Chicago, Milwaukee & St. Paul office here is in receipt from the home office of a copy of Putnam's Magazine for July, containing a well written and illustrated descriptive of the great western extension of the St. Paul road through to the Pacific coast. The extension begins at Bobridge, S. D., beyond which point the line is known as the Milwaukee St. Paul and Puget Sound railway. The illustrations show some remarkable scenery en route.

E. E. Calvin, general superintendent of the Southern Pacific, is convalescing rapidly from the effects of his recent operation for appendicitis.

The Oregon Short Line announces that every Sunday morning hereafter, the Yellowstone train will be run over the tracks of the Salt Lake & Los Angeles road to Saltair. It will start for the beach at 10:30 o'clock, and will be for the accommodation of those who come from a tour of the park and have but a few hours to spend in Salt Lake City.

LOWER COURT IS REVERSED

Decision by Supreme Tribunal of
State Exonerates
Aged Man.

CONVICTED BY PREJUDICE.

Case Came Up from Fourth District,
Where Improper Evidence
Was Introduced.

Because fondness for little children by an aged person is regarded as indicative of refinement and virtue rather than of a depraved nature, Nathaniel Williams, aged 70 years, of Provo, who was convicted of a statutory offense with a little girl under 12 years of age, was vindicated this morning by the supreme court in its review of the case. The opinion clearly sets out that he was convicted on account of the prejudice which the charge had created against him. There was considerable evidence introduced which was immaterial and no doubt influenced the jury to bring in a verdict of guilty. Judge John Childress is reprimanded in a mild way for allowing the admission of such evidence. It is also stated that the district attorney, Dan Houtz, was allowed to cross-examine the witness too far for the testing of his memory and affecting credibility. These questions are characterized as clearly improper.

The alleged crime was committed in Williams' house in August, 1908. The child on whom the alleged assault was made did not complain of the affair until three years later, when a complaint was issued and tried, resulting in a conviction. He was sentenced to serve seven years in the state prison. He appealed from the conviction and secured a reversal in the supreme court.

HARRIMAN GOES TO SALSBURG FOR BATHS

Vienna, July 11.—Mr. and Mrs. E. H. Harriman, who arrived here from Semering yesterday left today on a special train for Salsburg, where Mr. Harriman will take the baths.

PERSONAL.

Lester D. Freed has gone east on a business trip.

Secretary of State Tingey left last night on a two weeks' vacation in Los Angeles.

Justice J. E. Frick of the supreme court has gone to the Pacific coast on a three weeks' vacation.

Manager A. Woodruff of the Z. C. M. I. wholesale dry goods department, has returned from a month's absence in New York where he went to purchase goods.

THE POPULARITY OF "CANNED DRAMA"

BROADWAY audiences are not more loyal to their favorites than are the patrons of "canned drama" with its "first nighters" and its friendly and unfriendly critics. One little girl who plays a prominent part in the pictures of a certain New York manufacturer has been named Annette by her admirers of the East Side. Her appearance on the screen brings a round of applause that needs only the star's smiling nod of appreciation to complete the picture. In one of Fourth street's big theaters a few weeks ago the first show of the day had just started, with not more than 25 persons scattered over the house. Over in one dimly lighted corner was an interested spectator whose extreme dislike for the villain was expressed in loud and continued hissing, which continued as long as the heavily mustached "home wrecker" was in the picture. "Visit a moving picture show on a Saturday night, when the house is full, and you will soon be convinced of the real hold this new-found amusement has upon the audiences."—Lewis E. Palmer in The Survey.

HER THOUGHTS OF SUICIDE REMOTE

What Sadie Dewey Wanted Was
A Railroad, Not a Watery
Grave.

HUSBAND DOS LITTLE WORK.

He is An Alleged Fighter, but He
Doesn't Make a Big Store of
Money By It.

When Mrs. Sadie Dewey, a colored woman, left her home at Mrs. Voss', 65 Franklin avenue, yesterday, her intention to commit suicide, as expressed in a note which she had written before departure, was less than half-behaved, for she was at police headquarters with another friend last night asking assistance to go to her husband in Nebraska.

After Mrs. Dewey left the home of Mrs. Voss yesterday a note written by her was found, and in it she stated that she was tired of life and was going to drown herself. She closed her letter with the wish that she would meet her friends on the other shore.

After the finding of the note the police were notified, but before they could begin a search Mrs. Dewey, accompanied by a Mrs. Bryan, appeared at the station. What Mrs. Dewey really wanted, was not the river, it seemed, but a ticket to Nebraska, where she could join her husband, an aspirant for pugilistic fame, but who is evidently unable to make enough with his clenched fists to support his wife and children, and who won't work otherwise with his hands.

The police could not assist Mrs. Dewey in her desire, and she was referred to her friends.

LATE LOCALS.

Complete Paving Tomorrow.—Main street will have been repaved from Fourth street to south Temple streets by tomorrow, the final work being around the Pioneer monument.

Trucks Open Again.—The long obstructed car track on North Temple street, between Main and Third West streets, has been cleared and is ready for use again.

Leave For Seattle.—Mrs. C. F. Wilcox and Mrs. Alice M. Horne left this week for Seattle where they will represent the general Relief society at the meeting of the National Council of Women which will be held from July 13 to 16.

Infant Dies at Pocatello.—A telegram was received this morning by Joseph Kimball, of 77 Seventh avenue, containing news of the death at Pocatello last evening of Florence, the little daughter of Mr. and Mrs. H. B. Williams of the Gate City. Mrs. Williams was formerly Miss Ethel Kimball, of this city.

Inspecting Sunday Schools.—A party consisting of D. O. McKay, George M. Cannon, George L. Wallace and Mr. and Mrs. Stephen L. Richards, of the Deseret Sunday school union board left today in an automobile to visit and inspect the Sunday schools in North Salt Lake, South Salt Lake, Scher, Panguitch, Parowan, Beaver, Millard and Juab stakes. The trip will require 12 days.

Dr. McDonald to Lecture.—Dr. David L. McDonald will address the parents' class of the thirty-third ward Sunday school tomorrow morning upon the important subject of "Adolescence." This talk is the last one upon the general subject "Proper Assistance to the Youth and Training," which has held the attention of the class for several Sundays.

Mrs. Gilman's Lecture.—Definite arrangements have been completed for the appearance of Mrs. Charlotte P. Stetson Gilman in the city and a lecture given by her during her stay. Mrs. Gilman will arrive on July 15, and her lecture will be given on the 19th, either at the Assembly Hall or Trinity hall. During her stay here, Mrs. Gilman will be the guest of Mrs. Susa Y. Gates.

To Greet Distinguished Women.—Next week the party of distinguished women which went from the Quinquennial Toronto to Seattle will arrive in Salt Lake on their way eastward and will be entertained by a number of Salt Lake's representative women, the program to include a banquet at Saltair on July 16, the evening of their arrival, and visits to the several points of interest in the city.

Peaches are Scarce.—Local commission men report to Utah peaches to speak of this year, not even from Brigham city, on account of the late and destructive frosts. Very few peaches are expected from Colorado owing to the strong eastern demand and consequent advance in prices. However, California peaches are arriving in seasonable quantities, so that the delicious fruit will not be entirely missed here.

VERSATILE.

"It was as much as I could do to keep from laughing when Miss Gusher remarked that her fiancé was 'so versatile.'"

"Meaning Dumbly? Well, he is rather versatile."

"Nonsense! He's a regular idiot."

"Yes, but he's so kind of an idiot."—Catholic Standard and Times.

UNION DENTAL CO.

212 MAIN STREET.

Honest Work,
Honest Prices

Painless Extraction of Teeth
or No Pay. All Work Guaranteed.
Coolest office in the City. Electric fan at each chair.

REMEMBER US.
We Treat You Right

An Evening's Visit

Walk in the park, auto ride or at the opera, the pleasure is thrice as keen with a box of Startup's Fruited Bitter Sweets. 25c to 50c everywhere.

Startup Candy Co.,

Provo, "The Candy City."

THE APPERSON WON SANTA MONICA RACE

Driven by Harris Hanshue, Made
The 202.2 Miles in 3 Hours,
7 Minutes, 46 1-5 Secs.

Santa Monica, July 10.—Averaging the remarkable speed of 64.2 miles an hour for 202.2 miles and driving throughout a magnificent race, Harris Hanshue, in the Apperson "Jack-rabbit" won the first Santa Monica road race today before a crowd of 50,000 people. The time was 3 hours, 7 minutes 46 1-5 seconds.

By a terrific drive in the last four laps, Bruno Siebel in the Chadwick, cix, overcame the Stearns lead and took second place in 3:15:30 2-5. This gave the Apperson an advantage of 7 minutes 54 1-5 seconds. The Stearns, driven by Frank Free, was third in 3:19:44.

The winner will receive the Dick Peris silver cup and a large cash purse.

The victory was due to the consistent driving of Hanshue, who was the mechanic on the Apperson in the recent Cobe cup race. He started at a 60-mile clip and maintained this speed until he had crawled to the front and then gradually increased his speed, bringing the average to within one-tenth of a mile an hour of the time made in the last Vanderbilt cup race. When the Stearns flashed across the line taking third place, the Franklin locomobile, Stoddard-Dayton, the Studebaker, Lozier, Pope-Hartford and Columbia were still running. The latter came back on the track near the close of the race.

Despite the immense crowd which massed about the whole length of the course, the large number of entries, the shortness of the laps and the unusually high average made, the Peris cup was won without being christened in blood. There were two slight accidents, but excepting for a few bruises, not a driver, mechanic or spectator was injured.

The time of the Apperson for the whole 202.2 miles was 54.2 miles per hour. This falls one-tenth of a mile below the record of Robertson in a locomobile in the last Vanderbilt cup race when he averaged 64.3. Vagner has a Fiat in the Savannah cup race holds the record with 65.1 miles an hour.

CORRECTED TIME.

Santamonica, July 10.—The timers now announce that the Apperson time is 3:08:03.

SCARING THE BACHELOR.

THE cause celebre now on trial in New York is very interesting for the light it sheds on the mysteries of the feminine wardrobe, the cost of gowns and hats and parasols and the ethics of dress, but it is unfortunate that it had to take place at this season

WILL BUY

1st Nat. Bank, Ogden, \$357.00
2nd Nat. Bank, Ogden, \$357.00
3rd Nat. Bank, Ogden, \$357.00
4th Nat. Bank, Ogden, \$357.00
5th Nat. Bank, Ogden, \$357.00
6th Nat. Bank, Ogden, \$357.00
7th Nat. Bank, Ogden, \$357.00
8th Nat. Bank, Ogden, \$357.00
9th Nat. Bank, Ogden, \$357.00
10th Nat. Bank, Ogden, \$357.00

Edward L. Burton,
11 South Main, Both Phones 910.

Cheer Up

WHAT IS THE USE
of enduring the
wearisome drudgery
of a hot and stuffy
kitchen any longer?

USE GAS

and thereby eliminate the dreaded heat of the old coal stove or the danger of the oil stove.

The change will also cut your cooking hours in two, keep down the expense and save dirt. Phone us for our representative to call.

Utah Gas & Coke Co.

61-65 Main St. Phones 4321

B. H. ROBERTS' WORKS COMPLETE

AS an inducement to Quorums, Associations and private libraries to procure the standard works of this able author, we offer the same in a complete set at

A Great Reduction

THE SET of EIGHT BOOKS \$6.25
UNIFORMLY BOUND IN CLOTH

THE SET COMPRISES THE FOLLOWING—
"OUTLINES OF ECCLESIASTICAL HISTORY"
"SUCCESSION TO THE PRESIDENCY"
"RISE AND FALL OF NAUVOO"
"NEW WITNESS FOR GOD"
"THE GOSPEL"
"MISSOURI PERSECUTIONS"
"MORMON DOCTRINE OF THE DEITY"
"DEFENSE OF THE FAITH AND THE SAINTS"

Former Price—
\$9.50 } OUR PRICE \$6.25
FOR THE SET

DESERET NEWS BOOK STORE
The Leading Book Concern 6 MAIN STREET

Neckers

156 Main Street

Never So Busy--Why?

Because we have millinery wanted at prices that appeal. Assortments never were so great. Sweeping Sacrifice of Prices.

Every counter, rack, case and table will be filled with unparalleled values and attractions of rare interest

Final Clearance Sale

Note Our Bargain Tables

\$1.95 Bargain Table Hats, Worth from \$4.00 to \$6.00.	Choice for	\$1.95
\$3.45 Bargain Table Hats, Worth from \$6.50 to \$9.00.	Choice for	\$3.45
\$5.00 Bargain Table Hats, Worth from \$10.00 to \$15.00.	Choice for	\$5.00
\$7.50 Bargain Table Hats, Worth from \$15.00 to \$20.00.	Choice for	\$7.50