

.n Damage Case of Frank Gitzhoffen, vs. Holy Cross Hospital.

LOST HIS EYESIGHT. HE

Then Filed Suit to Recover Damages In the Sum of \$35,000--Charges All Denied.

Acting upon instructions from Judge titchie, the jury in the case of Frank Gitzhoffen against the Sisters of the Holy Cross Hospital association today returned a verdict in favor of defendant. The plaintiff sued to recover damages in the sum of \$35,000 for the loss of his eyesight, which he claimed was due to the negligent manner in which he was attended to while confined at the hospital for treatment. He claimed that he went to the hospital on July 25, 1903, suffering from a dis-case of the eyes, and that the defend-ant was instructed by the physicians that it would be necessary to wash plaintiff's eyes with an antiseptic eve-ry 20 minutes in order to save the sight. This he claimed was not done and

ry 20 minutes in order to save the signt. This he claimed was not done, and hence he lost his eyesight. The defendant claimed that the lose of sight was due to the disease from which plauntiff was suffering when he entered the hespital, and was not due entered the hospital, and was not due to any negligence on its part. At the conclusion of plaintiff's testimony yesterday afternoon, the attorneys for de-fendant moved for a non-suit, which motion was denied. After the evidence for defendant was concluded today, its attorneys moved the court to instruct the jury to return a verdict for de-fendant, and the motion was granted and such a verdict was returned.

ASKS FOR \$20.000.

Suit for That Sum Filed Against Smelter Companies.

Andrew J. Brasher filed suit in the Andrew J. Brasher filed suit in the district court today against the Gar-field Smelting company, the American Smelting & Refining company, the American Smelters Securities com-pany, Daniel Smith and C. W. Whitley to recover damages in the sum of \$20.-000 for injuries alleged to have been received by him while employed in the construction of defendants' new smel-ter on Jan. 21, 1906. It is alleged that ter on Jan. 21, 1906. It is alleged that plaintiff was employed as an assistant to the stone masons who were working on the smelter and that on the above date he was ordered to assist in raising a large stone weighing about three tons to its position by means of a block and tackle. It is claimed that the rope used to raise the stone was old and de-fective and that while the stone was being raised the rope broke and the block and tackle fell a distance of about 20 feet and struck plaintiff on the head, crushing his skull. A portion of the skull had to be removed and plaintiff was otherwise severely injured to his damage in the sum stated above

BY STIPULATION.

Damages For \$500 Asked For and Sum of \$200 Given.

Judgment by stipulation in favor of plaintiff for the sum of \$200 and costs has been rendered by Judge Lewis in the case of John L. Anderson, a minor, by Charles Anderson, his guardian,

pany's office that the number of build-ings would really amount to 1500 befings would really amount to 1,500 be-fore there was any cessuiton to the building. The value of all these im-provements is put at over \$1,000,000, and a proposition to connect Garfield with Salt Lake by an electric railway being talked up. Such a connection considered as a sure thing at no disant day,

HOMER DUNCAN DEAD.

Well Known and Respected Citizen Passes Away.

At his home, 234 Seventh East street, it 1:15 o'clock today, another veteran passed to the great beyond when Homer Duncan breathed his last. Although Mr. Duncan was very old, he possessed a rugged constitution and bravely withstood the illness with vhich he was attacked. For the past ive weeks he was confined to his bed and for the last four or five days was able to rotain anything whatever on s stomach. For two or three days

his stomach. For two or three days the end was expected hourly by his children who watched at his bedsido But when the end came today, it was calm and penceful as though he had closed his eyes in sleep. Mr. Duncan was born in Vermont on Jan. 19, 1815. In the early thirties he joined the Church, and in point of years in membership was one of the oldest in the Church. He came here in 1548 and would have come ear-lier, but was detained in finpôrtant lifer, but was detained in important matters in the interest of the Church. Mr. Duncan is survived by a wife and it children, and a large number of grandchildren and great-grandchildren. Arrangements for the funeral have not been completed as yet, but it will prob-ably take place on Sunday at the Eleventh ward meetinghouse.

SIGNAL CORPS BALL.

Meeting Tomorrow—At 2:30 o'clock tomorrow, there will be a meeting of the Daughters of the Ploneers, and it is desired that all the members of the association attend. The ball of the signal corps last eve ting in the state armory, was attended by over 150 couples, and the function was in overy way a success. It was a character ball, and many of the costumes were original and pretty, Among the characters represented were the old man in "Her Name Was Maud," Hap-Mon in the Asian was Madd, Hap-py Hoolgan, several sorts of Weary Willes, three Libertys, two Gen'lemen ob Color, a Pop Corn Giri, Bustet Brown, Sunny Jim, Greeks, Chinamen, Japs-in fact pretty much everything but Irishmen and clowns. The decora-tion, wave near and attention and nut frishmen and blowns. The decora-tions were beat and altractive, and music was furnished by the National Guard orchestra ander Conductor El-mer. Three new men were taken into the corps last evening.

BROWNING IN WASHINGTON.

(Special to the "News.") Washington, D. C., March 23--M, S Browning of Ogden arrived in Washington this, morning. Mr. Browning, together with his brother, J. M. Browning, are inventors of auto-loading fire. arms

AMUSEMENTS.

Theater-Creston Clarke in "Mohsieur Beaucaire" will be seen at the Salt Lake Theater tonight, also tomorrow afternoon and evening,

Tabernacle-The long awalted con-ed, "Y Fam a'i Baban" (The Mother and Child) and "Mentra Gwen" (Stars in Heaven are Eright). This morning he was driven over the city by Post-master Thomas, State Senator W. N. Williams, John James and T. F. Thom-as. This afternoon he spent a couple of hours at the Tabernacle practising with Prof. McClellan, who will act as his accompanist.

that the man Scott, who was thought to have been the murder or suicide victim taken from the Jordan river on Monday afternoon, is in his employ and is alive and well. This disposes of Monday afternoon, is in his employ and is alive and well. This disposes of the identification which was thought to be parily established yesterday, so far as Scott is concerned. Who the dead man was is still a matter of profound mystery, and as every day finds the body more and more decomposed, thereby rendering recognition less like-ly, it is probable that the body will have to be interred soon and that no name will be placed upon the board that marks the last resting place

ALICE ROOSEVELT'S WEDDING was something to be recorded in the an nals of history. Herbine has been ac was something to be recorded in the an-mais of history. Herbine has been ac-knowledged the greatest of liver regula-tors. A positive cure for Billous Head-aches. Constipation, Chills and Fever, and all liver complaints. J. C. Smith, Little Rock, Ark, writes: "Herbine is the greatest liver medicine known. Have used it for years. It does the work," Sold by Z. C. M. I. Drug Dept., 112 and 144 South Main Street. B

PERSONALS.

LATE LOCALS.

To Attend Concert-The Rio Grate

Western special brought in over 200 passengers this morning, from the south to attend the Ben Davis' con-

Changed to Saturday-The date for

the lecture of Dr. Green, which closes the Mutual Improvement series for this season, has been changed from tought

To Build Lodge Hall-The Bingham

to raise funds for building a lodge

Choir Entertainment-A choir enter

More Yew Buildings—The Salt Lake Security & Trust company is arranging to build eight residences on Fourth street between L and M streets. They will be seven roomed and cost from \$2,500 to \$3,000 each, the entire im-provement being valued at \$25,000 to \$30,000.

Land Owners' Meeting-There will

be a meeting of the land owners of the state in the legislative hall on Satur-day, April 7 at 2 o'clock in the after-noon to consider a protest against the action of the state board of land com-

missioners in increasing the price of state land from \$1.50 to \$2.50 per acre.

Trip to Conduit-City Engineer

celsey took a trip out to the Big Cot-onwood conduit yesterday and in-

pected the work. The contractor has commenced work on the proposed enanges in the conduit and by the first of next week will have full force of men on the job and will rush it to

completion.

Miner's Union has given the Utah Trust & Savings company a deed of trust for \$10,000 as a guarantee of band is-

o Saturday evening at Barratt hall.

cert in the Tabernacle this evening.

today.

ast year.

"John L. Sullivan used to give box-State Supt. of schools A. C. Nelson is visiting the schools of Davis county ing lessons," said a lawyer. "He was an excellent teacher, but-----The lawyer paused.

"But what?" a listener asked.

"But it required no little fortitude to be a pupil of John L.'s. They say a young man once went to the great fighter and arranged for a course of ten lessons. At the end of the second les-son, pretty well battered up, the young man said he thought he had had enough Pank Clearings-Today's local bank learings amounted to \$628,270.78 as gainst \$331,165.34 for the same day Ward Dances-The Scandinavians of the Ensign stake give a ball this (Fri-day) evening in the Thirteenth ward

She Won Out.

severance' with an anecdote about a

"This little girl, whose father was a

This fittle gift, whose father was a clergyman, lay abed one day with a bad cold, and in the afternoon, being bored, she decided that she wanted to see her father—to get him to tell her a fairy story, or something of that sort. "But her father was busy. "He is writing his Sunday morn-ing sermon.' said the mother, 'and the must not be disturbed.' "But I want to see him badly,' the little girl persisted.

"But I want to see him badly,' the little girl persisted. "No, dear,' her mother repeated. "He is busy, We can't interrupt him." "The little girl, persevering, frowned. She glared at her mother, and, sitting up in bed, she said:

"'I am a sick woman, and I want to see my minister.'"

Same Thing, Only Better.

address on perseverance, said: "Let me underscore this word 'per-

liftle girl I used to know.

Bishop Olmsted of Colorado, in an

"'Enough?' said his teacher in as-tonishment. 'Why, you haven't learned

'I know,' the young man interrupt-'But I'h tell you how it is, Mr. livan. There's a fellow I dislike, and Sullivan. I arranged for this course so as to lick I arranged for this course so as to new him in a fight. But on second thought I have decided it will be just as well to send him down here to you to take the rest of the lessons."

NEW YORK CLOSING STOCKS.

Friday, March 23, 1906.

Atchison 53% Atchison pfd Baltimore and Ohio Canadian Pacific Erie Hilnois Central Louisville & Nashville Manhattan L Metropolitan St. Ry. ex-div. Mexlean Central Missouri Pacific New York Central Pennsylvania 42% tainment for the benefit of the ward, will be given this evening in the Twen-iv-eighth ward meetinghouse, begin-ning at \$115. The program will con-dist of comic songs, recitations and cocal and instrumental selections. nnsylvania Reading Rock Island Rock Island pfd St. Paul Southern Pacific Southern Railway Pacific pfd

MISCELLANEOUS.

MISCELLANEOU'S. Amaigamated Copper American Car & Foundry American Smelting & Refining Am. Smelting & Refining fd Brookiyn Rapid Transit Colorado Fuel & Iron International Paper National Biscult National Lead Pacific Mail Pressed Steel Car Pressed Steel Car Pressed Steel Car Standard Oll Sugar Sugar see Coul & Iron ited States Steel

Western Union Mackay Mackay pfd

.105

92%



The cut shows the first motor car ever made in Germany. It was built in 1888 by Herr Gottlieb Daimler, who attached a small motor to an ordinary physical in the successful in its operation and attracted much attention as it was driven over the streets of Munich by the inventor and his son. This automobile is now in the Munich museum.

BEGINNING OF A ROYAL STAG HUNT IN SPAIN.



Stag hunting in Spain, as may be seen from the cut, is somewhat akin to for hunting in America and bear hunting in Germany. The animal that is to become the victim is conveyed to the field and at a given signal, usually a bugle blast, is liberated. If he fails to take immediate advantage of his freedom he is further stimulated to seek safety, and as soon as he develops suffi-cient speed the entire pack is at his heels. Royal hunting in all countries is likely to be a very tame and artificial affair.

A NOVEL FENCE OF ELK HORNS.

Stiff Front Exit, the Shirts. Enter, the Negligees: Is the edict in our Shirt Department. Spring conceptions in the most serviceable shirtings. A selection of patterns and styles (all good ones) calculated to appease the fancies of all Men. 50c to \$3.50 Ask to see the \$1 and \$1.50 ones.

ONE PRICE.

J. P.GARDNER

186-138 MAIN ST.

THE QUALITY STORE

DIED.

WEBB.-At 763 Hawthorne avenus. Sait Lake, March 20, 1906, Clarence Proctor Webb, aged 15 months, only child of Mr. and Mrs. Charles Webb. Funeral services were held at the fam-ity residence this afternoon at 2 o'clock.

BEAL-In this city, March 23 Annie (° Beal, wife of President Henry Beal of Ephraim, Utah; born Aug. 2 183 in Denmark. The remains will be shipped to Ephraim Saturday. The funeral services will be

R E Evans Florist, 36 S. Main St.

Floral Designs a Specialty. Phones 361.

UNION DENTAL CO.

118 South Main.

HONEST WORK HONEST PRICES

Painless Extraction of Teeth or Ne Pay. All Work Positively Guaranteed. "Phones: Bell, 1125-X: Ind., 1125

Gardner Daily Store News

the case of John L. Anderson, a minor, by Charles Anderson, his guardian, against the Utah Consolidated Mining company. The action was brought to recover \$500 damages for injuries re-ceived by Anderson while employed at defendant's amelter on Sept. 24, 1905. Anderson was unloading a car of slag on the dump at the smelter when an-other slag train bumped into the car which he was unloading a caused which he was unloading, and caused it to run over his right foot, severely injuring it. The suit was compromised by the payment of \$200 and costs, hence a judgment was entered by stipulation for that amount.

WILL HEAR MURDER CASE.

Judge Chidoster of Richfield will be in the city on Monday and will hold court in Judge Armstrong's court room for the trial of the case of the State of Utah against Jess Thomas, colored, who is charged with the murder of a colored man by the name of Wilson, Judge Armstrong is still engaged in the trial of cases in Summit county, and will not return Monday.

A GUARANTEED CURE FOR PILES. Itching, Blind Bleeding, Protuding Piles, Druggists are authorized to refund money if PAZO OINTMENT fails to cure in \$ 50 14 days, 60c.

DEATH OF MRS. BEAL.

Good Woman Passes Away Following A Severe Surgical Operation.

A well known woman in the person of Mrs. Annie Christina Beal, wife of President Beal of Ephratm, died at the L. D. dent Heal of Ephraim, died at the L. D. S. hospital this morning, at 4:30 o'clock For some time she had been seriously ill with an ailment that threatened her life. Accordingly she was brought to this city and taken to the hospital to undergo a surgical operation, the seriousness of which was recognized from the first, but in the hopes that as a last resort her life might be saved. Mrs. Beal was born in Demark. Aug. 2. 1850; emigrated to Utah with her parents in the early "fifties." and on March 28, 1863; was married to Henry Beal. The decensed, who was a most estimable woman is survived by her humband and eight children. The funeral services will be held at Ephraim on Sun-day, the life.

FENN MAY COME.

Chance for Pursuit Match Race With Billy Samuelson.

The Salt Palace promises to show up some very fast bieyeld riding this summer, not alone because of the speedy mer, not alone because of the apody local men who will be here the season through, but on account of special matches arranged with noted visitors. W. S. Fenn, a noted national circuit pursuit rider, has been approached by Manager Chapman, and it is probable that terms will be agreed upon by which he will race here this is another or for at least part of it. Samuelson will be back in Sait Lake within a month from Australia accord-ing to information received by Mr. Chap-man.

1-10-1 MANY NEW BUILDINGS.

At Least 500 Will be Erected at Town Of Garfleid,

J. M. Anderson is superintending for the Garfield Improvement company, the erection of 500 buildings at the new town of Garfield. These buildings will include boarding houses, bunk houses, lodging houses, hotels, restaurants, stores, warehouses, barns, business houses, shops, mills, etc., and it was stated today, in the real state comhis acompanist,

Orpheum-Tonight is society night it the Orpheum and several box parties have been arranged. Business continues beavy with indications that tomorrow's matinee will go to "standtomorrow s numering room" only.

Grand—A well filled house greeted the first performance of "A Moonshin-er's Daughter" at the Grand last night, and the play proved to be one of those melodramas in which Grand patrons delight.—a stirring story of bravery, of wrong finally made right, and love that was almost transferred to the villain, through the supicions he cast upon the hero. The Moonshiner's still is the center of the plot, and the traitor is he who betrays it to the "revenuers," while the people of the story are the still owner and his family, his hired men, and the hated revenuers, who turn out after all to be only Kentucky mountaineers in disguise. Battles ga-lore in defense of the still, make thrdli-in climaxes for the gallery gods, and ing climaxes for the gallery gods, and at the end the villain who loved the still owner's daughter, was killed stone dead on the top of the cliff where he planned that the hero should die. The scenery and effects are exceptionally good, and the cast is fairly capable, al-though not above the average in merit, "The Moonshiner's Daughter" remains the bill until Saturday evening, with the usual Saturday merities

the usual Saturday matinee. . . .

Lyric-The High School Girls close tonight at the Lyric theater, after a very successful week's engagement. Commencing tomerrow at 2:30 Wil-hans' Imperial Burlesquers open a week's engagement at this house. Man-ager Williams is noted in the east for good preductions, and this season's company will be the best one that he has ever sent upon the read, it will con-tain among others. Miss Lillian Wash-burn, the fashion plate for all other burlesque queens, Miss Pauline Moran, one of the most handsome women upon the stage. Clipper Comedy Four, Craw-ford and Manoing, Lew Palmer, Wm. J. Evans and many others. Regular mat-inees Monday, Wednesday and Satur-day.

If Traveling in Japan Or any civilized country, you can procure Laxative Bromo Quinine from any drug-gist. All nations use it E. W. Grove's on how gist. All nations signature on box.

SCOTT NOT DEAD.

Word Received That He is Very Much Allve.

Word received by telephone from a Mr. Doolittle, whose office is in the Atlas block, conveys the information

All Run Down

In the spring-that is the condition of thousands whose systems have not thrown off the impurities accumulated during the winter-blood humors that are now causing pimples and other eruptions, loss of appetite, dull headaches and weak, tired feelings.

The medicine to take, according to the testimony of thousands annually, is

Hood's Sarsaparilla In liquid or tablet form. 100 Doses \$1. Highest Lowest

Rain Tomorrow—The cold weather remains in the more northern latitudes, 14 degrees below zero being the lowest temperature, in upper Michigan. In this valley, however, the mercury did not fall below 33 yesterday, and the maximum was 55. Today is bright and much average but there is a how area much warmer, but there is a low area, poking its nose in from Puget Sound, so that the weather office predicts ains for tomorrow.

and managements Wanted, by a lady with best of ref-erences, a position as companion. read-er and entertainer of an invalid or children, willing to travel if necessary. Address A. care Deseret News.

COL. W. D. MANN PLEADS NOT GUILTY TO CHARGE.

New York, March 23.-William D. Mann, publisher of Town Topics, to-day pleaded not guilty to an indictment charging him with perjury.

JAPS RUN OUT OF TOWN.

JAPS RUN OUT OF HOWN. Bakersfield, Cal., March 23.—A special to the Californian from Kernville. 60 miles from this city in the Sierras, relates that on Wednesday nine Jap-anese, employed on the Edison Elec-tric company, were run out of the town by a mob of transient laborers under threat of being dynamited. A part of the camp utensils were de-stroyed, the tent was carried away and the Japanese wer ordered to leave at once. They started for the railroad, 40 miles distant, and are now at Cali-ente, awaiting instructions from the

inte, awaiting instructions from the

ente, awaiting instructions from the company. The company is about to commence work on its third power plant on the Kern river and the Japanese were em-ployed to do some prelimnary work. They arrived in Kernville on Wednes-day and their presence at once aroused the ire of a number of idle men, some of them former employes of the Edison and Kern River companies. About 20 of these men mathered and arread that the Japanese must go. The visit to the camp followed, but no force was found pecessary, as the Japanese hurnd necessary, as the Japanese hur-

The officials of the Edison company elephoned Sheriff Kelly the details of the trouble. They say they propose to send the Japanese back to the works and will demand protection. -----



ureau for the 24 hours ending at 6 a. m. oday:

Temperature at 6 n. m., 40 degrees; maximum, 55; minimum, 39; mean, 47, which is 3 degrees above normal. Precipitation for the 34 hours ending at

a. m. 05 inch. Precipitation since the first of the onth. 2,34 inches, which is 31 inch above

he normal. Accumulated excess in precipitation direc Jan. 1. 78 inch. Pretative humidity, 79 per cent. FORECAST TILL 6 P. M. SATURDAY. Local forecast for Salt Lake City and ricinity: Partly cloudy tonight and Saturday, with local rain or snow; warmer tonight, R. J. HYATT, Local Forecaster,

TODAY'S TEMPERATURES.

i.m

YESTERDAY'S RECORD.

BOSTON CLOSE.

Today's closing on stocks in Boston, as reported over the Pollock wires, especially for the Deseret News:

	Bid.	Ask
Adventure	6 25	6 5
Atlantie	21 25	1
Amalgamated		106 5
Alouez		38 0
Bingham Con		39 0
Boston Con	22 871/2	23 0
Calumet & Hecla		685 0
Centennial	24 50	25 0
Con. Mercur	63	6
Copper Range	79 75	80 0
Daly West		14 5
East Butte		11 2
Nevada Con		18 0
Old Dominion	44 75	45 6
Osceola	100 50	101 8
Parrott	36 00	37 0
Tenn, Copper		46 0
Utah Con		62 5
United Ctates Com		
United States Pfd		
Utah Apex		

----AFTERNOON ON EXCHANGE.

Among this afternoon's sales on the mining exchange were: Mammoth, 100 at 1.45; 100 at 1.50. May Day, 1,000 at 2514; 500 at 2514, seller 60; 500 at 2534, seller 60; 500 at

Posted rates, 483@48316 and

Commercial bills, 482%@482%, and 485%@487, Bar sliver, 65. Mexican dollars, 50. Government bonds steady;

Three new maps, just issued. Utah and Idaho on one side, the World on the reverse side, including population

inches, value 75 cents; sent to any ad-dress for 25c. Address Deseret News Book Store, Salt Lake City, Utah.

countries and towns according to the 1900 census, with a brief sketch of ev-ery country in the world. Size 27x3115

railroad bonds, heavy.

UTAH. IDAHO, THE WORLD.

Silver King, 100 at 34.00. Ajax, 100 at 34.







cururuly 9 com	
Combine Sugar, 14 lbs. for	Independent Sugar, 1716 lbs. for
Combine Corn, 2 cans for	Independent Corn 2 cans for
Combine String Beans,	Independent String Beans 9 cans for
Combine Pork & Beans	Independent Pork & Beans 2 cons for
Combine Raisins, 2 lbs. for	Independent Raising 2 the for
Combine Arm & Hammer Soda	Independent Arm & Hommer Soda 4 for
Combine Mocha & Java Coffee	Independent Mocha & Java Coffee
Combine High Patent Flour	Independent Peach Butter, 2 cans for
Combine Straight Grade	Independent Patent Flour
Combine Baker's No. 1	Independent Straight Grade
Combine 10 1bs. Leaf Lard \$1 30	Independent Baker's No. 1 Independent 10 lb. Lorf Lard
Combine & Ibs. Leaf Lard	Independent 10 lb. Lorf Lard
Combine 3 lbs. Leaf Lard	Independent 3 lb. Leaf Lard
Combine Mice, 2 lbs. for	Independent Dios 4 the feet
Compile Maccaron, 7 ID. Box	Independent Maccaroni 7 th Box
Combine Tea, very best Japan	Independent Too want hast Johan
Combine Ranch Eggs	Independent Ranch Eggs. 2 dos. for

Independent Rice, 4 lbs. for Independent Maccaroni, 7 lb. Box Independent Tea, very best Japan ... Independent Ranch Eggs, 2 doz. for

MUSIC TEACHERS. All who desire to consult the list of the representative professors and music teachers of Salt Lake should read the "Musicians' Directory" in the Saturday "News."

BORN

PIKE -On March 23, 1996, to the wife o Edward E. Pike, 1997 south Ninth Eas street. Salt Lake City, a son. Mother and child doing well.