TWO MORE DECISIONS.

Case of George W. Brown Against John M. Bath Dismissed by the Supreme Court.

LUMBER COMPANY'S CASE IS AFFIRMED.

Notice of Lien Was Not Sufficient—Mrs. Peters Divorced—Notes in Brief—Other Court Matters.

The Supreme court handed down an opinion today in the case of George W. Brown vs. John M. Bath, appellant, ordering a reversal of the judgment of the lower court with directions to the court below to dismiss the action.

Brown commenced this suit in the district court of Tooele county, to recover $179.40 alleged to be due on a promissory note. In defendant's answer to the complaint he denied generally and failed to state a cause of action, and that it appeared on its face that the court had no jurisdiction. The demurrer was overruled, and on Bath failing to answer, judgment was entered against him.

The question presented to the court was, did the lower court have jurisdiction to try the case. The note was given at Tooele county, made payable in this city, and it was contended that the suit should have been brought in Salt Lake county. Appellant cited as section 1, article 8, of the Constitution:

"The county seat of each county shall be the place at which the courts are to meet, and that the case was improperly brought in Tooele county.

The court then cites a dozen of the cases.

The opinion is written by Justice Bartch and concurred in by Chief Justice Zane and Justice Miner.

THE CASE AFFIRMED.

The Supreme court also handed down an opinion today in the case of Moyle, Moyle & Co. appellants, vs H. W. Williams et al., affirming the judgment of the district court.

The plaintiff commenced this action to foreclose a mechanic's lien upon property owned by defendant J. C. Clayton, arising upon its contract to furnishing material to Willard and W. E. Hurst as subcontractors, on a contract to build a house for Clayton, and to secure a judgment against Willard and Clayton.

Clayton demurred which was sustained. Plaintiff declined to amend and the court held the demurrer was properly sustained.

Justice Miner delivered the opinion, which is concurred in by Chief Justice Zane and Justice Bartch.

Alleged Trespass.

Judge Cherry and a jury have been engaged today trying the case of Frank H. Rudy vs Thomas B. Jeremy et al. Plaintiff sues to recover $10 as damages sustained by reason of certain sheep belonging to defendants trespassing among his. The case was tried before Justice of the Peace Frank A. Margetts, and a verdict returned in favor of the defendants, dismissing action at plaintiff's cost. From this judgment an appeal was taken.

Smith and Shipp appeared for plaintiff and Moyle, Barr and Corfoin for the defendants.

The Case of Burke vs. Ryan.

Judge Hart and jury are still engaged trying the case of Peter C. Burke et al vs Henry M. Ryan. The plaintiffs sue to recover $13,862 the alleged value of 13,862 shares of Ontario mining stock, which it is alleged was delivered to Ryan as trustee, and which he refused to return.

District Court Notes.

Judge Cherry today awarded plaintiff $50 in the case of Jessie Butler vs Isaac M. Waldel, administrator.

John Woods vs Isaac Jaus was dismissed for lack of prosecution today.

Judgment for $431.10 and this attorney's fees was entered for plaintiff in Judge Cherry today in the case of George Sommer vs John Dean.

In the case of Sarah J. Williams vs Sarah Williams, Judge Hoge gave judgment for the plaintiff today in the case of Ross et al.

The case of W. H. Bells against Salt Lake City was concluded before Judge Hiles today, and taken under advisement.

Mrs. Peters Divorced.

Sarah E. Peters was granted a decree of divorce from William H. Peters by Judge Hiles today, on the ground of failure to provide, also the attorneys and the attorney's fees. There are three minor children and the court made an order that they remain in the custody of Mrs. Peters, at Ogden, both parties to visit them.

BEET SUGAR PROSPECTS.

The Sugar Company Board Got Rid of the Outlook for the Coming Season.

The board of directors of the Utah Sugar company held their regular monthly meeting yesterday, in the absence of President George Q. Cannon, who is in and out of Los Angeles, Cal., Vice President Joseph F. Smith, Who is in New York, and Treasurer John R. Winder presided. A large amount of business relating to the preparations for handling the beets and extracting the sugar was transacted, and the members of the board varied with several satisfactory reports, from the various departments. The beet fields in and about Lehi. The growing beets are in beautiful condition, and the prospects are that the yield of tonnage, will be the largest in the history of the company.

A Serious Charge.

Jerome Hendrickson of Murry was arrested on a warrant issued out of Justice Nielsen's court today, charged on the complaint of Johanna Johnson with bigamy. He was alleged to have married Johanna Johnson, who is a minor, in Salt Lake City, and she is now living in New York. The complaint also alleges that he married another woman in Murray, and she is alleged to have been with the girl he is alleged to have married.

Goes Out to Not Totally.

The charge of bigamy against Attorney John Lil Taylor, preferred by Mrs. Taylor, will be tried before Justice Nielsen next Thursday. In the meantime the "accused" is out on his own recognizance.

Raising Make Sugar Beets.

Boise Statesman: Mr. Dunn, manager of the Bidenbach ranch, is growing four acres of sugar beets this year for experimental purposes. The seed used for the purpose is from Boise station. A man named John Dunn is in charge of the ranch. He is from Utah and has had long experience in growing beets. The plants are now about six inches high and make a fine appearance.

The beets will be sent to the factory in Utah and when ready, if the results are as good as expected, the experiment will have an influential bearing on the future of sugar beet growing in the Boise valley. It is believed that over satisfactory results can be expected than in any other section of the country.

CITY BEATS THE DRUGGISTS.

Test Case of W. D. Mutch & Co. Decided in Favor of Plaintiff.

The test case of Salt Lake City vs W. D. Mutch & Co., was today decided by Justice Timpson in favor of the plaintiff, thus enabling a recovery for the city treasurer's department which issued on the collection of a special license tax from all local druggists, which the latter already complied with the exaction.

The case involves a number of interesting points, one of which was that the city had no ordinance on the subject, the tax being levied under a special dog law, as it was claimed, and that the tax was not uniform, as it was not levied on all.

Practice Should be Discreet.

Butte Pick and Home Warden John Black is in receipt of information from Davis county that the Bird idea of killing off beneficial crows here has gotten out of season and killing meadow lark birds of this description were discovered lying along the roadside by the score. Mr. Black strongly condemned the practice, and said it was a crime to slay such to be guilty of such acts. He then went on and told how, if he had to do so himself he would kill the crows at about the little game for more sport was little in the carcass.

Fined $20 for Robbery.

L. Mabes, charged with robbing C. M. Abadie in the Justice saloon on Commercial street Tuesday evening, was tried in the police court this afternoon, found guilty and fined $20. He gave notice of an appeal.

Home Fire Dividend.

The board of directors of the Home Fire Insurance Co. have declared the regular quarterly dividend of one and a half per cent on the capital of a quarter of a million dollars, payable on the 30th.

Miss Eldridge's Tour.

About the latter part of June, Miss Ruth Eldridge, the well known elocutionist, will start on a tour through northern Utah. Wherever she will be pleased to be accompanied by her sister, Miss Lulu Belle, who is a pianist of rare ability. Miss Eldridge is a pupil of Prof. T. P. Bartlett, and is now preparing to compose a number of very fine selections for the piano.

A Sad Case.

Justine M. Larson, of 175 B street, this city, was adjudged insane by Drs. Wright and Richards today, and, by order of the probate court in the afternoon, Larson was only discharged from the Peace institution a month or so ago. Tuesday he again showed symptoms of insanity and had to be taken care of. The case is indeed a sad one. Recently his wife was removed to St. Mark's hospital, where she underwent an operation. There are three children with no one to look after them. The other is a girl of fifteen years. It is to be hoped that some kindhearted person will see after the children the care that their parents are now unable to give them.

Frederick Fish, a young man, was also examined as to his sanity, but upon his folks promising to guard him carefully, he was discharged. He is said to be a victim of the cigarette habit.

Blaze in a Barn.

A frame barn on the premises of Samuel J. Brown, 141 north West Temple street, was the scene of a fire shortly after 6 o'clock today, an alarm being sent in from Fourth North and Second West streets. The West Side department responded, and after about half an hour with a steamer and other apparatus from Station No. 1, put the blaze out. The barn was burned to the ground, the loss being about $300, and no particular damage. The barn is valued at $400 and the blaze attributed to a spark and matches.

New Electric Fan.

Engineer Lawrence of the post working placed in alternating electric fan in the county commissioners' office today. It had the effect of keeping every one cool.

An Ineffective Election.

Acting Adjutant General Chas. S. Burton of the National Guard has declared the election held by company A, First Infantry, on Monday night last, void. The election was by acclamation whereas the statute states it is to be conducted by ballot. The new election will be held Friday night.

MINOR MENTION.

The Eighth quorum of Seventy met in the county of the Fourth ward meeting house last night (Wednesday) at 7:30 o'clock.

In the police court today Sylvanus Cobb, Henry Ward, Frank Kieffer and Lew Perry all arrested early the morning for drunken, were discharged.

POINTING THE WAY.

Necessity often drives your purchases. Economy points to the place. The greatest amount of good for a given amount of cash is what we offer in our business. For a reliable quality of baking powder nothing equals the U. S. It has strength and leavening power and if the wealth of both show bakers powders and costs a great deal less, for a pound can, it will be found to be the most effective it will be in your cooking department.

YOUR ORDER SELLS

U. S. BAKING POWDER.

at following prices:

8 OUNCE CAN	10c
10 OUNCE CAN	12½c
12 OUNCE CAN	15c

Remember, every can guaranteed to give perfect satisfaction in every respect, and to take no risk. Why not give it a trial?

A Florida Insect.

Some parts of Florida are infested with an animal of extraordinary character, which has about the same relation to the rattlesnake that the wasp bears to a bumpkin. It is a gigantic but extremely lively creature, which suddenly appears from almost anywhere and goes racing like a shot over anything that comes in its way. The average size of the insect is like a pint of the appearance of it. It appears to be particularly abundant up at Lakeland, where the Massachusetts and New York soldiers are. Shortly after the arrival of those troops a New York journalist of distinguished proportions was Lakeland and found that he had to stay all night. By dint of much persuasion he obtained a room with a bed in it. The journalist whose proportions seemed to have a deeply grounded objection to entertaining any guests at all, dragged his bag in under and he went up onto. Presently he commenced rushing down in his shirt and drawers, exclaiming that he had been attacked by something in the majority of his flight. On his face was an expression of terrible anxiety.

"See here!" he said, "there are rattlesnakes as big as rats running all over my bed."

The landlady signed lovely. "Why," she said precisely, "you aren't afraid of them, are you? Why they get into our table dishes and eat up our potatoes stalks as fast as we get them."

That was all the newspaper man could get out of the landlady on the subject. He had to go back to his room, and sat up wondering what sort of table dishes they could have in Florida that these reptiles could get into them until he fell asleep from actual exhaustion.—Boston Transcript.

Where the Soldiers Come From.

It was an earnest and enthusiastic company that met in Cuba park. There were not to exceed a dozen in the ranks and the average age was about six years. Brown hatches crowned their shoulders in various shapes and conditions, a few had no pants, and a little chap with an eight-inch snare drum formed the music.

"Get off that grass!" shouted a big policeman just as a particularly difficult evolution was being executed.

"Halt!" screamed the little curly haired captain, just in time to avert a disgraceful rout, and the ranks of Company "Q" stopped on the "Cuba park. The end of the report of these paper cars "rang out on the clear air.

Every little body was fairly rigid in its determination to fall back to good order while leading, when the policeman joined in the laughter of a score of other witnesses.

An old gentleman, bent with years, walked over to the brass cannon, rubbed him on the head and turned with a smile on his venerable face. "And yet other nations wonder where our soldiers spring from when the country needs them to fight its battles."—Detroit Free Press.

Some Stumpy Great Men.

Socrates was stumpy, also St. Paul and Alexander the Great, great only as a warrior.

In statute both he and his far more famous pupil Aristotle, of Macedon, were marked with bright. In this regard we may rank them with the latest Napoleon. Napoleon with Aristotle, the "Master of Good"—broad-shouldered, thick set, stumpy, short, with Napoleon, the "Scourge of God"—tall, of the type of the Cuirassiers, of whom Cambronne writes: "He is rather short than tall, somewhat stout, with shapely limbs, alike little and strong.

Attila he remembered—he—last of the Roman emperors in the days of Valentinian, was a man of low stature, with a broad chest, a head (Fredegarius) "Attila, the Scourge of God" (Gibbon) "Attila, the Scourge of God"—broad-shouldered, thick set, stumpy, short, with Napoleon, the "Scourge of God" with Tamerlane, king of the Cuirassiers, of whom Cambronne writes: "He is rather short than tall, somewhat stout, with shapely limbs alike little and strong.

Attila he remembered—he