

Today's Ogden News

SKREEN-BROWNING CASE IS HEARD

Hearing of Demurrers Occupies Entire Day—Skeen Pays The Costs.

YOUNG CRIMINALS ARE HELD

On Charges of Robbery and Burglary—Funeral of Mrs. Stimpson—Other News Notes.

Ogden, Jan. 3.—Judge Armstrong sat in the district here yesterday to hear the case brought by J. D. Skeen against Chief of Police Thomas E. Browning, seeking to oust that official from office for alleged irregularities in office and neglect of duty. The whole of the day was taken up in arguments on the demurrers of the defendant to the plaintiff's complaint. On one of the contentions made by the defendants the court made an important ruling. This was in the matter of filing and other fees. Judge Armstrong supported the contention of the attorneys for the defense that unless the fees in question were paid the case would be thrown out of court. Plaintiff insisted that the case was of a criminal nature and came within the rules governing actions of that class. By the ruling of the court there can be no longer any doubt upon this point and all similar cases will be classed as civil. After the court's opinion had been submitted on the matter, Mr. Skeen paid over to the county clerk the sum of \$15, two-thirds of which was

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for filing fee and the other for jury fees. Part of the contention raised by the defense was to the effect that the chief of police was not an official, but an employee or agent for the city and upon this ground he was not amenable. The defense urged further that the statute did not apply in cases of this kind where the same had not been embodied in the city ordinances, also that the complaint was at fault in that it did not specify the places wherein the gambling had been conducted. Upon these and other grounds the attorneys for both sides argued all day long. Their arguments were concluded, however, before the adjournment last evening of the court, and the matter was taken under advisement.

HELD ON CRIMINAL CHARGES.

Bonds Fixed for Young Burglars and Holdups.

Ogden, Jan. 3.—The gang of young burglars who were arrested several days ago by the police have been formally charged with the crimes committed and were arraigned before Judge Murphy. Two charges of burglary were placed against John Brotherton and Leslie Downs, for which they were placed under \$500 bonds. A charge of holding up and robbing a Chinaman, was placed against Leslie Downs, John Crosbie and Clarence Low, and their bond was fixed at the same amount. Mat Conroy, Clarence Low, Tessen Cole and Leslie Downs were charged with burglary and placed under similar bonds. In default of bonds the boys were turned

PROVO DEPARTMENT

The "News" is delivered by carrier every night (Sunday excepted) at 75 cents per month. All payments and complaints should be made to R. J. Dugdale, agent for Daily, Saturday and Semi-Weekly News. Orders taken for Church Works. Residence, 312 Fourth North St. Phone Ind. 56-M.

COMMERCIAL CLUB OFFICERS

Elected for Ensuing Year—Deaths' Record—News Notes.

Special Correspondence.

Provo, Jan. 3.—The Provo Commercial club held its annual meeting last night, for the election of officers. President Irvine, who has acted as president for four years, was again nominated, but positively declined the honor, feeling that other members should be given a chance. Willis K. Spafford and R. A. Barney also declined the nomination, and the following were voted on: L. O. Taft, Joseph T. Farrer and Alex Hedquist. Mr. Farrer was elected. Joseph W. Dunn was elected vice president. J. C. Anderson was re-elected secretary by acclamation and Joseph A. Buttle was re-elected treasurer in the same manner. The following were elected directors: George Haverkamp, T. F. Pierpont, W. J. Startup, John N. Gulick, F. W. Taylor.

Appropriate speeches were made by President Irvine, President Farrer and Vice President Dunn, and the retiring officers were given a vote of thanks as also was the Steward, Ross Worsley, who is about to retire.

The secretary's report showed a membership of 99 with 16 added last year. The following were admitted to membership last night: W. B. Searle, A. L. Towle, Ed T. Harding, George E. Robison, Jesse M. Harmon, O. P. Smoot and Andrew N. Holdaway.

The gift of a fine table for the directors' room from the Utah County Medical association was acknowledged, and the privilege of the club rooms was extended to the association for holding its meetings.

The financial statements of the secretary and the treasurer showed the following receipts and disbursements for the year:

Cash on hand Jan. 2, 1906.....	\$ 68.25
Receipts.....	2,203.62
Total.....	\$2,271.87
Disbursements.....	2,052.68
Cash on hand.....	\$ 219.20

The following items are among the disbursements: Furniture, \$48.12; sideboard, \$209.71; general disbursements, \$457.40; sociables, \$56.50; horse show, \$63.50.

THREE DEATHS.

William Coray arrived yesterday from Sanford, Colorado, with the remains of his wife, who died on Dec. 26 of pneumonia. Mr. Coray was formerly a Provo resident, and is the son of Howard Coray, of Salt Lake. He has lived in Colorado for upwards of 20 years, and Mrs. Coray has been postmaster at Sanford for over 17 years. She was about 40 years of age. Services over the remains were held at Sanford (Friday) at 10:30 o'clock, from O. H. Berg & Son's undertaking parlors. Mrs. Coray leaves her husband and one adopted son.

Claudius, the 13-year-old son of Mr. and Mrs. John A. Bennett, died yesterday afternoon, after several months' illness from rheumatism, which finally affected the heart and caused death. The time for the funeral has not yet been fixed.

Miss Lida A. Drane, of Ogden, died at the state mental hospital yesterday, at the age of 34 years, from exhaustion. The deceased has been a patient since Feb. 23, 1905. The remains were shipped to Ogden last evening.

GARDEN CITY NOTES.

The thermometer registered two degrees above zero here Tuesday night. Frank Dusenberry and family are down from Grace, Idaho, where Mr. Dusenberry is engaged with the Telluride Power company on the big power project under way there.

The receipts at the Provo postoffice for the past year were \$15,032.30, a gain of \$146.71 over the receipts of 1905. The business of 1905 was increased about \$400, on account of the Utah land drawing, and on that basis the increase this year is over \$500 above last year.

David Melman is here from Alberta, Canada, visiting relatives. Judge Booth reports that in the term of court just closed in the Fourth district for this county, not one dollar was paid out for jurors or witness fees, which is a very exceptional state of affairs.

FUNERAL OF MRS. STIMPSON.

Impressive funeral services over the remains of Edna Stimpson, wife of William Stimpson, were held yesterday morning at 11 o'clock at the Riverside ward meetinghouse. The church was well filled with relatives and friends who gathered to pay a tribute of respect to the memory of one of Weber county's most highly respected citizens. The funeral services were presided over by Bishop A. Bingham, and the ward choir furnished appropriate music. The speakers were President C. F. Middleton, Patriarch Sanford Bingham, Elders Richard Dye, Samuel Dye and Bishop Bingham, who feelingly told of the many sacrifices and hardships the deceased had made and endured in pioneer life for the gospel's sake and to bring her large posterity up in the ways of honesty and uprightness. Many beautiful floral tributes were laid upon her bier. A large funeral cortege followed the remains to the Ogden City cemetery, where they were laid to rest. President Middleton dedicating the grave.

REES DIVORCE SUIT.

Suit for divorce was filed in the district court by Florence Rees against Joseph Rees. The complaint alleges that the couple were married at San Francisco Jan. 27, 1904; that in June of last year the defendant abandoned his wife and little 11 months' old babe, which has since been adopted by a family named McCarty; that defendant has failed absolutely to provide for his family. A decree of divorce, alimony and custody of the child is prayed for.

SPARKS-SHORT WEDDING.

License to wed was granted by the county clerk to J. M. Short of Arthur, Nev., and Emily Sparks of Elko, Nev., both of lawful age.

CHRONIC CONSTIPATION CURED.

One who suffers from chronic constipation is in danger of many serious ailments. Orino Laxative Fruit Syrup cures chronic constipation as it aids digestion and stimulates the liver and bowels, restoring the natural action of these organs. Commerce taking it today and you will feel better at once. Orino Laxative Fruit Syrup does not nauseate or grip and is very pleasant to take. Refuse substitutes. For sale by F. J. Hill Drug Co.

NEPHI.

DEATH OF DAVID NORTON.

Old and Respected Citizen Succumbs To Dropsy.

Special Correspondence. Nephi, Utah, Jan. 1.—Another Nephiite was called by the hand of death early this morning in the person of David Norton, one of Nephi's aged and respected citizens. The cause of death was dropsy. He was 74 years of age. He came to Utah in 1851 and took an active part in both the Walker and Black Hawk Indian wars. He has resided in Nephi for 40 years. Mr. Norton was a faithful member of the Mormon Church and had a large family, who will mourn his loss. Funeral services will be held Thursday at 1 p. m. It commenced to snow at an early hour this morning, and the new year was ushered in by a snowstorm which has continued most of the day until this evening several inches of the "beautiful" has fallen.

FUNERAL OF MISS MAY.

The funeral of Miss Victorine May, graduate nurse, will be held Friday, Jan. 4, at 1:30 p. m. from the Second ward meetinghouse.

YOUR OLD MACHINE taken as part payment on a new Columbia graphophone, Columbia Phonograph Co., 327 South Main.

OBITUARY.

Mary Schofield, widow of John Schofield, another Spring City pioneer, died on Christmas day, and was buried Dec. 27, 1906. Mrs. Schofield was born April 6, 1828, in Oldham, Lancashire, England, and was baptized Nov. 1, 1848. She came to Utah in 1860 and lived at Lehi for two years, when she came to Spring City, where she has since resided.

FARMINGTON.

DEMISE OF A PIONEER.

Mrs. Elizabeth Coombs, a Handcart Veteran, Closes Long Career. Special Correspondence. Farmington, Davis Co., Jan. 2.—Mrs. Elizabeth Coombs, wife of Frederick Coombs, died at her home here Dec. 31 of old age and stomach troubles. She pulled a handcart across the plains in an early day. She was a faithful and consistent Latter-day Saint. Her husband and a number of children survive her. Funeral services were held at the Farmington meetinghouse today.

SPRING CITY.

PIONEERS ANSWER SUMMONS.

Mrs. Sarah A. Zabriske and Mrs. Mary Schofield Called. Special Correspondence. Spring City, Sanpete Co., Jan. 2.—The funeral services over the remains of Mrs. Sarah Ann Zabriske were held in the Spring City meetinghouse, Jan. 1, 1907. Mrs. Zabriske was one of Spring City's oldest residents. She was born in Gibson County, Tenn., Oct. 5, 1828, and was baptized in the month of June, 1844. She came to Utah with her husband in 1852. They made their home in Utah Co., until 1860, when they came to Sanpete, where Mrs. Zabriske has since lived, her husband having died more than 30 years ago. She was the mother of 10 children, seven of whom are living. Mrs. Zabriske was a firm and steadfast Latter-day Saint, a woman that was loved and respected



JOSEPH A. TAYLOR.

New Harmony, Washington county, Utah, Joseph A. Taylor, son of Independence and Julia A. Taylor was called to the great beyond. He passed quietly away lying in the arms of his father, on the morning of Dec. 18, 1906. He was born here Aug. 7, 1856, and has lived here all his life. He was an exemplary young man and was highly respected by all who knew him. Cause of death was organic heart trouble of which he has been a sufferer for months past. Funeral services were held at the ward meetinghouse which was crowded. The speakers were Elders Spillbury, L. H. Redd, John A. Mathis and Francis Prince. The deceased leaves father, mother, brother and two sisters and a host of relatives and friends to mourn his loss.

Peptiron Pills

Ironize the blood, feed nerves and brain, tone the stomach, aid digestion, give restful sleep. Especially beneficial in nervousness and anemia. Chocolate-coated, pleasant to take. 50c. and \$1. Druggists or mail.

Hood's Act Made by HOOD It's Good Pills liver and bowels, cure biliousness, constipation, morning and sick headache, break up colds, relieve uncomfortable fullness after dinner. Painless cathartic, 25c. C. I. HOOD CO., Lowell, Mass.

aided. Mrs. Schofield was a devoted Latter-day Saint.

LIGHT IMPROVEMENT.

The Spring City Light and Milling Co. has everything in readiness to remove its light plant to the mouth of Oak Creek canyon next week. When in its new location the light services will be materially improved owing to the increased water power.

All the district school teachers are at Ogden this week.

THE ORIGINAL.

Foley & Co., Chicago, originated Honey and Tar as a throat and lung remedy, and on account of the great merit and popularity of Foley's Honey and Tar many imitations are offered for the genuine. These worthless imitations have similar sounding names. Beware of them! The genuine Foley's Honey and Tar is in a yellow package. Ask for it and refuse any substitute. It is the best remedy for coughs and colds. For sale by F. J. Hill Drug Co.

YOU ARE INVITED to come in and hear all the latest records and graphophones, Columbia Phonograph Co., 327 South Main.

COWLEY, WYOMING.

CHRISTMAS IN COLONIES.

Working on Big Railroad Contract Near World.

Special Correspondence. Cowley, Big Horn county, Wyo., Dec. 31.—The people of Cowley have truly enjoyed a merry Christmas. Nearly all those who have been away working are home to spend the holidays. Santa Claus visited every home. Yesterday a number of men left to commence work on the Worldland extension of the B. & M. R. R. Messrs. Jesse W. Crosby, Chas. A. Welch and L. J. Willis have a 22-mile contract of heavy work, adjacent to Worldland. Many more from these colonies will follow and work on this contract.

Mrs. Ed. Partridge is very ill with pneumonia, otherwise the health of the people is good.

J. J. HILL'S JOURNEYINGS.

Says He Never Starts on One But Wonders How it Will End.

Chicago, Jan. 3.—A dispatch to the Record from Washington says: "Of late I never start on a railroad journey without wondering how it will end—whether it will be my last. The enormous increase in the volume of traffic has caused it to become a common practice on many roads to allow three trains on the same block at the same time. Practically they run on sight." This startling statement was made by President James J. Hill of the Great Northern road to a high official of the government who talked with him in New York on the present aspects of the transportation problem. In recounting the conversation yesterday, the official in question referred to the fact that it was a disaster of the block system that led to the disaster on the Southern Railway, in which President Samuel Spencer lost his life a few weeks ago, as well as the frightful calamity in the suburbs of Washington on Sunday evening last.

COUNTERFEIT COIN FACTORY.

Madrid, Jan. 3.—A counterfeit coin factory in the house of a man named Jose Ciscar was raided by the police yesterday. A quantity of dies and machines were seized. A surprising discovery by the police was that seven women, living in many different apartments, distributed the spurious product. Jealousy on the part of one of the women prompted the information on which the raid was made.

BROWNVILLE AFFAIR.

Col. Bacon, of Counsel for Soldiers' Makes Report to Senator Foraker.

New York, Jan. 3.—Col. Alexander S. Bacon, of counsel for the Afro-American council in the case of the dismissal by President Roosevelt of the battalion of negro troops for the Brownville, Tex., affair, made public his opinion yesterday. His report will be sent to Senator Foraker and members of the senate and house committees on military affairs. After reviewing the evidence presented in the president's message, Col. Bacon declares that the negro soldiers' discharge "with out honor" was illegal and would not be upheld by the courts if brought before them under a writ of certiorari. Col. Bacon contends that the idea prevalent that the president has as commander-in-chief of the army, can inflict punishment without his discretion is a mistaken one, because under the English and American constitutions no person except minor prisoners, etc., can be punished in time of peace except by the judgment of a court. The president's dismissal of the negro soldiers, he says, was intended to be a punishment and was a punishment. The president, he says, may arbitrarily dismiss any enlisted man if he dislikes

MOUNT PLEASANT.

Successful Surgical Operation—Really Transfers—Theatricals.

Special Correspondence.

Mount Pleasant, Sanpete Co., Jan. 1.—Miss Ethel Candland, left here last week for Salt Lake where she underwent an operation at the L. D. S. hospital. Dr. Stewart reports that she stood the shock well and is feeling fine. The two city lots known as the Jonas Erickson property have been bought by Geo. Ryland, from the Utah Savings Bank & Trust company, for a consideration of \$1,100.

The city property, house and lot of Geo. Christensen, has changed hands recently. C. W. Sorenson being the purchaser.

The Wolfe Stock company presented last evening to a packed house, "The Lion and the Mouse," in a very satisfactory manner.

Under the direction of the Primary association, a children's dance was given this afternoon in the Opera House. The public school teachers left this afternoon for Ogden where they will attend the State Teachers association convention.

New Year's morning came in with a heavy wind and a light snow fall. New Year's night was one of the coldest we have had this winter.

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the color of that man's hair, but the president has no right to label him by saying that such dismissal is "without honor," nor can he inflict the added punishment of debarring such a dismissed enlisted man from civil employment under the government. Col. Bacon argues that the fundamental cause of the Brownville affair was a commercial one. The best people of Brownville, he says, had determined not to have negro troops stationed at Fort Brown because white soldiers spent their money with white merchants, whereas negro soldiers spent their money with Mexicans and other negroes with whom the whites had little to do.

Col. Bacon says that he will not invoke the aid of the courts in the matter until all other means fail.

GOV. SHELTON INAUGURATED.

Lincoln, Neb., Jan. 3.—George L. Shelton was today inaugurated governor of Nebraska. In his inaugural address he

urged that the lobby be banished from the state house and insisted that the legislature enact a law making it illegal to give or accept railroad passes in this state.

FATHER CARONES IN NEW YORK.

London, Jan. 3.—A correspondent of the Daily Express in Rome says that Virginio Carones, who is said to be in New York, left Italy to escape Italian justice against him. His sudden disappearance from Rome some months ago was a puzzling mystery, which has now been solved by the publication of a document he left behind. In it Father Carones says that his popularity excited the jealousy of fellow priests who schemed for his expulsion. Ex-Queen Marguerita frequently asked him to conduct special services and he became the favorite confessor of many of the most prominent ladies in Rome.

JACQUES LEBAUDY COMING.

The United States.

Pacific, Jan. 3.—The Journal says that Jacques Lebaudy, the self-styled emperor of Sahara, is making a tour of the United States.

DR. J. A. ALDRICH DEAD.

Denver, Jan. 2.—Dr. Joseph A. Aldrich, formerly a surgeon in the United States army, died at his home in this city today at the age of 38 years. He was a graduate of the University of Vermont during the Indian wars in the northwest. He was stationed at New Ulm, Minn., where he distinguished himself by his service to the soldiers and settlers. He leaves a widow and one daughter, Mrs. Laura Himsdale, the book reviewer.

Coughs of Children

Especially night coughs. Nature needs a little help to quiet the irritation, control the inflammation, check the progress of the disease. Our advice is—give the children Ayer's Cherry Pectoral. Ask your doctor if this is his advice also. He knows best. Do as he says. We have no secret! We publish J. C. Ayer Co., Lowell, Mass.

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