

Today's Ogden News

JUDGE HOWELL SUBPOENAED

As Witness in Contempt Proceedings and Contradicts Glasman's Statement.

EPISODE AN UNPLEASANT ONE.

Alleged Approval By Judge Howell of Standard Article Before Publication of the Question at Issue.

Ogden, Aug. 23.—In the contempt proceedings brought against the Standard Publishing Company, William Glasman and Frank Francis, which was called in the district court yesterday, Judge Maughan denied the motion of Atty. R. S. Farnsworth for a dismissal of the action and the taking of testimony was commenced at the afternoon session. Quite a sensation was sprung by the defendant Glasman during the taking of his testimony, wherein he charged Dist. Judge Howell of having approved of the article upon which the contempt proceedings were based, prior to its publication. Judge Howell, however, denied having even seen the article until after it appeared in the paper.

After Mr. Glasman had testified and denied having published the article for the purpose of influencing the court or jury in any way in deciding the case against City Commissioner William Craig, he admitted having written the article, but stated that it was done with a view of reviewing certain conditions that had existed in which he claimed that some violators of the law were not punished while others were. Judge Howell was brought into the case on the redirect examination when the following was brought out:

Mr. Farnsworth, attorney for Mr. Glasman, asked:

Q.—I will ask you to state whether or not you took any advice from any person.

A.—I did.

Q.—About the publication of that article?

Atty. Halverson—I object to that on the ground that it is immaterial. Irrelevant and incompetent. It has not been pleaded, and if anything it is an afterthought.

The Court.—Well, I suppose it would be immaterial whether or not he was advised to publish that article, it is a contempt of court or not will have to be determined irrespective of whether it was done under advice.

Mr. Farnsworth.—Wouldn't it make any difference who he was advised by?

The Court.—I think it would not make any difference if he was advised by an attorney.

Here Mr. Halverson had his objection withdrawn, and Atty. Farnsworth continued:

Q.—I will ask you whether or not you submitted that article to anybody for advice, and to whom?

A.—I submitted the article to Judge Howell, and asked him if in any way it was a criticism of any proceedings by the court, and he said he did not think it was.

Q.—What, if anything, did he say, about the jury, that it was not going to read the newspapers?

A.—It was he who told me that he instructed the jury that they should not read the papers.

Q.—I will ask you whether or not it was discussed between you and Judge Howell that this article did not refer to the Craig case, if you remember any such conversation.

A.—I don't remember whether there was or not. Probably Judge Howell would be cautious enough to say there wouldn't be anything in there about the Craig case, and it wouldn't make any difference about the Chambers case. I went up with you, and you ought to know as well as I.

Q.—Well, I don't remember about that; that is the reason I asked you. When the questioning of Mr. Glasman was completed Judge Maughan asked County Clerk Mattson to notify Judge Howell that he was wanted as a witness in the case at bar and District Atty. Halverson had a subpoena issued which was served on Judge Howell, who immediately came into court. The article which Mr. Glasman claimed he had shown to Judge Howell previous to its publication and marked plaintiff's Exhibit "A" in the pleadings, was shown him and he was asked if that article had been submitted to him on the evening of Feb. 24, 1906, the night prior to its publication in the Morning Examiner.

The judge after scanning it over for a few moments said that he did not remember of ever having seen the article until it was brought to his attention by District Atty. George Halverson in open court either on the Monday or Tuesday following its publication.

Judge Maughan then asked the court stenographer to read Mr. Glasman's testimony as given above, which was done and then the questions were renewed. Judge Howell replied that he was quite certain that this article had never been shown him by Mr. Glasman or Mr. Farnsworth and that he had been he would not have approved of its publication, especially the last portion of the article.

It was evident from the demeanor

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of Judge Howell on the witness stand that the matters referred to were a great surprise to him and he weighed his testimony carefully before replying to the questions. Although his answers were not as direct as they might have been, at the same time, summed up, they constituted a denial of the testimony given by Mr. Glasman. During the time that Judge Howell occupied the witness chair the face of Mr. Glasman was a study. The article printed was testifying his appearance was natural, his face being rosy. But as Judge Howell detailed his denial Glasman grew pale and it was plain to be seen that he was much agitated.

The testimony given by Mr. Glasman placed Judge Howell in an unpleasant position and caused much comment among the members of the bar and other when the proceedings became known. The only other witness examined was Frank Francis, one of the defendants, who stated that he had read the article and caused it to be published. He differed with Mr. Glasman in regard to his understanding of why the article was printed, stating that he was of the opinion that it was in answer to certain articles that had appeared in the Salt Lake Tribune concerning the city administration.

After the completion of the testimony the attorneys stated that they would submit briefs and the court took the matter under advisement and indicated that he would not be able to render his decision until some time in September.

UTAH EXHIBIT ABOUT READY.

Fruit Tree Inspector Wilson Confident Utah Will Win Silver Cup.

Ogden, Aug. 23.—County Fruit Tree Inspector Robert E. Wilson stated last evening that the fruit exhibit from Utah for the Irrigation congress is about completed, and will be shipped Aug. 30. It will occupy one car at least, and he will accompany the exhibit. Mr. Wilson is confident Utah will win back the silver cup now in the possession of Idaho given by Senator Clark of Montana. The fruits now in cold storage at Salt Lake from the southern portion of the state and at Ogden for the northern part of the state, consist of grapes, apples, peaches, pears, prunes, apricots and nuts. The exhibit from the south, he says, is excellent, and from the north the showing is very good, but not what had been expected, as the best fruits, such as peaches, apples and grapes, are not yet ripe, and will not be until about the middle of September.

FUNERAL OF GEO. WAHLEN.

George Wahlen, who died so suddenly Sunday from apoplexy, was laid peacefully to rest yesterday afternoon in the Ogden City cemetery. The funeral services were held at 2 o'clock at the home of his mother on Twenty-seventh street. President Charles P. Middleton was the only speaker. He spoke tenderly of the untimely demise of the young man, eulogizing his energetic, zealous nature to work out an honest living, and highly commended his many virtues. He also comforted the sorrowing family in the hope of a life beyond the grave. Beautiful songs were sung by Mrs. Mary Parley and Orson Griffin. The Teamsters' union, of which deceased was a respected member, attended the funeral in a body, and many other friends assembled to pay a tribute to his memory. A wealth of beautiful floral tributes covered the last resting place.

UNION TEAMSTERS CONTROL FUNERALS.

The Teamsters' union of Ogden have

by adding the following members: Geo. E. Howe, T. C. Thompson and J. W. Aird.

WEDDING BELLS.

Marriage licenses have been issued to the following couples:

Vern Hardy, 19, and Beulah White, 19, both of Provo.

George Foster Thomas of Spanish Fork and Lucinda Cherrington of Springville.

FINE COUNTRY IN SAN JUAN.

Prof. E. D. Parridge has returned from a trip to Colorado and southwestern Utah in the interest of the Brigham Young University. Mr. Parridge was greatly surprised at the fine unoccupied country he saw in San Juan county, which is covered with grass, and is also capable of producing good crops without irrigation, as he saw in the new town of Grayson, east of Moab, where not only grain and vegetables are produced without irrigation. He thinks the country has a great future before it and that many people will make homes there when the natural advantages of the region become better known.

GARDEN CITY NOTES.

Miss Sainsbury of Salt Lake, suffered a fractured arm Monday while riding in Provo canyon through the saddle becoming loose and causing Miss Sainsbury to fall to the ground. She was brought to Provo where the fracture was reduced by Dr. E. E. Hinckley.

Prof. W. H. Boyle left last evening for a tour through Emery county in the interest of the Brigham Young University.

J. W. Williams and J. E. Harmer were fined \$5 each by Justice Anderson of Springville yesterday for conviction of assaulting William Bowater in a row over an irrigation ditch.

Sheriff Knudson of Sanpete county was in Provo yesterday on official business.

Mr. and Mrs. J. E. Bott, who were severely injured in a runaway accident about three weeks ago, are recovering from their injuries. Mr. Bott was up in town for a short time yesterday for the first time after the accident.

Provo is to have a big roller skating rink. It will open Sept. 5 in the big Holbrook block on Academy avenue.

The survivors of the handcart company are invited to meet at the lake resort on the afternoon of Wednesday, Aug. 23, to arrange for the jubilee gathering of handcart survivors in Salt Lake City in October of this year. The reason for the call, which is by the committee appointed

notified the local undertakers that any time in the future when any union man dies they desire that all the drivers both on the hearse and mourners' coaches shall be uniformed, and that they will see that members of the union are provided any time a death occurs. Their request will be complied with. At the funeral of their fellow teamster George Wahlen yesterday was the first time that all union men drove teams at a funeral in Ogden.

PROBATE MATTERS.

In the matter of the estate of Edgar H. Wright, deceased, his administrator and testament was filed with the county clerk. His property consists of personal effects valued at about \$4,000, to which his widow is sole heir and is named as executrix of the estate. He died about three weeks ago.

The estate of A. S. Burt, who died June 17, 1905, leaving property valued at \$17,134, has been settled up by Attorney Joseph Chey, who today paid to the state \$22.34 as inheritance tax on the property. Mrs. Hannah A. Burt, widow of deceased, has been given the entire estate, being the only heir. This is the first payment of an inheritance tax in Weber county under the new session laws of 1905.

Next Saturday, Judge Howell will take up a large number of probate matters.

DILIGENCE UNREWARDED.

It is not often an officer is willing to walk 20 miles in search of a prisoner, but such was the diligent work of Sheriff Weir of Davis county, who came to Ogden yesterday on foot after having walked from Farmington to this city in hopes of getting a crack of a man who a few nights ago entered the camp of some Greek laborers and stole a large quantity of money and goods. The sheriff learned that the thief had headed this way and in order to not lose any chance of getting him, Mr. Weir started out on foot and traced him to Ogden, but he was lost sight of and the officer was obliged to return home without catching him.

TEACHERS' EXAMINATIONS.

The Weber county school teachers' examinations were completed yesterday afternoon, but County Superintendent Peterson is not yet ready to announce who passed the examinations successfully. Forty-one teachers took the examinations all of whom were from this county but five.

The city school teachers' examinations will be conducted August 29 and 30, at the Ogden High school building.

BRIEFS AND PERSONALS.

The \$2,000 damage suit of Mabel Richards against the Ogden Steam Laundry for personal injuries, is now on trial before Judge Howell and a jury.

License to wed was granted to John Jeffs, 21, of Ogden and Miss Belle Long, 20, of Halley, Idaho.

Mrs. C. K. Banister and daughter Emily, have returned to Ogden to spend a year.

Edward G. Nowik has been employed to teach economics and history at the Ogden High school.

ARRESTED ON SUSPICION.

N. H. Butler was arrested this morning, and is now in the city jail charged with assault. The victim is a Miss Clifford, aged 15, of North Ogden, on whom Butler was a constant caller some months ago. Butler came here six months ago from the east and took employment as a waiter in a local restaurant. He made the acquaintance of Miss Clifford, and called on her at her home in North Ogden. One night after staying rather late he borrowed her bicycle, which he rode to town, and returned it. When the girl learned of the young girl recently learned of her delicate condition, she was taken to the Critchfield home, and Butler was arrested. Detective Pender, who made the arrest, also found that Butler had sold the girl's bicycle at a second hand store.

CURED HAY FEVER AND SUMMER COLD.

A. J. Nusbaum, Batesville, Indiana, writes: "Last year I suffered for three months with a summer cold so distressing that it interfered with my business. I had many of the symptoms of hay fever, and a doctor's prescription did not reach my case, and I took several medicines which seemed to do nothing. Fortunately I insisted upon having Foley's Honey and Tar and it quickly cured me. My wife had since used Foley's Honey and Tar with the same success." For sale by F. J. Hill Drug Co.

ECZEMA SKIN RAW AND FEVERISH-ITCHING INTENSE

Ecema is a tormenting, stubborn disease caused by an acid humor in the blood coming in contact with the skin and producing redness, inflammation and almost intolerable itching. An inactive state of the system and sluggish condition of the eliminative members leaves the waste and refuse matter of the body to collect and sour instead of passing them off through nature's channels of bodily waste. The blood in its efforts to purge the system of all foreign matter absorbs this acid and throws it off through the pores and glands of the skin. The acid humor seems to ooze out and set the skin on fire, the straw colored, sticky fluid drying and forming crusts, and the itching is intense. When these pustules are scratched off the skin is left raw and feverish and often a solid sore is formed and kept up by the constant escape of acids from the blood. Local applications of salves, powders, lotions etc. are desirable and should be used because they allay the itching and give the sufferer temporary comfort, but are in no sense curative, because they cannot reach the seat of the trouble, which is in the blood.

S.S.S. PURELY VEGETABLE.

S. S. S. goes down into the blood, cleanses the circulation of all acids and humors, builds up the thin, sour blood and by removing every vestige of the cause cures Ecema permanently. The irritating eruptions disappear, the itching and burning cease, and the acid, fired skin, being fed by a fresh, cooling stream of blood, becomes soft and smooth again. S. S. S. is made of healing, purifying roots, herbs and barks that will not damage any part of the system. Book on skin diseases and any medical advice free.

THE SWIFT SPECIFIC CO., ATLANTA, GA.

here some time ago, being for the lake resort is that the Blackhawk war veterans will have their annual camp fire at the lake at that time, and it is expected a number of the handcart people will be there with the Indian fighters.

Yesterday Dr. W. R. Pike, who is spending some time in Provo, visited the State Mental hospital of which he was the first medical superintendent. He expressed himself as highly pleased with the condition of the institution and its management.

DON'T GRUMBLE

When your joints ache and you suffer from Rheumatism. Buy a bottle of Ballard's Snow Liniment and get instant relief. A positive cure for Rheumatism, Burns, Cuts, Contracted Muscles, Sore Throat, etc. Mr. F. P. Perry, a prominent merchant at Willow Point, Texas, says that he finds Ballard's Snow Liniment the best remedy for rheumatism he ever used. Sold by Z. C. M. I. Drug Dept., 112-114 So. Main St. and B. 14 South Main Street.

MONROE.

SERIOUS MINE ACCIDENT.

Encouraging Sugar Beet Outlook—Progress of Waterworks System.

Special Correspondence.

Monroe, Sevier Co., Aug. 21.—A few days ago Joseph Robertson, one of Monroe's young men working at Kimberly, met with a very painful accident while working in the mine. He was coming out of the tunnel driving the mule car and carrying a crowbar when by some means it struck the roof of the tunnel and forced it point foremost through his thigh and into the calf of his leg. No bones were broken, but the injury is too severe for him to be removed to his home at present.

CROP CONDITIONS.

Second crop of lucerne is almost all in the stack. Wet weather has hindered the harvesting and injured the hay and grain crop to some extent. Showers are almost of daily occurrence, and last evening's electric storm was exceedingly vivid and continued for hours.

SUGAR BEET OUTLOOK.

F. B. Gould, agent for the Utah Sugar company for this county, reports as follows:

The estimated tonnage of the beet crop for this country this year is from 11,000 to 12,000 tons, and this estimate is low. The farmers are so well pleased with the beet crop that Mr. Gould looks for the acreage to be doubled next year.

By failure for the past few years of this industry some gave up this branch of farming and put their beet land into wheat, the result that the land being too strong the wheat grew rank, fell and rusted and now they have a poor wheat crop and the land is in poor condition for beets for next year.

On Aug. 20 sampling of beets will begin in the south end of Sevier valley, and it is expected digging will start about Sept. 10, the crop being a great deal earlier than formerly. It is to be hoped that the railroad company will supply plenty of open cars to carry the roots, which will greatly encourage this industry.

The main pipe for the waterworks is in the trench and the laterals are now being put in.

The four-room addition to the school house is steadily growing, the first story being now completed.

LAYTON.

SCHOOLS OPEN SEPT. 17.

Names of Teachers Engaged—Regular Trains on O. & N. L.

Special Correspondence.

Layton, Davis Co., Aug. 2.—Schools will open here Monday, Sept. 17. The following teachers have been employed: E. G. King, principal; Vida Roberts, Lillith Flint and Ava Chism.

Miss Chism, while taking the teachers' examination yesterday in Farmington, received a telegram from her home in Fisher, Ill., announcing the death of her father. She left for home on the evening train.

The citizens of Layton have petitioned the county commissioners to open a street east from the center of town, to the mountain. The community is practically unanimous in favor of the proposed street.

Trains on the "Duminy" line run regularly to Layton now.

The recent storm did considerable damage to grain that is out. Threshers have suspended operations for a few days as a result of the rain.

The prospect for an abundant harvest is bright.

The doctors used to bleed mankind. For every ill that they could find. But now they're wiser, said one to me. And give instead Rocky Mountain Tonic. Z. C. M. I. Drug Dept., 112-114 Main St.

SUNNYSIDE.

BATTLE AMONG THE GREEKS.

Pistols and Pickhandles Freely Used With Bad Results.

Special Correspondence.

Sunnyside, Carbon Co., Aug. 12.—To-day about 25 Greeks got into a free-for-all fight. Pistols and pick handles were used as weapons. As a result a number of Greeks are suffering with bruised heads and J. Louis Lombros and Peter Catrissopol are very badly injured, but not fatally.

Constable R. O. Rasmussen and two deputies arrested 12 of them and put them in jail here, but they were later released on depositing \$50 each as cash bail.

Miss Supp. W. J. Elwood, who has been quarantined at his home with diphtheria, is out again.

Mr. Joseph F. Dorius has resigned as a member of the school board and Thomas Green was appointed to succeed him.

A HEALING GOSPEL.

The Rev. J. C. Warren, pastor of Sharon Baptist Church, Belair, Ga., says of Electric Bitters: "It's a Godsend to mankind. It cured me of lame back, stiff joints, and complete physical collapse. I was so weak it took me half an hour to walk a mile. Two bottles of Electric Bitters have made me so strong I have just walked three miles in 30 minutes and feel like walking three more." It's made a new man of me. Greatest remedy for weakness and all Stomach, Liver and Kidney complaints. Sold under guarantee at Z. C. M. I. drug store, 112-114 So. Main St. Price 50c.

AUGUST 26TH AND 27TH.

Excursions to Heyburn Idaho.

Via Oregon Short Line for sale of town lots. Round trip \$10.00, limit ten days. See agents for further particulars.

Hear the Toot family, Granite stake house, Friday night.

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TRANSIENT RATES:

One Room, with bath, \$10 per day. Two Rooms, with bath, \$12 per day. Three Rooms, with bath, \$15 per day. Every improvement known to modern ingenuity.

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ROMNEY'S DEPENDABLE SHOES

258 SOUTH MAIN STREET.

Dinwoodey's Summer Goods Sale.

Everything in Old Hickory, comprising chairs, rockers, settees, etc., and all our porch and lawn goods, together with the famous "Eclat" Hammock, in any grade, at

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There is Real Value in This Sale.

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Good Set of Teeth—\$1.00
Amalgam or Silver—\$2.50
Fillings—\$1.00 and up
Gold Fillings—\$1.00 and up

Teeth Cleaned—\$1.00
Solid Gold Crowns—\$5.00
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Teeth—\$1.00

Teeth Extracted Absolutely Without Pain.

By the latest methods. We make teeth that fit the mouth.

ESTABLISHED 1864
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ONE PRICE TO ALL NEVER UNDERSOLD

Friday, 2 to 5 p. m.

Extraordinary Sale of Children's Coats

FOR LITTLE TOTS 2 to 5 Years.

About 30 coats in this lot, consisting of white linen, pretty fancy chambrays, light weight merized materials and brilliant colors, the cheapest garment sold at \$1.75 and up to \$4.00. Get in line Friday at 2 p. m. Choice—

95c

GARDNER DAILY STORE NEWS

Just the thing for the Boy and his rough and tumble antics.

Straight Waist with invisible belt of heavy webbing, to which the pants attach.

They are like those shown in the cut.

The price starts at 25c. and at that figure they are a bargain.

Ask to see them.

More fancy ones in attractive patterns and neat designs at 75c.

Others at 75c. Very splendid value.

While people are feeling the ill effects of the heat, and at a time when things of a cooling nature are the kinds most needed, we do not want to tell you of anything that of its nature would make you more uncomfortable, but we ask you to bear in mind that in due season we will advise you of some "styles of character" for the Fall and Winter of 1906-7.

Any mixed pattern Summer Suit for \$7.50.

ONE J. P. GARDNER, 135-138 Main St.

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Price nor Profit enter our calculations.

We offer this Low Three Beautiful Low Shoes for LADIES at a great sacrifice.

\$4.00 values are now selling for ..\$2.65

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Everything in Old Hickory, comprising chairs, rockers, settees, etc., and all our porch and lawn goods,