

OUR OWN STATE.

The Utah edition of the Deseret News is published every day except Sunday and holidays. It is delivered by carrier to subscribers in Salt Lake City.

OGDEN NEWS.

OGDEN, APRIL 14, 1900.

DEFENSE IN BERRY CASE.

The accused and other important witnesses heard—Case nearly concluded.

In Justice Hall's Court—Fined for Assault and Battery—Other Offenders Let Off.

The second district court room was well filled yesterday with spectators interested in the case of Frank Berry, charged with attempted rape. The account as reported in last evening's "News" of the case was the completion of the testimony in the case furnished by the prosecution, except some minor evidence that was given for a short time just after the court was opened yesterday morning.

The defense introduced some twenty witnesses in the case. The principal witness was the defendant in the action. His testimony was almost verbatim as given at the preliminary hearing. He told a very straight story of his whereabouts on the night of the assault, that he was not in the twenty-fifth street car, and rode up to Liberty avenue where, he said, he got off the car and went south and measured some ice, and then returned home. The part of his testimony about the car was contradictory to the testimony of some of the witnesses for the prosecution, they having testified that he was still on the car at Van Housen street, and that he was not on the car at the time he was assaulted. Mr. Berry very emphatically denies having any knowledge of the assault, and that he was not acquainted with Miss Bessie Smith, who was assaulted. Some eight good reputable people were introduced in the person of a Mrs. Johnson. She testified that on the night of January 26th at shortly after 9 o'clock she was out driving on Twenty-sixth street above the Quincy school, and that she saw Mr. Berry coming down that street at or near 9:30 o'clock, he was not walking very rapidly and in his action she saw nothing to indicate that he was nervous or excited. She further testified that it would have been impossible for Mr. Berry to have committed the crime of which he is accused in the short time that expired between the time that the street car went up and the time he was seen by her on Twenty-fifth street. There were also a number of witnesses introduced to prove that it would have been impossible for the defendant to have got off the car at the end of the line and to have walked around through the case brush and have reached the scene of the assault before Miss Smith. Some eight good reputable people were introduced to their acquaintance with the defendant for a number of years, and that they had never known anything but good of him, and that his character was to their knowledge, that of a moral, upright, straight-forward young man and that his reputation with the public in general was the very best. All the testimony of the prosecution and the defense was completed last evening as the day's session of the court was closed. Judge Rolapp made arrangements whereby the jury was taken to the scene of the assault this morning at 10 o'clock so that they might obtain a better knowledge of the lay of the surrounding country and better understand the testimony of some of the witnesses.

IN THE POLICE COURT.
The case of M. Moynahan, charged with assault and battery upon the person of Roadmaster McIntyre of the Oregon Short Line, came up before Judge Hall. A number of witnesses were examined, whose testimony was most to the credit of Moynahan, and a jury was charged and returned a verdict in favor of the defendant. The case of Jos. Pettinelli, charged with disturbing the peace of his divorced wife, was dismissed, the defendant paying the costs of suit.

CITIZENS MASS MEETING.
A citizens mass meeting was held last night in the city council chamber to discuss the proposed acquisition of

the waterworks by Ogden City and all the effect of the proposed sale at 2 o'clock in the second ward meeting house. Prof. Karl G. Maeser is expected to be present to address the meeting. J. Frothingham, traveling man for the Ogden Paint and Oil Company, is in town a few days with his family. John M. Dougherty, of Omaha, is in the city on business. Joseph S. Larkin, of Snowville, Box Elder county, is in Ogden attending to some business connected with the Snowville Canal Company. Judge Miner was in Ogden yesterday for a few hours.

Born to the wife of Wm. M. Hope, a fine baby girl. Mother and child doing well.
The A. O. U. W. lodges of Ogden will give a fine entertainment at their hall next Tuesday evening, April 17th, commencing at 8 o'clock.

The entertainment at the Deaf and dumb school last night was a social and financial success.

E. W. Exum left Ogden for the north today.

One of the most elaborate social events of the season will take place next Monday evening in the Christensen's hall under the auspices of the Columbia club.

The board of education met last evening and held a short session. The board decided to hold the commencement exercises of the High school. Some of the students had objected to the exercises, but the board decided against them. Some minor matters were disposed of and the board adjourned.

A Horrible Outbreak.
"Of large sores on my little daughter's head developed into a case of scald head" writes C. D. Isbell of Morganston, Tenn., but Bucklen's Arnica Salve completely cured her. It's a guaranteed cure for Eczema, Tetter, Salt Rashes, Pimples, Sores, Ulcers and Piles. Only 25 cents at Z. C. M. I. Drug Dept.

Hostetter's Stomach Bitters

THE CONQUEROR OF STOMACH ILLS

SPRING FEVER

During the winter, extra work is thrown upon the various organs of the body. Spring makes this manifest. The appetite becomes too sleep restlessness, bowels constipated; sometimes there is dyspepsia, liver or kidney troubles. Life seems not worth living. This is the time to take Hostetter's Stomach Bitters. It is better than any other spring tonic in the world. It refreshes, strengthens, rebuilds. A Private Revenue Stamp covers the neck of the bottle.

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SYRUP OF FIGS
ACTS GENTLY ON THE KIDNEYS, LIVER AND BOWELS
CLEANS THE SYSTEM
DISPELS EFFECTUALLY COLDS, HEADACHES, OVERCOMES & FEVERS
HABITUAL CONSTIPATION
PERMANENTLY TO GET ITS BENEFICIAL EFFECTS.

BUY THE GENUINE—MADE BY CALIFORNIA FIG SYRUP CO.

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LOGAN.

Fined \$50 for Unlawful Cohabitation—Fined for Disturbing Meeting.

Logan, Cache Co., April 13.—Charles B. Merrill of Richmond appeared before Judge Hart today to receive sentence upon a charge of unlawful cohabitation, having pleaded guilty to the charge three days ago. His honor imposed a fine of \$50.

FOR DISTURBING MEETING.

Three Smithfield boys, William Hatfield and Daniel and Samuel Littlejohn, were found guilty before Justice Knowles of disturbing the peace at a meeting in Benson ward a few days ago. The boys were fined \$5 each. James Quayle, the Main street merchant, will begin soon the construction of a business block, 22x100, on the site of his present store. A number of other new buildings are also projected along the street.

The young men of Hyrum have organized an athletic association with H. H. Peterson Jr. as president, E. J. Howe vice president, and John Monson secretary. The association gives a day of sport at Hyrum next Monday, concluding with a ball in the evening.

The rainstorm continues and the Cache Valley farmers are jubilant.

Spreads Like Wildfire.
When things are "the best" they become "the best selling." Abraham Hare, a leading druggist, of Belleville, O., writes: "Electric Bitters are the best selling bitters I have handled in twenty years. You know why? Most diseases begin in disorders of stomach, liver, kidneys, bowels and nerves. Electric Bitters tones up the stomach, regulates liver, kidneys and bowels, purifies the blood, strengthens the nerves, hence cures multitudes of maladies. It builds up the entire system. Puts new life and vigor into any weak, sickly, rundown man or woman. Price 50 cents. Sold by Z. C. M. I. Drug Dept."

SANDY.
Impressive Funeral Services Over Remains of R. H. Graves.

Special Correspondence.
Sandy, Salt Lake Co., Utah, April 14.—One of the largest funerals ever held in Sandy occurred yesterday over the remains of R. H. Graves. There were near 700 people in attendance. The services were held in the ward house under the direction of the I. O. O. F., and the church. The church was filled with people, and the services were very impressive. The church was filled with people, and the services were very impressive. The church was filled with people, and the services were very impressive.

Pres. James Jensen, of the Jordan State, dedicated the grave.
The floral offerings were beautiful and profuse, the most conspicuous were the flowers sent by the school children, representing the gates ajar, etc. The floral offering of the teachers and trustees, besides a large number of Odd Fellows were a part of the following.

PAYSON.
Missionary Farewell—Selling Trout Unlawfully—Painful Accident.

Special Correspondence.
Payson, Utah Co., April 14.—A farewell party was tendered J. W. Lewis, Jr., last evening at the opera house. He leaves on the 15th of this month for the Southern States mission.

In the suit of George Patten vs. Babette Patten for divorce, an answer was filed in the district court at Provo Thursday by the defendant. The case promises some sensation and is being watched with interest as Mr. Patten is an aged resident of this city and is well known by all the first settlers.

SELLING TROUT UNLAWFULLY.
An old gentleman by the name of Neilsen of Sanpete county was arrested Thursday by Marshall Barnett

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for having trout in his possession. He had sold some trout to the marshal's wife, but denied having any when arrested. The next day Sheriff Storm was over from Provo and searched the old man's wagon and found about twenty pounds of trout in it. Sorenson was taken before Justice Wilson and will have his trial next Tuesday.

PAINFUL ACCIDENT.

Last Monday while George Moore was riding in his buggy it suddenly came uncoupled and he was thrown forward onto his face. His nose was badly torn and several stitches had to be taken to sew up the injury.

FARMINGTON.

Haworth Wants to Postpone Trial Till May Term.

Special Correspondence.
Farmington, Davis Co., April 13.—The attorney for the defendant in the case of the State vs. Nick Haworth, has signified his intention to move for a continuance of the trial from the April term to the May term of the district court for Davis county; as a result of this action on the part of the defense, this case will not come up at this term of court, as has been expected.

It is expected now that only expert matters and equity cases will be heard at the April term.

CENTERVILLE.

Amusement Hall Remodeled—Book of Mormon Lecture.

Special Correspondence.
Centerville, Davis Co., April 14.—Walton's hall, Centerville's place of amusement, has been remodeled recently by removing the old stage, thus enlarging the dancing space fully one-third, and a hanging platform has been constructed for the orchestra, so as to give all of the floor space to the dancers; and on Thursday evening last the first ball was given since the alterations were made.

Last (Friday) evening a party of friends surprised Elder David Smith at his home; he having recently returned from a mission in Colorado. Elder John E. Woolley will lecture at Centerville tomorrow (Sunday) evening, under the auspices of the Y. M. M. I. A. subject: "We believe the Book of Mormon to be the word of God."

That Throbbing Headache.
Would quickly leave you if you used Dr. King's New Life Pills. Thousands of sufferers have proved their matchless merit for Sick and Nervous Headaches. They make pure blood and build up your health. Only 25 cents. Money back if not cured. Sold by Z. C. M. I. Drug Dept.

EUREKA.

SMALLPOX ABATING.

Schools, Meetings and Public Gatherings Resumed.

Special Correspondence.
Eureka, April 13.—This afternoon the local board of health met at the city hall and decided to allow schools to re-open and also to allow public gatherings with the exception of dances. City Physician Clark today communicated with the state board of health in regard to taking this action. The secretary assured him that in his opinion no possible danger could result as the number of smallpox cases have through the enforcement of strict quarantine ordinances, been reduced to two or three.

Services will be conducted at the churches tomorrow (Sunday).

MILLIONS GIVEN AWAY.

It is certainly gratifying to the public to know of one concern which is not afraid to be generous. The proprietors of Dr. King's New Discovery for Consumption, Coughs and Colds, have given away over ten million bottles and have the satisfaction of knowing it has cured thousands of hopeless cases. Asthma, Bronchitis, La Grippe and all Throat, Chest and Lung diseases are surely cured by it. Call on Z. C. M. I. Drug Dept. and get a free trial bottle. Regular size 50c and \$1.00. Every bottle guaranteed. Z.C.M.I. Drug Dept.

ASSESSMENT NO. 2.

BIGHAM CITY COPPER AND SLATE
Mining company—Office and principal place of business, Salt Lake City, Utah.

Notice is hereby given that at a meeting of the board of directors, held on the 8th day of March, 1900, an assessment of 1 cent per share was levied on all the capital stock of the corporation issued and outstanding, payable on or before the 15th day of April, 1900, at the office of the company, 313 1/2 E. P. Walker building, Salt Lake City, Utah. Any stock not so paid on or before the 15th day of April, 1900, will be delinquent and advertised for sale at public auction and unless payment is made before, so many of the shares represented by such certificate of the stock so delinquent as may be necessary will be sold on the 15th day of May, 1900, at 2 o'clock p. m., to pay the delinquent assessment, together with the cost of advertising and expense of sale.

By order of the board of directors,
SALT LAKE CITY, UTAH, MARCH 30, 1900.

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A. T. MOON,
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ASSESSMENT NO. 6.

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Mining company—Office and principal place of business, Salt Lake City, Utah.

Loss of Appetite!
Loss of Energy!
Loss of Strength!



Do you ever experience these? Do you feel tired