

Today's Ogden News

ROADWAY OGDEN CANYON

County May Establish Three-Rod Highway, But Cannot Encroach On Vested Rights.

DECISION OF JUDGE HOWELL

Settles Long Controversy Between Weber County and Property Owners in Scenic Resort.

Ogden, Jan. 5.—In the second district court this morning Judge J. A. Howell rendered an important decision concerning the county road through Ogden canyon, over which there has been considerable controversy for a couple of years past. Weber county claiming a road on the right of way through Ogden canyon, and alleged that a number of fences and buildings, among them being the old Winslow hotel, had been erected on the county's property. The commissioners notified all owners of such buildings, etc., to remove the same. The owners refused to comply with the request and filed suit with the request and filed suit in the district court, the title of which was Ogden Resort company against J. W. Ogden, Robert company against J. W. Ogden, and A. S. Allen, road supervisors, the county commissioners and Weber county, and several other parties, restraining order from the court preventing defendants from tearing down the fences, etc. The case was duly heard by Judge Howell and taken under advisement until this morning, when the court rendered the decision. The court, after reviewing the claims set forth by the parties to the suit and quoting a number of authorities which bear on similar cases, says: "but whatever may be the holding in these various cases, it is certainly true that after the owner of the land has acquired a patent to his land from the government, the county, or other public body having control of the public highways cannot, without following the lines of any previous survey or plat, lay out on his land a county road four rods wide, simply because the land lies in a canyon through which a county road four rods wide has been designated, but the limits of which have never up to that time been fixed. Both because as a matter of fact, then, there was never any dedication of a county road four rods wide through the land in question here, and because, even if there had been, the rights acquired by the predecessor in interest of the plaintiff on account of the question of the land through which it ran could not be divested by such a dedication, the county cannot now claim such a road. It by no means follows, however, that the county cannot claim any road at all, indeed it is conceded, even by counsel for the plaintiff, that the county is entitled to such a road through its land to the extent of the width as it has acquired by use—in other words, a road of such width as is reasonably necessary to keep the traveled part of the road in repair. It remains then for the court to determine, in consonance with the principles above enunciated, the width of this road, taking into consideration all those circumstances which surround it, those which are of advantage to the county and those which inure to the benefit of the individual owner—keeping in mind that this is a question of the principal highways in Weber county, connecting its two cities, as well as other communities, and remembering also the improvements, involving the expenditure of time and money, which have been made by the successive owners of the property through which it is proposed to lay the road, and that the width of a road and a half each way from the middle of the traveled road, is sufficient to accommodate the travel of the county, and to provide for the future, and permit of its maintenance."

Manager, E. A. Larkin, 465 24th St. Telephone 123-K.
Advertisements for the Daily, Saturday and Semi-Weekly News accepted on the same terms as at the Salt Lake Office.

Circulator, John J. McGregor, 246 Wash. Ave. Ind. Tel. 151. Office with Lambert Paper Co.
Payments for the Daily, Saturday and Semi-Weekly News should be made to the circulator. Delivery made by carrier on the same terms as in Salt Lake.

ber of sons and daughters. Funeral services will be held Monday at 12 o'clock, noon, at the Hooper meetinghouse.

CHARACTER BUILDING LECTURES

Under the auspices of the Y. M. M. I. A. of the Weber stake, Elder John D. Miller, editor of the excellent publication, "Character Builder," and an able speaker, will deliver several lectures in the interest of encouraging young men to his better and nobler lives. He will speak at the following places:

Saturday evening, Jan. 5, in the meetinghouse at Lynne, 7:30 p. m.

Sunday evening, Jan. 6, in the Second ward meetinghouse, 7 p. m.
Monday and Tuesday, Jan. 7 and 8, at Huntsville, 7:30 p. m.
Wednesday evening, Jan. 9, at West Weber, 7:30 p. m.
Thursday evening, Jan. 10, at Hooper, 7:30 p. m.

The public is invited and there is no charge for admission.

BRIEFS AND PERSONALS

The incoming board of county commissioners, to whom the county government management will be turned over Monday, met yesterday preparatory to organizing. It is understood O. K. Madison will be selected as chairman.

E. B. Streeter was sentenced to thirty days on the rock pile for stealing brass from the railroad.

Grandpa Grix is seriously ill at the home of his son, Lamoni Grix, on Jefferson avenue.

James Peterson of Eden, who was arrested a few days ago of the charge of felony, has been released on \$1,000 bail.

The case of the Ogden Rapid Transit company against Wm. Glasmann et al. has been dismissed.

F. Auerbach & Bros. cut price clearance sale starts Monday morning. Read page 32, magazine section.

OBITUARY



ELIZABETH COOMBS.

Another Hand-Cart Veteran gone to rest. Sister Elizabeth Coombs, daughter of Christopher and Elizabeth Walker, wife of Frederick Coombs, who was born at Emsby, Yorkshire, England, March 23, 1833, died in Farmington, Utah, December 31st, 1906, was baptized into the Church of Jesus Christ of Latter-day Saints by Elder Joseph Bercoff in 1850, and emigrated to Utah in 1857, crossing the ocean in the ship George Washington, sailing from Liverpool March 28 and landing at Boston.

great grandchildren, seven children being at her bed side to the last, one son having passed away in May, 1906. One brother, Joseph Walker, who is now 80 years of age, still resides at Farmington.

GLENDALE.

JOHN BRIMHALL PASSES AWAY.

Pioneer and Patriot Closes Long and Eventful Career.

Glendale, Kane Co., Dec. 31.—John Brimhall, another pioneer and faithful servant, laid down life's labors on Dec. 31, 1906.

are now living, also 66 grandchildren and 32 great-grandchildren.

Deceased was a member of the Mormon battalion; he also enlisted in the service to protect the people against the invasion of the Johnston's army. Funeral services were held in the meetinghouse on the 20th inst., to do honor to the veteran and pioneer. Elders John S. Carpenter, David A. Smith, James W. Watson and James D. Carpenter eulogized the noble traits of



THE LATE JOHN BRIMHALL.

18, 1906, at the ripe age of 82 years, 8 months and 2 days. He was born in Steuben Co., New York, April 16, 1824; was baptized Oct. 20, 1845. He married Anna Letta Harris, and 19 children blessed their union, two of whom preceded him to the great beyond; eight

character of the deceased, who was an honest man, conscientious in dealing with his fellow man, and a power for good among all with whom he associated. He was devoted to the Church to which he gave the strength of his early life to establish.

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 H. J. Dugdale, Works, Residence, 322 South 20th St. Phone 104-31.

CAR BURGLAR CAUGHT.

Found Helping Himself to Whisky and Tobacco—News Notes.
Special Correspondence.
Provo, Jan. 5.—Thursday night Ernest Farrer, who is employed in the freight department of the Denver & Rio Grande, heard a noise in one of the freight cars in the yard, and when

he went to make an examination, he found a man there going through the contents of some of the boxes of merchandise. The intruder had already piled several bottles of whisky and some tobacco on the outside of the car and was getting other plunder ready to take away. Mr. Farrer arrested him and sent for Officer Ferris, who took the man in charge. He gives the name of J. G. Brundell, and claims to have come

Catarrh

Is a constitutional disease originating in impure blood and requiring constitutional treatment acting through its radical and permanent cure. Be sure to take Hood's Sarsaparilla.

Nasal and other local forms of catarrh are quickly relieved by Catarrh, which allay inflammation and deodorize discharge.
Hood's Sarsaparilla, all druggists, \$1. Catarrhists, mail order only, 50 cts. For testimonials of remarkable cures send for our Book on Catarrh, No. 4. C. I. Hood Co., Lowell, Mass.

from Bloomfountain, South Africa, several years ago to Bismark, N. D., where he was a newspaper correspondent for the Semi-Weekly Statesman and Palladium. He is about 40 years of age. As an excuse for breaking into the car he states that he was "out of sorts."

SCHOLTZ FINED \$30.
William Scholtz, charged with taking some articles from Mr. Gardner's store at Thistle, about 10 days ago, was tried on a petit larceny charge before Justice Noon today and convicted. He was fined \$30, which he will probably serve out in the county jail.

FUNERAL OF C. BONNETT.
There was a good attendance at the funeral of C. Bonnett, held yesterday in the Fifth ward meetinghouse. The following speakers addressed the congregation: Elders John G. Jones, Joseph B. Keeler and Joseph Alby Hartwaring. Beautiful vocal selections were rendered by the ward choir.

AGENT "OVERLOOKED IT."
David Barnett has written Sheriff Harmon in regard to the failure of young Lossee, whose case was mentioned in Wednesday's "News," to get his books, which had been photographed from Spanish Fort to Las Vegas. Mr. Barnett writes that the agent says he "overlooked" the matter. Nothing further has been heard from the unfortunate young man, Lossee.

GARDEN CITY NOTES.
Mrs. James L. Brown has undergone an operation for a serious internal ailment at the Provo general hospital. Her condition is considered serious, but strong hopes of her recovery are entertained.

The Utah Knitting company has moved its manufacturing department from the Reed Smoot block to the second story of George Passey & Co.'s store.

David Staggs has undergone an operation for hernia at the Provo general hospital. His case is favorable to recovery.

F. Auerbach & Bros. cut price clearance sale starts Monday morning. Read page 32, magazine section.

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

RICHFIELD.

M'BRIDE CASE DISMISSED.

Registrars of Vital Statistics in County Towns—Wedding.

Special Correspondence.
Richfield, Sevier Co., Jan. 4.—In the district court today the case against Albert M'Bride, was dismissed upon motion of the district attorney, who said that on receiving the evidence now obtainable he did not believe a conviction could be had.

Mr. M'Bride was charged with having committed a statutory offense with Clara Lewis in 1904. A conviction was had in January, 1905, from which judgment the defendant appealed. The judgment was reversed in the early part of this year by a divided court, and a new trial ordered.

A motion to dismiss the case of Peter Jensen vs. Oluf Anderson, appealed from the justice court, was argued before the court yesterday. The court, after hearing the arguments, overruled the motion and the case was set for Jan. 10 at 10 o'clock and its merits.

REGISTRARS OF VITAL STATISTICS.

The following named residents have been appointed by the county commissioners as registrars of vital statistics for the coming two years in the towns named: J. W. Fairbanks, Annabella; Andrew Anderson, Inverary; Albert Brown, Richfield; R. Rickwood, Glendale; Elsinore, R. Rickwood, Glendale; Dr. J. B. Nelson, Monroe; A. C. Shipp, Joseph; C. M. McKelsen, Redmond; Dr. G. H. Herbert, Richfield; Dr. M. A. Croese, Salina; Joseph Gledhill, Vermillion; J. C. Cowley, Venice; Martin Anderson, Aurora; George A. Hatcher, Kosharem; Henry Burr, Burville.

WEDDING PERMITS.

The first marriage license of the new year was granted today to Charles Vey Bates of Monroe and Mary Ada Skinner of Sevier. The parties were married by the clerk.

During December there were more marriage permits issued than in any month of the last two years.

VERNAL.

WARD CONFERENCES.

County Teachers' Institute—Heavy Fog and Snowfall.

Special Correspondence.
Vernal, Uintah Co., Jan. 1.—The conferences of Glendale and Alameda in the Uintah stake were held Dec. 23 and Dec. 26, respectively.

In the Glendale ward William O'Neil, first counselor in the bishopric, was honorably released with a vote of thanks for his labors. His business takes him away from home. George W. Perry and John Hafetz were chosen and sustained as first and second counselors respectively to Bishop Joseph A. McKee. David W. Dean was sustained as ward clerk, Josiah P. Rudy being honorably released because of taking a home on the "reservation."

After one of the heaviest fogs of years, lasting three or four days, this section is treated to another heavy snowfall. The snow is about 18 inches on the level. It has snowed 10 feet on Griffin's mill on the Brush Creek mountain. Sheepmen are now feeding their lambs.

Wednesday, Thursday and Friday, Jan. 2, 3 and 4, teachers will hold a county institute. Prof. J. H. Paul is expected here to conduct the work.

HUNTSVILLE.

New Year's Wedding—Unusual Weather in Emery County.

Special Correspondence.
Huntington, Emery Co., Jan. 2.—The winter in Cascade valley is unlike anything the oldest inhabitants remember. In November there was snow and very cold weather, then warm weather with lots of rain and mud. On the last day of the old year it commenced to snow again, and 10 inches now lies on the ground with very cold weather.

The holidays passed off very lively, with dances and theaters, but no drunkenness or other disturbances to mar the peace of any one. The old and only Huntington Dramatic association played the western drama, "Arizona," two nights, to very full houses. The Relief Society Hall, a very creditable house for this part of the country, was just finished far enough to give a dance for the children in the afternoon of Saturday before Christmas and a dance for the old folks in the evening, both free.

LOW RATES EXTENDED UNTIL FURTHER NOTICE.

Drs. Shores & Shores have just closed the most prosperous year in their fifteen years practice in Salt Lake City, and in return for the liberal patronage given them they will continue in force the low rates for the best treatment known to the medical world today.

\$1.00 a Treatment or \$15.00 for a Complete Cure for all Catarrhal Diseases of the Head, Nose, Throat, Lungs, etc.,

Including Deafness, Asthma, Hay Fever and Lung Trouble.

\$5 A MONTH MEDICINES FREE FOR ALL CHRONIC DISEASES OF THE STOMACH, KIDNEYS, LIVER, BOWELS, ETC., INCLUDING RHEUMATISM, FITS, SKIN DISEASES AND NERVOUS TROUBLES.

In all private troubles, terms will be arranged to suit each case and we guarantee to cure you for less money and in less time than any other doctor in the west—and if you so desire you may in all private troubles pay when cured.

DRS. SHORES EXPOSE OF THE "FAKIRS" BEARS FRUIT.

When Drs. Shores warned the Public against Quack Doctors hiding behind the title of "Fake Medical Institutions" and exposed the "graft," they were threatened and coaxed to stop the crusade, but they told the fakirs plainly that "The Fakir must go." In despair the "Fake Medical Companies" immediately dropped the Fake Scheme, and now come before the public with newer and more dangerous schemes. THEY ARE ON THE RUN—KEEP THEM GOING UNTIL UTAH IS FREE FROM FAKIRS AND THEIR ILK—NEW SCHEMES—NEW METHODS—BUT THE SAME OLD GRAPERS—Be on your guard—don't patronize any Fakir who hides behind a "FAKE MEDICAL COMPANY."

Although Drs. Shores fully intended to withdraw the cheap rate for their New Treatment Jan 1—and thereafter charge a moderate fee which would allow a fair profit to them, yet the Doctors were so overwhelmed with applications for treatment on the closing day, that there were only two courses open to them, either to arbitrarily refuse many applications and thus disappoint many sufferers, or generously grant an extension of the offer, and thus give very one a chance to be cured for \$1 a treatment or \$15 for the Complete Cure of any Catarrhal disease, and Drs. Shores chose the latter course.

ONE TREATMENT CONVINCES THE MOST SKEPTICAL.

The greatest wonder and surprise is being manifested by those who have tried the NEW TREATMENT, and even the most skeptical are convinced in a single treatment of the wonderful effects of Drs. Shores' discovery. An immediate sense of relief is experienced, the nose becomes free, the breathing natural, headaches disappear, recent colds are cured often in one treatment, and everyone goes away pleased and talking about the New Treatment.

REMEMBER THIS SPECIAL OFFER IS LIMITED—YOU MUST APPLY AT ONCE.

Drs. Shores will not take more cases at this low rate than they can properly and thoroughly treat, and as the crowds are becoming larger every day, as the news of the many marvelous cures spreads among the people, you had better apply for treatment at once, and be SURE of securing treatment at these low rates: \$1 a treatment or \$15 for a cure for any Catarrhal disease to all who apply at once. Consultation and advice free and confidential for any disease.

\$15 FOR CURES AT HOME.

Drs. Shores have arranged to furnish all patients who are unable to visit the office with Special Instruments for using their new treatment at home. These instruments, together with all medicines, for a complete cure of any Catarrhal disease, will be furnished for \$15. If you cannot visit the office for treatment, write for symptom blanks and take advantage of this special offer and be cured at home for \$15 for any Catarrhal disease, all medicines and instruments FREE. Remember Drs. Shores also cure at home, all other curable Chronic, Nervous and Private diseases. Prices and terms low and uniform, within the easy reach of all. Write for symptom lists. Consultation and advice free and confidential for any disease.

WEAK MEN PAY WHEN CURED.

Contracted your cure is thorough. Not one of our patients has ever had a relapse, and we cure in less time than the ordinary forms of treatment require.

What "Weakness" Is and How We Cure It.
So-called "Weakness" in men is merely a symptom of chronic inflammation in the prostate gland, brought on by early disipation or by the improper treatment of some contracted disease. A complete and radical cure is, therefore, a question of restoring the prostate gland to the normal state, and this we accomplish promptly and completely without the use of internal remedies. Our treatment is a local one entirely. It is original and scientific, and has been proved to be absolutely effective by thousands of tests. We are convinced that by no other methods can full and permanent restoration of strength and vigor be accomplished.

Specific Blood Poison
No dangerous mineral to drive the virus to the interior, but harmless, blood-cleansing remedy, that removes the last poison taint.

VARICOCELE
Absolutely painless treatment that cures completely. Investigate our Methods. It is the only thoroughly scientific treatment for this disease being employed.

Spermatorrhoea, Stricture, Piles, Skin and Kidney Diseases, etc., are also among the diseases we cure to stay cured.

DRS. SHORES & SHORES,

Houston Block, 249 Main Street, - - Salt Lake City.

Office Hours—Week days, 9 a. m. to 5 p. m. Evenings, 7 to 8 p. m. Sundays and holidays, 10 a. m. to 12 noon.

CHARLESTON.

PIONEER SUMMONED.

George W. Brown Closes Eventful Career at 80.

Special Correspondence.
Charleston, Wasatch Co., Dec. 28.—Pioneer George W. Brown answered the final summons at the home of his eldest son, Isaac N. Brown, Dec. 26.—Father Brown received a paralytic stroke on Nov. 26, and lay for 30 days unable to take any nourishment except a little stimulant, but was conscious nearly to the last. On account of the family being under quarantine, funeral services could not be held, but memorial services were held in the ward house on the following Sunday.

The worthy pioneer was born in Newbury, Cleveland, Ohio, Jan. 25, 1827, and was baptized in the Mississippi river at Nauvoo. He was well acquainted with Joseph Smith and was ever ready to testify to his divine mission.

Deceased always claimed the honor of having plowed the first furrow in Utah. The holidays passed off very lively, with dances and theaters, but no drunkenness or other disturbances to mar the peace of any one. The old and only Huntington Dramatic association played the western drama, "Arizona," two nights, to very full houses. The Relief Society Hall, a very creditable house for this part of the country, was just finished far enough to give a dance for the children in the afternoon of Saturday before Christmas and a dance for the old folks in the evening, both free.

HUNTSVILLE.

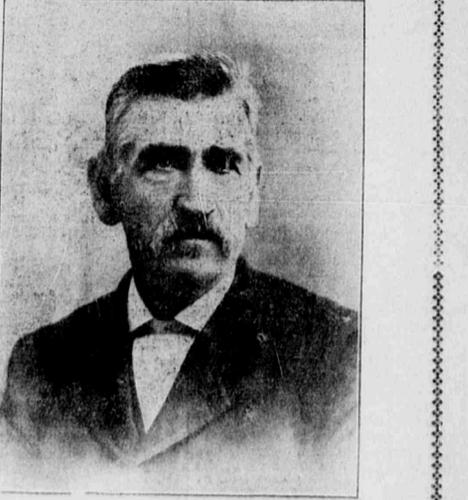
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THE LATE GEORGE W. BROWN.

On New Year's day there was a very pretty wedding reception at the home of Joseph B. Meeks, one of the prominent citizens of Huntington. His son Joseph B. Meeks, Jr., was married to Miss Jennie Tucker of Cleveland, Judge Wm. Howard performing the ceremony. James K. Ingle, an old resident of Huntington, has for several years given way to the demon whisky, and when he got out of money he would break into the saloon and steal. He was arrested several times, but always got off on some technicality. But this time he was caught in the act, arrested and brought before Judge Howard for examination on a charge of burglary. By the consent of the county attorney he



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there are combined the elements of safety and pleasure in kissing your wife or sweetheart—delicious after taste, just ask her about it.

In handy metal cans or bottles, 25c.

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