

A SINGULAR ACTION

Suit Brought by the Hot Springs Railway.

CLAIMS \$10,000 DAMAGES

ALLEGES THAT THE HERALD INJURED THE LAGOON.

The Bacon Hearing Continued—Mrs. Hartman Wants a Divorce—Brigham City Sued on a Promissory Note—Action Against the Western Union Telegraph Company.

The Great Salt Lake & Hot Springs railway brought a very singular suit in the Third district court yesterday against The Herald Publishing company.

It will be remembered that on Friday last, the Scandinavians had an outing at the Lagoon, owned or operated by the railway company, the feature of the day being a very eloquent address by Judge W. H. King. In his report of the proceedings, The Herald stated that "the celebration was very successful in point of attendance and was thoroughly enjoyable."

A brief description of the Lagoon is then given, and the prediction is made that some day it may make a handsome picnic ground. Just prior to that celebration, there had been storms and the grounds were wet, and in referring to this article stated that those conditions were "not especially calculated to retain a shine or the immaculateness of a white skirt, a fact which proved an obstacle to the full enjoyment of those who attended the celebration. But the diversions provided by the society's committee, the chief feature of which was Judge King's address, made up to a large extent for the unpleasantness underfoot and boiling heat overhead."

These conditions, of course, soon passed away, and only yesterday the paper man went out of his way to state that the report was most comfortable, pleasant and dry.

The Herald, however, was not responsible for the heat overhead or the temporary unpleasantness underfoot, but notwithstanding this, it is alleged that his report has been damaged to the extent of \$10,000, of which amount he, or his company, asks judgment. Mr. Pearson, of Farmington, is the plaintiff's attorney.

Brigham City Sued.

The Deseret National bank of Salt Lake City has entered suit against Brigham City alleging that on September 7, 1892, the defendant executed a promissory note for \$4,000 due on March 7, 1893. It was not paid and the time was extended for ninety days. The sum of \$500 was paid on account of the principal of said note leaving a balance, with interest, of \$3,560.50 for which amount judgment is prayed.

The City Answers the Firemen.

City Attorney McKay yesterday filed on behalf of the city answers to the suits brought against the city by Firemen E. P. Mowers, J. J. Clark, John McMillan and William Gilbert to recover sums aggregating \$4,258.33 alleged to be due for salary while the plaintiffs were illegally suspended from performing their duties as firemen. The answers are simply specific denials of all the material allegations of the complaints.

Mrs. Hartman Sues for Divorce.

Elizabeth Hartman has commenced suit for divorce from Adolph A. Hartman, alleging that the marriage took place on August 29, 1882, at Denver, and that in September, 1892, the defendant deserted her and has failed to provide for her and his family for more than three years.

Mrs. Hartman prays for a decree of divorce, alimony in the sum of \$30 a month and the custody of the two children, Anna, aged 13, and Jacob, aged 8.

Western Union Telegraph Company Sued.

Dr. A. C. Maclean has commenced suit against the Western Union Telegraph company to recover \$864, alleged to be due for professional services rendered to one Leonard J. Stewart. The sum of \$594 is for services by the plaintiff and the balance is for services rendered to Leonard by Dr. Steele to the amount of \$160. Dr. S. Hughes, \$100; Dr. Pinkerton, \$20; Dr. Dalby, \$10; these others having assigned their claims to Dr. Maclean.

Bacon's Hearing Again Continued.

The preliminary hearing of J. H. Bacon, proprietor of the Bank of Salt Lake, and the officers of the bank on the charge of receiving deposits from those they knew the bank was insolvent, and which was set for yesterday morning before Justice Harvey, went over until this day week.

Charged with Forgery.

L. W. Cummings, a waiter at Manca's restaurant, was arrested yesterday on a charge of forging the names of his employers to a check for \$7.60, drawn on Walker Bros' bank and payable to himself. He is claimed, passed the check at the Mint saloon, and Benjamin Berryman, the proprietor, swore to the complaint. Cummings was arrested and is in the county jail waiting a preliminary hearing. It is said that Cummings has done quite an extensive business in the same line, and that there are numerous other charges of a similar nature which he may have to meet.

Miscellaneous Cuttings.

Martha J. Clark has begun suit for divorce from Charles K. Clark in the Third district court. It is alleged in the complaint that the parties intermarried at Little Rock Ark., in February, 1888, and that since September 9, 1894, the defendant has failed to support his wife, although amply able to do so.

Geneva A. Kimball, administratrix of the estate of Dr. Kimball, deceased, has entered suit against Edward Cadwell and W. S. Henderson to recover \$3,800 and interest on a promissory note secured by a mortgage.

George P. Reynolds was arrested on a warrant issued from Justice Sells' court on the complaint of John W. Young, charging embezzlement. He gave \$200 bonds for his appearance and filed a motion for a change of venue.

Miss Redall, one of the deputy county clerks, was taken suddenly sick yesterday and had to be taken to her home in a carriage.

Deputy Clerk of the Third District Court Loomis is away for a couple of days fishing.

The Discovery Saved His Life. Mr. G. Caillouette, Druggist, Beaverville, Ill., says: "Dr. King's New Discovery cured my life. I was taken with La Grippe and tried all the physicians for miles about, but of no avail, and was given up and told I could not live. Having Dr. King's New Discovery in my store I sent for

a bottle and began its use and from the first dose began to get better, and after using three bottles was up and about again. It is worth its weight in gold. We won't keep store or house without it." Get a free trial at Z. C. M. I. Drug Dept.

"Wake up, Jacob, day is breaking!" so said DeWitt's Little Early Risers to the man who had taken them to arouse his sluggish liver. Neiden-Judson Drug company.

GARFIELD BEACH. Trains between Salt Lake and Garfield Beach run as follows: Leave Salt Lake. Arrive Garfield Beach. Leave Garfield Beach. Arrive Salt Lake. Daily except Sunday. Fare for round trip, 50 cents. Olson's orchestra in attendance every afternoon and evening. Bathing, boating, dancing. Depot corner First South and Fourth West. D. E. BURLEY, General Manager.

BE IN THE SWIM

And Attend the Mikado at Garfield. Repeated every night this week. Trains at 10 a.m., 2:15, 3:15, 5:00 and 7:15 p.m.

PAVING BIDS THROWN OUT

TWO BIDS RECEIVED AND BOTH THROWN OUT.

Conditions Imposed by the Specifications Add Fully Twenty Per Cent to the Cost of the Work.

The board of public works met yesterday morning to open bids for paving Second South street, between West Temple and First West.

There were but two bids, one from Contractor Wilkerson for something over \$16,000 and the other from Culmer Bros., which was about \$2,500 higher.

The board met again in the afternoon and decided to throw out both bids on the ground that they were too high.

The price is certainly very high for the amount of work, but reference to the specifications easily explain that. The conditions of the work and the mode of payment are such that it is safe to say that they add 20 per cent to the bid. In fact, the Culmer company states that with the unnecessary hardships imposed by these specifications removed, the amount of the bid would be cut down 20 per cent, and the work done fully as well.

It is understood that new bids will be asked for and the Pacific Paving company asked to come in.

LOST ON THE DESERT.

Death Overtakes Two Foolhardy Prospectors.

POMEROY, Cal., July 27.—Edward M. Clark and Harry Sanford, who started to drive across the Colorado desert from Banning, Cal., to Yuma, Ariz., six weeks ago, have undoubtedly been lost on the desert. They went on a mining and prospecting tour along the Colorado river and were "grub staked" by James Coyne, the Pomona hotel proprietor.

Last night a prospector named Higgins sent word that he found two bodies, according to the description of Clark and Sanford on the desert twenty-five miles from Volcano Springs. The bodies were decomposed. Two miles distant a dead horse was found with a wagon answering the description of their vehicle.

Clark was a nephew of ex-Governor Clark of Camandagua, N. Y., and was a cousin of State Treasurer Colvin, of Glen Falls, N. Y. He came to California eight years ago with an invalid wife. He was unfortunate in mining speculations. Sanford has a wife and four children living at Columbus, Mo.

ALL OVER A BODY.

Remains of a Man Who Appears to Be Worth More Dead Than Alive.

CHICAGO, July 27.—A special to the Tribune from Duluth, Minn., says: Louis Le Count, who was murdered on the prairie near this place back in the '40s, seems doomed to have no rest, even after the grave closed upon him.

Six weeks ago, Le Count's grave was discovered by accident in northern Minnesota and the body was exhumed. It was found to be completely petrified, and the exhumers started out to exhibit it as a curiosity in the Red River valley country.

The owner of the farm on which the body was found brought suit and had it replevined. Then they had it kept in a cell in the Polk county jail for three days and guarded by armed men. Bonds were finally given by the exhumers, and the latter took the petrification across into North Dakota.

A few days ago the sons of the dead man, Emile and Antoine Le Count of Red Lake Falls, Minn., went to Fargo with a warrant charging the exhumers with grave robbery. The Dakota authorities failed to promptly observe the requisition of the Minnesota governor and during the delay George Holmes, the owner of 40 per cent of the break, became involved in a dispute with McPheer, who owns the rest of it and the latter shipped the petrification away during the night and ran it over to Winnipeg.

Holmes and the Le Counts have gone to Winnipeg to fight for the body.

SHE AND MRS. HARRISON.

NEW YORK, July 27.—Ex-President Harrison and Mrs. Harrison are expected to arrive in the city this evening from their camp at Old Forge in the Adirondacks. General Harrison is a member of a committee of the general assembly of the Presbyterian church, which is to meet at the Fifth Avenue hotel tomorrow evening, and it is probable that the chief object of the ex-president's visit is to attend the sessions of the committee.

Utah's famous medicinal water—Wa-sa-ka.

Awarded Highest Honors—World's Fair. DR. KING'S CREAM BALMING POWDER. MOST PERFECT MADE. A pure Grape Cream of Tartar Powder. Free from Ammonia, Alum or any other adulterant. 40 YEARS THE STANDARD.

It was reported by Commissioner Geddes that a large number of diphtheria cases had made their appearance in the county. The county physician in charge appeared careless, not reporting the matter to the health authorities. The county clerk was therefore instructed to forward copies of quarantine ordinances to the afflicted families, in order that proper precautions might be taken to prevent the spread of the much-dreaded disease.

After passing a few claims, a judgment was taken until 10 o'clock yesterday, when the bond question was closed.

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IT WAS AS EXPECTED

No Bids to Open for Our County Bonds.

ONE ORAL PROPOSITION

NOT ACCOMPANIED BY A CERTIFIED CHECK, AS REQUIRED.

The Matter Goes Over Until Next Wednesday—Bounty on Sparrows and Sparrows' Eggs at Last—From the County Physician and Other Officials.

WILL GO BACK.

Minister Willis is Soon to Head for Hawaii.

WASHINGTON, July 27.—Albert S. Willis, United States minister to Hawaii, will return to his post the latter part of this month. He has been in this country on leave of absence for the last month. At the time of his arrival he estimated that the probabilities were that he would not return to Honolulu. It was known that the course he took in some matters while in Hawaii were distasteful to the home government, and it was thought this might operate against his return. In addition, Minister Willis had a chance of securing the nomination to congress from his district in Kentucky, and it was believed that he would accept this rather than go back to the Pearl of the Pacific. Whatever caused him to change his mind, it is understood that the state department has received information that he will start for Honolulu within a few days.

A RACE WAR.

Florida Indulges in Another Society Event.

JASPER, Fla., July 27.—It is reported that a race war has occurred about fifteen miles east of here in which six negroes were killed and seven seriously injured. Those reported killed are: Amos Campbell, Henry Jackson, Albert Mulvan and Edward Johnson, white; Tom Mitchell and James Solomon, colored. The tragedy is said to have taken place at Haggard's turpentine still, where many negroes are employed. It is said that the colored men gave a party, and while it was in progress a number of white men intruded and the shooting resulted. A posse of white men left here last night for the scene of the tragedy and if the reports of the affair are found to be true, further trouble is expected.

Cure For Headache.

As a remedy for all forms of Headache Electric Bitters has proved to be the very best. It effects a permanent cure and the most dreaded habitual sick headaches yield to its influence. We urge all who are afflicted to procure a bottle, and give this remedy a fair trial. In all cases of habitual constipation Electric Bitters cures by giving the needed tone to the bowels, and few cases long resist the use of this medicine. Try it once, only fifty cents at Z. C. M. I. Drug Dept.

BOUNTY ON SPARROWS.

At last there has been a bounty placed on sparrows and sparrows' eggs and now County Clerk Stanton will have a job on his hands counting heads and eggs that the small boy all over the county has been saving up for the past several months. The court passed an ordinance fixing the bounty and also a resolution fixing Mr. Stanton's "at home" day when he will receive the result of the sparrow hunters' work.

To count a few hundred dozens of sparrow eggs is not very agreeable work especially if the eggs are somewhat ancient and a few should happen to break while the basket is carried to the city. The commissioner at first thought of giving Treasurer Lynn the job, but changed to Stanton and fixed upon each Saturday between the hours of 10 and 3 o'clock for receiving the eggs at the east end of the jail building. It is expected that the boiler room can be converted into a crematory where these products will be burned after being counted, thus avoiding the nauseating odor that will necessarily attend the work.

The resolution fixing the bounty reads as follows:

"Section 1.—That any and all citizens of said Salt Lake county be and they are hereby authorized to kill any sparrow found within the limits of said county by any means consistent with the safety of the life and health of the citizens of said county.

"Section 2.—That the county clerk of said county be and he is hereby authorized, empowered and directed, under receipt by him of the heads, including the bills, of any sparrows reported gathered by the affidavit of the party presenting the same that the sparrows from which said heads were taken were killed by him or her within the limits of said county. It is that said eggs were found in said county, to issue to said party so presenting the same and making the required affidavit, a check for every egg, and a number of said sparrows' heads or eggs respectively.

"Section 3.—That on presentation of said clerk's certificate as above provided, the county clerk be and he is authorized and verified claim therefor, the county of Salt Lake will pay, and the board of county commissioners shall allow said claims at the rate of one cent for each egg, every egg with head and three cents for each and every dozen of sparrows' eggs represented by and covered by said certificate.

"Section 4.—This ordinance shall take effect from and after its passage."

FROM THE PHYSICIAN.

County Physician Wright in a communication stated that some three weeks ago a bull was killed between Third and Fourth streets, in the city. The animal appeared to have tuberculosis. The importance of the case requires a more thorough analysis than the physician can give it, and he therefore took the case to the court appropriate to cover the expense of sending samples of diseased tissue to institutions in the east for a final bacteriological report. The appropriation was made.

On request of the county physician the attorney was instructed to prepare an opinion regarding the county's liability in railroad accidents. The Union Pacific company, he says, is throwing its accident cases on the county, and he wants to know if, as county physician, he is to handle such cases.

ASSESSMENT ROLLS.

Assessor Lynch appeared before the board and stated that it would be impossible for him to finish up the assessment rolls without the assistance of his second deputy, whose time expires August 1. The assessor was allowed to retain the second assistant until September 1.

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ONE HUNDRED THOUSAND.

Estimated Damage by the Recent South Dakota Storms.

OMAHA, July 27.—A special to the Bee from Yankton, S. D., says: The destruction of crops, live stock and farm property in this county by hail last night, is now estimated to amount to \$100,000. The devastated district covers an area of fifty square miles extending from the village of Lesterville to the town of Yankton and lying four miles north of Yankton. The hailstones measured from two to four inches in diameter and fell with such force as to kill young cattle, pigs and chickens. Corn fields were entirely stripped.

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Sales Talk

With Hood's Sarsaparilla, "Sales Talk," and show that this medicine has enjoyed public confidence and patronage to a greater extent than accorded any other proprietary medicine. This is simply because it possesses greater merit and produces greater cures than any other. It is not what we say, but what Hood's Sarsaparilla does, that tells the story. All advertisements of Hood's Sarsaparilla, like Hood's Sarsaparilla itself, are honest. We have never deceived the public, and this with its superlative medicinal merit, is why the people have abiding confidence in it, and buy

Hood's Sarsaparilla

Almost to the exclusion of all others. Try it. Prepared only by C. I. Hood & Co., Lowell, Mass.

are the only pills to take Hood's Pills with Hood's Sarsaparilla.

Reduced Prices

Ramblers, Remingtons or Tribunes, \$85.00 each.

Come and secure a bargain. We must close our stock of wheels, sweaters and cycle suits at cost.

WHY DON'T YOU GO FISHING?

It will make of you a better far than anything else we know of. Come, buy some of our fine tackle and try it. To be a good fisher is equal to being a good bug.

Browning Bros,

115 Main street, Salt Lake City, Utah. 241 Washington Avenue, Ogden, Utah.

THE CULLEN

RATES—\$2 and \$2.50 Per Day.

S. C. EWING, Prop.

GRAND OPERA HOUSE

Three Nights Only, Monday, Tuesday and Wednesday, July 27, 28, 29.

The big realistic production.

The Midnight Alarm.

SEE THE GREAT BROOKLYN BRIDGE. SEE THE LIVING STATUE CLOCK. SEE THE FLIGHT OF THE FAST MAIL. SEE THE GREAT RAILROAD DRAW BRIDGE. SEE HAYES HOUSE No. 6.

Indapo

Made a well Man of Me!

INDAPO THE GREAT KIDNEY CURE

PRODUCES THE ABOVE RESULTS IN 20 DAYS. Cures all cases of Indigestion, Headache, Neuralgia, Rheumatism, Nightly Sweats, Dropsical Swellings, Gravel, Catarrh of the Bladder, Dropsical Swellings, Gravel, Catarrh of the Bladder, Dropsical Swellings, Gravel, Catarrh of the Bladder.

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