NOVEL POINT RAISED IN THE PAUL CASE

Law Repealed While Case Was Pending.

ASKS FOR DISMISSAL

WAS FINED $15 FOR VIOLATING HEALTH RULE.

An effort was made yesterday by J. M. Tanner, attorney for Professor J. H. Paul, to secure the dismissal of the case against his client in Judge Stewart's court. The only reason that the court declined to pass upon the motion was that Acting Assistant County Attorney Smith announced that he had not been connected with the trial of the charge and he wished his chief to have the opportunity to object to the dismissal of the case, if he so wished. Judge Stewart put the matter over until this afternoon, when County Attorney Christensen will be on hand, he having been out of town yesterday.

Professor Paul was tried and convicted in Justice Kroeger's court on the charge of having wilfully violated the orders of the board of health by not excluding unvaccinated pupils from attending the Latter-day Saints' college, of which he is the executive officer. The defendant was fined $15 and appealed to the district court. The charge was founded upon the then existing law, but since then the legislature has enacted a law forbidding the enforcement of a rule by any board of health requiring the exclusion of unvaccinated children from the schools. This law is known as the McMillan law and it is now in full force and effect.

The point raised by Attorney Tanner was that there is now no law by which the defendant can be tried for the offense upon which he was convicted, and moreover, that there is no penalty for the offense, since the former law has been repealed.

IMMORALITY CHARGE.

Mrs. Stover's Attorneys Want it Stricken Out.

A reminder of the divorce suit of Clarinda Stover against James A. Stover was enacted yesterday before Judge Stewart, when plaintiff's attorneys, Sullivan & Kennedy, made application for a modification of the decree which was granted last Saturday. Nye & Thomas, counsel for the defendant and cross-complainant, resisted the application, and after a heated exchange of opinion by the attorneys the court took the question under advisement until Saturday.

The decree recited that the judgment of separation and alimony was awarded to the plaintiff and that the custody of the children was awarded to the defendant because of the immorality of the mother. This sort of a decree was entered, it is alleged, on agreement of the attorneys, but yesterday counsel for Mrs. Stover objected to the decree containing a statement of the cause for awarding the custody of the children to the defendant. He maintained that the terms of the stipulation on which the decree was granted had not been adhered to. The attorneys for the defendant contended that there had been no variance from the agreement and insisted that unless the decree passed unchanged they would prefer to have the case reopened and the reason for awarding the custody of the children appear in the record from proof.

AUERBACH STORE PROPERTY.

S. H. Auerbach Brings Suit for Partition.

Samuel H. Auerbach yesterday instituted suit in the district court against Rosa G. Meyer and eighteen other of the beneficiaries under the will of the late Frederick H. Auerbach for the partition of the premises known as 144 to 148 South Main street, containing fifty-three and a half feet front and occupied by the dry goods business of F. Auerbach & Bro. The complaint, which is drawn by Ogden Hiles, attorney for the plaintiff, recites that S. H. Auerbach owns an undivided half-interest in the property, the other half belonging to the defendants in common. If the partition cannot be made without prejudice and without material injury to the interests of the parties to the suit, the plaintiff asks that the property be sold and the proceeds divided.

Bear River Petition.

Another intervening petition in the Bear River water dispute was filed yesterday with Clerk Letcher of the United States court. The petitioner in the case is the Bear River Water company, of which John E. Dooly is president. The company claims right to the property involved under foreclosure in the state court, and an accounting is demanded of W. C. Weaver, receiver of the Bear River Irrigation & Ogden Waterworks company, under jurisdiction of the federal court, for money received from the sale of water rights which it is claimed were the property of the petitioner. Several farmers who have bought rights from the Bear River Water company have filed similar petitions, and the cases are all expected to come up April 1.

District Court Notes.

In the case of H. B. Cole and J. M. Thomas vs. the Richards Irrigation company et al., by stipulation of the attorneys, Judge Hall yesterday set aside the order of Feb. 16 dismissing the action of plaintiffs. The plaintiffs declining to further amend their complaint, it was ordered yesterday that the first and second causes of action were dismissed and the defendants were allowed twenty days in which to answer the third cause of action in the amended complaint.

The trial of the case of John Peter Johnson against Emma Hansen, involving the validity of a deed to land near Riverton, alleged to have been procured through undue influence and without consideration from defendant, who is plaintiff's daughter, was concluded yesterday afternoon before Judge Hall and next Friday was set for hearing the arguments.

Through default of defendants, Judge Hall yesterday granted judgment to plaintiff for foreclosure of a mortgage in the sum of $4,549.25, interest and attorney's fees, in the case of Elizabeth A. Wright vs. Thomas K. Stevens et al.

Judgment by default was entered in the district court yesterday for plaintiffs in the case of John B. Ellison & Sons vs. J. F. Taylor for $4,657.55, in renewal of an old judgment.

Sarah A. Bemis is suing William H. Cromer and wife and William Grasse to quiet her title to thirty acres of land in section 22, township 1 south, range 2 west.

Children often inherit feeble digestive power and colic of a more or less severe character results, when food is taken which is at all difficult to digest. WHITE'S CREAM VERMIFUGE acts as a general and permanent tonic. Price, 25 cents. Van Dyke's Drug Store, cor. Main and 3d South.

Handkerchief Special.

25c and 35c grades Ladies' Handkerchiefs at 15c each this week at Auerbach's Liquidation Sale.

OFFICIALS VISIT GARFIELD

RESORT WILL BE OPENED ON DECORATION DAY.

Property Found to Be in Good Condition—Beer May Be Sold at Saltair.

General Manager Bancroft, General Passenger Agent Burley and General Superintendent Calvin of the Short Line took a run out to Garfield yesterday morning to look over the resort and the line leading up to it. The buildings and appurtenances were found to be in first-class condition.

So good was the shape they were in that one of the officials said afterwards that Garfield could be thrown open to the public tomorrow if the occasion warranted it. There is no doubt but that the track will be broad-gauged at the earliest possible moment, and that the old pleasure ground will be opened about Decoration day.

It is given out that no new equipment in the way of rolling stock will be needed, and a touch or two of paint will make the buildings look as good as new. The present narrow-gauge rolling stock will, in the main, be abandoned, and broad-gauge cars of modern pattern, with which the road is now plentifully supplied, will be used. Then there are fifteen or twenty cars which were built for broad-gauge work, but which have narrow-gauge trucks, which can be used this summer after their wheels have been pushed out to the broad-gauge standard.

No manager for the resort has been selected as yet, but it is thought that some capable man will be found within the next few weeks.

Beer at Saltair.

Beer will be sold at Saltair this year, according to the present indications. Whether liquors will be dispensed there is more doubtful. Nothing authoritative has been given out, and the final decision is in the hands of President Snow. Ministers and others have been congratulating him on the supposed decision to run the resort on a prohibition basis, but it was said yesterday by a man interested in the pavilion management that such congratulations are premature.

"If Garfield did not intend to run this year," he said, "there would be a better prospect for the abolition of the sale of beer or other drinks, but it is almost certain that such a policy would give Garfield beach by far the larger part of the season's business, and might make Saltair decidedly unprofitable. President Snow will probably hesitate before making Saltair a losing venture, particularly when it is certain that a large majority of the people who patronize the lake resorts want an opportunity to get a bottle of beer to eat with their lunch, and will go to Garfield if that is the only place where they can get it."

The Saltair season will open regularly on Memorial day, according to custom.

VALIDITY OF ORDINANCE.

Right of Council to Exclude Women from Saloons.

The validity of the ordinance prohibiting saloon men from allowing women in their saloon between the hours of 7 in the evening and 7 in the morning was again a matter of much discussion in police court yesterday afternoon. This time it was in the case of Sig Simon, proprietor of the Bismarck saloon on Second South street, where the officers found three women in one of the rear rooms last Saturday night.

When the case was called Officers Johnson and Furster testified that they had found the women in the wine room, and that there were wine and beer glasses on the table. They declared that there was nothing of an eatable nature in the room when they were there, and nothing in the place to indicate that there was a restaurant being run there except a couple of salt and pepper castors on a table in another room. The cook at the place declared that he had served drinks to women in the place, but had not done it except with orders for meals.

Mr. Simon admitted that he ran a place where ladies and gentlemen could go and get a German lunch and glass of beer. He also admitted that many men and women went to the place, but declared that he had a restaurant license, and had that part of his place fitted especially for lunch serving. His attorneys, D. N. Straup and Morris Sommer, made the point that he was running a restaurant there, but made the most of their argument on the validity of the ordinance, holding that it was in violation of the constitution, and that the city council had no power to pass it.

They held that the legislature had delegated the power to the council to regulate the sale of liquor, but had not given it the power to say who should go into saloons or who should not.

Prosecutor Diehl held that the ordinance was not in violation of the constitution, claiming that it was a measure to protect the morals of the city, and that the council had a right to pass it from the authority granted it to control the things which threatened the morals of the city.

Judge Timmony said that he did not care to act in such a matter hastily, and would take the question under consideration until next Tuesday.

MISTAKEN IDENTITY.

Man Charged With Offense Committed by His Brother.

The resemblance between two brothers came near convicting one of them in police court yesterday afternoon of a crime committed by the other. The brothers were Edwin and John Marks, and the former was charged with assault and battery by W. H. Ballard, a baker. Ballard swore positively that Edwin had assaulted him, blacked his eye, sat on his back and punched him in the head. The case was beginning to look rather bad for the defendant when the latter suddenly produced his brother, who declared that he had done the assaulting.

The trouble that led to the assault arose over some rent which Ballard owed Marks, and which Ballard claimed he had been released from paying on the condition that he would leave the house that he was renting.

Ballard declared that on Tuesday evening, while going to his home near Seventh South and Second East streets with Marks, the latter jumped him about the rent, and, without warning, smashed him in the eye. He exhibited the eye, which showed beyond a doubt that it had been damaged.

Marks declared that he had not seen Ballard on that evening, and produced his brother, who said that it was he who had hit Ballard. Ballard contended to the last that he thought his assailant was Edwin, but the court decided he had made a mistake in the man, and ordered the defendant discharged.

Good Advice.

The most miserable beings in the world are those suffering from dyspepsia and liver complaint. More than 75 per cent of the people in the United States are afflicted with these two diseases and their effects: such as sour stomach, sick headache, habitual costiveness, palpitation of the heart, heart-burn, waterbrash, gnawing and burning pains at the pit of the stomach, yellow skin, coated tongue and disagreeable taste in the mouth, coming up of food after eating, low spirits, etc. Go to your druggist and get a bottle of August Flower for 75 cents. Two doses will relieve you. Try it. Get Green's Prize Almanac.

BRANCH OFFICE FOR SALT LAKE

Headquarters of Los Angeles Line in the Coast City.

SURVEYS BEGIN SOON

NO ROUTE HAS BEEN DECIDED UPON AS YET.

The directors of the San Pedro, Los Angeles & Salt Lake railroad held their first meeting in the office of C. O. Whittemore yesterday morning. The principal feature of the meeting was the decision that Salt Lake is not to have the general offices of the proposed road. Instead they will be located at Los Angeles.

Salt Lake will have a branch of the engineering department and a branch of the law department. The former will be in charge of H. M. McCartney and the latter will be presided over by C. O. Whittemore. It was decided to start Mr. McCartney out from this end of the road with a corps of surveyors as early as possible.

After the meeting it was given out that no route had been decided upon. It is not likely that any decision on this point will be arrived at for some little time. Mr. McCartney will be instructed to go over at least half a dozen different routes, including all that have been heretofore surveyed. His report as to the feasibility and cheapness of any one of the half-dozen possible roadways will doubtless govern the directors in their decision.

The generally accepted idea is that the road will go due west to the south end of the lake and turn south, touching several of the southern counties that have as yet no railroad. Another proposition is to have it head direct for the Deep Creek country, and if this is done such counties as Iron, Washington, Kane, Beaver and others, which have been pining for a sight of the iron horse, will be left out.

J. Ross Clark of Los Angeles presided over the meeting of yesterday. Others present were W. S. McCornick, Reed Smoot, T. E. Gibbon of Los Angeles and E. W. Clark of Ophir. C. O. Whittemore was there in the capacity of legal adviser. By-laws for the corporation were read, considered and adopted. They provide for the establishment of general offices in Los Angeles, fix that city as the place for the directors' meetings once a month and establish Salt Lake branches of the law and engineering departments. The local offices will be in the McCornick block.

All appointments heretofore made were ratified as follows: General manager, R. E. Wells of Los Angeles; chief engineer, Henry Hawgood of Los Angeles; auditor, Ferd K. Rule of St. Louis; assistant engineer, H. M. McCartney of Salt Lake; assistant counsel, C. O. Whittemore of Salt Lake.

SHORT LINE EXTENSION.

San Fe Consents to Line to the Coast.

There is much gossip on the coast as to what transpired at two lengthy conferences recently held between President C. M. Hays of the Southern Pacific and President E. P. Ripley of the Santa Fe in President Hays' San Francisco office. It is said that one of the ends sought by the Santa Fe and the Harriman people is the death of the San Pedro, Los Angeles & Salt Lake road.

So far does this feeling extend that it is understood that if the Clark road is built independent of the Oregon Short Line, the Santa Fe would be willing for the latter road to be extended to Los Angeles. All along it has been understood that the Salt Lake-Los Angeles line would be independent of any other road, that being Senator Clark's expressed determination from the outset. The decision of the Santa Fe to permit the Short Line extension to the coast is of especial significance, in view of the contest between the Short Line and the Clark people for possession of the old Union Pacific grade in southern Nevada.

S. P. CUTOFFS.

Ogden-San Francisco Line Will Be Shortened.

San Francisco, March 21.—President Hays of the Southern Pacific railroad says that the company proposes to extend its policy of straight tracks and high speed. With this object in view, some mammoth contracts will be let in the near future, which will have the effect of bringing San Francisco considerably nearer Ogden, as far as time is concerned. The cut-off policy, which has been such a feature on the Union Pacific main line in Wyoming, will be instituted to a large extent. President Hays added that the work would be commenced at once.

McConnell Resigns.

Omaha, Neb., March 21.—J. H. McConnell, superintendent of motive power of the Union Pacific system, has resigned and it is understood will retire April 1. Mr. McConnell will be succeeded by Samuel Higgins, superintendent of motive power of the Lehigh Valley road. Mr. McConnell has been connected with the operating department of the Union Pacific railroad for thirty-three years, having come here in 1868.

Railroad Notes.

President E. P. Ripley of the Santa Fe has gone to Santa Barbara, where he will remain for two months.

K. O. Kyes, traveling passenger agent of the Chicago, Milwaukee & St. Paul, returned yesterday from an eastern trip.

All the railroads report a very heavy passenger traffic east. This is caused by the returning home of the tourists who have been sojourning in California during the winter.

Second Vice President Patten of the Pennsylvania passed through Salt Lake yesterday with a party in his private car. Several hours were spent in driving about the city.

After April 1 rates on range horses from points east of the Cascade mountains to St. Paul and the Missouri river, Chicago and St. Louis will be materially lower than those now in effect, the reduction being about 10 per cent.

Representatives of ten railroads operating in the territory tributary to Omaha are in session in Omaha, arranging the details for the new passenger association which is designed to include fourteen railroads in that territory.

A shift in the Rio Grande Western's Chicago sleeper for the Burlington was made yesterday. This sleeper has heretofore been attached to the train leaving at 8:30 in the morning. Now it will go on the 3:15 p. m. train. The change will do away with the necessity of a lay-over of eight hours in Denver.

Requisition Issued.

Late last evening Governor Wells issued a requisition on the governor of Wyoming for the return to Ogden of George A. Easton, who is in custody at Evanston on a charge of attempting to commit a criminal assault on two little girls named Koomayen. Chief of Police Conlisk will leave Ogden this morning for Evanston to get his prisoner.

Enlistments in the Army.

Washington, March 21.—There have been 3,772 enlistments in the regular army since the enactment of the army reorganization law.

WARD ENTERTAINMENTS.

The Eleventh Ward Amusement association appeared in the Eleventh ward meeting house last night in a good production of the popular drama, "A Debt of Honor." The play was staged and produced in a very attractive manner and the parts were presented by the characters in a way that reflected much credit upon the members of the association.

The favor with which the association has met in the ward was well attested by the house full of spectators who watched with interest the new line of amusement which the talent of the ward has undertaken to produce. The play, which will be repeated tonight, was given for the benefit of the ward and bids fair to be a financial as well as an artistic success.

The cast of characters was as follows:

General Mark Lester of the Cuban Army ..... J. G. Kelson
Pedro Mendez, his half brother ..... C. H. Banks
Dr. Garcia, surgeon of the Madeline ..... T. A. Hooper, jr.
Gilbert Hall, M. D., in love with Olive ..... A. H. Kelson
Robert Glen, a Wall street banker ..... J. H. Kelson
Gregory Grimes, Lester's private secretary ..... Harry Hulbert
Ebenezer, Glen's butler ..... Sperry Lawson
Olive } Glenn's daughters. ..... Miss Anna Peterson
Sally } ..... Miss Prissie Livingston
Maria, wife of Pedro ..... Miss Annie Livingston

The Y. L. M. I. A. of the Seventeenth ward, held a fair in the ward meeting house last evening which was well attended and proved a success in every way. No regular programme was rendered, but music was furnished all evening by a concert phonograph. The usual number of booths were very much in evidence, each one of which was in charge of a good looking young lady who had a happy faculty of separating the boys from their loose change. At an early hour all the booths were sold out and the rest of the evening was given over to dancing, which held the crowd until a late hour. The committee in charge consisted of Mesdames George A. Smith and T. H. Cartwright and the Misses Lottie Davis, Julia Howe, Agnes Tuedt, Kate Thatcher, Annie Bowering and Bertha Jensen.

ONE CHARGE DISMISSED.

Patrolman Could Not Positively Identify Hamilton.

E. W. Hamilton, the desperate character who was arrested by the police after a running fight and exchange of shots early on the morning of Jan. 19, yesterday secured the dismissal of the charge against himself of assaulting Patrolman Marvin Pack with a deadly weapon with intent to do great bodily harm. The dismissal was ordered by Judge Stewart on motion of Attorney Ben Johnson, counsel for defendant, District Attorney Eichnor consenting. The chief reason for the dismissal was the inability of the patrolman to identify the defendant as the one who shot at him. Another consideration was the poor physical condition of Hamilton. There are yet, however, three other similar charges against him, and it was stated yesterday that in all probability an arrangement will be made whereby Hamilton will plead guilty and throw himself on the mercy of the court.

Orders in Criminal Court.

In the case of James Lynch and Robert L. King, convicted of the murder of Colonel Godfrey Prowse at the Sheep Ranch gambling house last fall, defendants' attorney was granted ten days' additional time for filing bill of exceptions on appeal.

John Martin, charged with burglary, entered a plea of not guilty.

Andrew Burt and George Powell, charged with the crime of burglary, were given till Saturday to plead. Alexander McMaster and Mat Thomas were appointed to defend them.

John Devine, colored, charged with fornication, entered a plea of not guilty and his cash bail of $300 was reduced to $100.

Criminal Cases Set.

The following criminal cases were set for trial yesterday by Judge Stewart on the dates stated:

Monday, March 25.—State vs. Harry Wilson, robbery.

March 26.—John Martin, burglary.

March 27.—Tim Sullivan, grand larceny and assault with a deadly weapon.

March 28.—Christopher Hilberg, having carnal knowledge of a female under age of consent.

April 1.—State vs. the Utah Junk company, receiving stolen property.

April 2.—Alexander Triptow, rape.

HANSCOMB FINED.

Failed to Report a Case of Smallpox.

Charles Hanscomb, the watchman at the Sheep Ranch gambling house, was arrested and taken into police court yesterday on a charge of violating the quarantine rules. He was accused of failing to report the case of smallpox of W. H. Gray, who was found by the health officer in a house at 544 South Second East street. The case was that which was being attended by Dr. Alvah Lewis, against whom a complaint was filed in police court day before yesterday, charging him with the same offense as Hanscomb.

The prosecution introduced evidence to show that Hanscomb had known the nature of the disease, had waited upon Gray, and had kept the house locked while he was away.

Hanscomb did not deny that he had been at the house, but declared that he did not know the nature of the disease.

The judge decided that the defendant was guilty, and ordered him to pay a fine of $25.

Miller Arraigned.

August Miller, the young man who was arrested by the police a few days ago on a charge of breaking into a room on Second South street and stealing some clothes, was arraigned before Judge Kroeger yesterday on a charge of house-breaking. The defendant, represented by Attorney Jim Hamilton, entered a plea of not guilty, and was placed under $500 bonds. In default of this amount he was sent to the county jail.

Sent to Hospital.

Katie Knox, the unfortunate young girl that the Humane society is trying to reform and cure of the morphine habit, has been placed in the Holy Cross hospital. She is under the medical care of City Physician King and Dr. Beatty. It is believed that with proper care and the treatment of the doctors that the girl can be cured of her drug habit and turned from the way of life she has been following.

NOT HEREDITARY

In the main, consumption is not hereditary; it is infectious.

Low vital force is hereditary; which gives consumption its chance. An infection starts it.

Between the two, the crop is a big one: about one-sixth of the human race.

We suppose it needn't be more than 5 per cent, if people would take fair care and Scott's emulsion of cod-liver oil.

We'll send you a little to try, if you like.
SCOTT & BOWNE, 409 Pearl street, New York.

ROYAL BAKING POWDER
ABSOLUTELY PURE
Makes the food more delicious and wholesome
ROYAL BAKING POWDER CO., NEW YORK.

STATE NEWS

DOG'S FATAL FIGHT FOR HIS MASTER

(Special to The Herald.)

Logan, March 21.—There was an exciting hold-up at Cache Junction early this morning, when John Schofen, a saloonkeeper, was held up and robbed of $40.

About 1 o'clock this morning two men called at the saloon and asked for a bottle of whisky. When Schofen opened the door to give it to them he was confronted by a double-barreled shotgun in the hands of one man and a revolver in those of the other. The man with the shotgun stood guard over Schofen, while the other robber went behind the bar. While securing the cash he was attacked by the saloon man's bulldog. The robber turned and cut the throat of the dog.

Schofen, seeing his guard watching the fight between his comrade and the dog, attempted to wrest the shotgun from him. The first robber struck Schofen over the head with the butt of his revolver, cutting a fearful gash. Both robbers then fled, leaving behind the shotgun and one of their hats. The sheriff was notified and is now seeking the robbers, who were evidently residents of this valley and familiar with Schofen's place of business and habits.

LITTLE CHILD KILLED.

Run Over by an Engine at Robinson.

(Special to The Herald.)

Eureka, March 21.—A distressing accident took place this afternoon at Robinson, little Susie Corbett, the 3-year-old daughter of W. S. Corbett, being instantly killed by being run over by the "Little Alice," the East Tintic Railroad company's engine. The accident took place on the Short Line track, a short distance from the Tintic Lumber company's office. The body was terribly mangled, both arms being cut off.

The child was playing on the track and the engineer claims that she was not seen in time to stop the engine. A coroner's jury was impaneled by Justice T. C. Burns of Eureka, and an investigation will take place tomorrow morning at 11 o'clock. The people generally at Robinson condemn the engineer for carelessness.

A Cannery Proposition.

(Brigham City News.)

R. E. Ovens of Ogden has awakened an interest in a proposition to erect a canning factory in this city. He came up last Saturday at the solicitation of Dr. Taylor and met that evening with a few interested parties to talk over the proposition. Mr. Ovens says he has been in the canning business all his life and fully understands it. He was employed last year by the Adams company in Ogden. He proposes to put in $1,000 with another Ogden man if the people here will raise the balance of $12,000 required. The plant, he says, need not cost more than $2,000 to start with, $2,500 for a building, the rest to be used for a working capital.

Another meeting was held Tuesday night and a committee appointed to solicit subscriptions.

Springville Happenings.

(Special Correspondence.)

Springville, March 21.—Henray Carter of this city and Mrs. Clara Stewart of Eureka were married here yesterday afternoon at he home of the groom's parents, Mr. and Mrs. William H. Carter. Rev. R. C. Bailey performed the ceremony. They will make their home at Eureka, where the groom is employed in the mines.

Arthur and Edgar Whiting have sold their ranches in Hobble Creek canyon to Dr. Fred Dunn of this city, and will remove to Arizona. Dr. Dunn will add these tracts to the grazing lands used in his stock business.

R. A. Deal is in British Columbia on business connected with prospective railroad contracts.

New Dairy Company.

(Special Correspondence.)

Farmington, March 21.—Articles of incorporation of the Porter Stock & Dairy company were filed in the clerk's office today. The capital stock of the corporation is $25,000, divided into 250 shares. The officers of the company are as follows: Nathan T. Porter, president; John F. Porter, treasurer; Jesse J. Porter, secretary. The pincipal place of business will be at Centeville. Mr. Porter expects the machinery here Monday.

Santaquin Notes.

(Special Correspondence.)

Santaquin, March 21.—The town board has decided to raise the quarantine for measles, as about one-half of the houses in the town have one or more children sick or recovering. None have died, nor have any been very sick.

Schools will start again Monday next.

Sheep-shearing will begin west of Goshen on April 1. Fifty shearers have been engaged who will shear 3,000 to 4,000 sheep daily. About 80,000 sheep will be shorn there.

Some Foolish People

allow a cough to run until it gets beyond the reach of medicine. They often say, "Oh, it will wear away," but in most cases it wears them away. Could they be induced to try the successful medicine called Kemp's Balsam, which is sold on a positive guarantee to cure, they would immediately see the excellent effect after taking the first dose. Price, 25c. and 50c. Trial size free. For sale by Godbe-Pitts Drug company, Salt Lake City, Utah.

MOVEMENTS OF SOLDIERS.

Boys in Blue Being Hurried to Various Points.

Sixty-nine men of company I, of the Twenty-third infantry, left yesterday morning in a special train over the Western for Fort Wingate, N. M., to garrison that post. The soldiers were in charge of Lieutenant Woodhouse. Their train consisted of two tourist sleepers and a baggage car.

There has been a considerable movement of troops lately. A special train containing 107 men and officers of the Seventh infantry from Fort Logan, Colo., passed through the city yesterday afternoon over the Western. They are en route to San Francisco, where they will take ship for the Philippines.

One troop of the Fifth cavalry is due at Price March 27, to relieve the two troops of the Ninth cavalry now stationed at Fort Duchesne. The first-named troop will come from Fort Wingate, N. M. The Ninth cavalry troopers are scheduled to get out of Duchesne April 7, bound for the Philippines.

Word has been received at the general passenger offices of the Western that two companies of the First infantry will leave Fort Leavenworth, Kan., next Tuesday for San Francisco with the Philippines as their ultimate destination.

Are you sick? If so, investigate the merits of HERBINE. It is a concentrated medicine, the dose is small, yet it quickly produces the most gratifying results, digestion improves, the lips and cheeks lose their pallor, the eye becomes bright and the step elastic. Price, 50 cents. Van Dyke's Drug Store, cor. Main and 3d South.

FUNERAL AT CATHEDRAL.

Obsequies Over Remains of Vincent Scappatura.

The funeral of the late Vincent Scappatura, who died at the Holy Cross hospital last Tuesday afternoon from the effects of an abscess of the ear, was held at 2 o'clock yesterday afternoon. Services were held first at the late residence of the deceased, 324 Second street, and later at St. Mary's cathedral. The Italians of the city turned out in force to pay their last respects to their respected countryman, and a large number of friends and acquaintances of the musician gathered to do honor to his memory.

At the cathedral the regular Catholic funeral ritual was performed, after which Rev. Father Kiely made a few remarks, introducing Rev. Father Dunsonmante of Castle Gate. The latter delivered a beautiful eulogy in Italian on the life of the deceased. A beautiful programme of music was also furnished by the choir of the cathedral.

The sorrow felt by the friends of the late musician was deeper because of the belief that had he consented to an operation at an earlier date he might have been alive today. Mr. Scappatura objected to having the operation performed until it became absolutely necessary, but it is believed by his physician that had he consented to the use of the knife at an earlier date his life could have been saved.

After the funeral services at the cathedral the remains of the deceased were laid in their last resting place in Calvary cemetery.

POLICE COURT MIX-UP.

Woman Arrested on a Warrant for Her Husband.

The arrest of a woman on a warrant for her husband caused considerable amusement in police court yesterday afternoon. The warrant was issued for the arrest of George Jenson and charged him with allowing a vicious dog to run at large, the complaint being made by a Mrs. Floan, who complained that the dog had bitten her little granddaughter.

The warrant was placed in the hands of an officer, but when the latter went to serve the warrant the woman declared that the dog was hers, and she was notified to appear in court. When the case was called yesterday the mistake in the arrest was not discovered until the prosecution had begun to introduce evidence and called upon the plaintiff to identify the defendant. The plaintiff informed the prosecutor that the defendant was not there, but his wife was.

The laugh was on the prosecutor and he joined in with good grace.

The court informed the officer that he had better go to the right defendant before anything else was done, and ordered the woman turned loose.

Burned to Death.

Vancouver, B. C., March 21.—The young son of J. H. Lawrence, a Mission Junction rancher, was burned to death today. He stumbled and fell into a big pile of burning stumps and before he could be pulled out was fatally injured.

The Curse of Womankind

is sick and nervous headaches. Sherman's Headache Cure gives instant relief. One dose cures. Guaranteed perfectly harmless. Immediate relief, 25c. and 10c a box. It cures neuralgia. Every box guaranteed. For sale by Godbe-Pitts Drug company, Salt Lake City, Utah.

Notice.

The following list of prices and rules will go into effect at the Sanitarium, 52 West Third South, on March 15, 1901: Gentleman and lady with suits, 50c.; gentleman alone with suit, 50c.; lady with suit, 25c. Rear pool (men only), 25c. each; tub baths, 25c.; private plunge baths, 25c.; Turkish baths, $1.00.

Spectators are not allowed around the large pools except in the balcony.

J. K. SCHENCK, Manager.

"2,000 pounds of eloquence in every ton." Eloquence which makes new customers daily, and keeps them after the newness wears off.

Bamberger,
161 Main.

Stylish "Spring" Footwear.

Arriving Daily.

Watch Our Show Window.

Davis Shoe Co.
Money Back Shoeists.

ANY OLD THING MADE NEW.

Just by the use of a little paint—Vehicles of all kinds, Lawn Chairs, Settees, Fences, Benches—And you'll be surprised what an improvement a little paint will make.

Of course, you must have good paint.

That's the kind we sell.

All ready for use, in any size can you want, and brushes to put it on with.

Come in and get a color card.

G. F. CULMER & BRO.,
20 East First South Street.

A NOVEL SCHEME.

The Juvenile Instructor managers have recently inaugurated a unique scheme to invite attention to their advertising pages. A phrase is taken from one of their advertiser's copy and made into a rebus, or illustrated sentence, a solution for which a prize is given. In the February number the puzzle was too easy, and as a result their mail was fairly deluged with answers, but one patent fact was demonstrated, the Juvenile Instructor is read for answers were received from Utah, Idaho, Montana, Oregon, Arizona, Colorado, New Mexico and other states, while answers are still coming in from more distant readers.

LOCAL and CLIMATIC

Nothing but a local remedy or change of climate will cure CATARRH. The Specific is Ely's Cream Balm. It is quickly Absorbed. Gives Relief at once. Opens and cleanses the Nasal Passages.

CATARRH
ELY'S CREAM BALM CURES COLD IN HEAD, CATARRH, ROSE-COLD, HAY-FEVER, CLEANSES HEADACHE. ELY BROS. NEW YORK.
COLD IN HEAD

Allays Inflammation. Heals and Protects the Membrane. Restores the Senses of Taste and Smell. No Mercury. No Injurious drug. Regular Size, 50 cents; Family Size, $1.00 at Druggists or by mail. ELY BROTHERS, 56 Warren Street, New York.

The Celebrated $3.00 Hawes Hats

In all styles, for Spring and Summer. Also the self-conforming Guyer Stiff Hat at $4.00, Guyer Fedora and Golf Shapes at $3.50, all new shades. Complete line Stetson Stiff Hats, $4.00, Golf Fedora and staple shapes, $4.00, $3.50.

Give us a call when in need of a good Hat at the right price in the right style.

Gray Bros. & Co.,
122 Main Street.
Strictly Cash and One Price.

Special all this Week.

We are steadily receiving Ladies' Summer Waists, and to make room we shall offer some way down prices on our flannel ones. Take, for instance, the $1.25 grade, which we shall sell at 78c; $1.50 ones we shall sell at 98c, and everything else in proportion.

We have a few very nice Sample Jackets which we will sell at Half Price. These goods are very limited and will last but a very little while.

We are also overstocked on Men's, Ladies', Misses' and Children's Arctics, which we shall not carry over. They are going at factory prices.

R. K. Thomas
67-69-71 S. MAIN ST.

Failure!

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