

# OGDEN NEWS.

Office, 2484 Washington Avenue.

Ogden, Saturday, April 13.

## SALOON HELD UP BY TWO BANDITS

### Thieves Enter Place in Early Morning, Commit Robbery and Escape.

Two masked men held up Walter Selig, the bartender of the Healy bar at Twenty-fifth street and Washington avenue, Saturday morning, and secured about \$50 in cash and several hundred dollars worth of jewelry. So far the thieves have escaped detection.

It was about 2 o'clock when a short man entered the saloon from the Wall avenue entrance. The robber's face was hidden by a black hood which was worn down below the eyes. As soon as he passed through the folding doors he issued a cool, business-like command to Selig to throw up his hands. Thinking that some one was about to play a joke upon him the bar tender refused to comply with the request as quickly as the robber thought he should. The thief seized a fringed grip on his gun and said: "Come on, get them up; I mean business." At this stage of the proceedings the second robber entered the place through the same entrance. He, too, was masked and carried a large gun. This man was taller than his companion. He commanded the bartender to get down to the opposite end of the bar and while this command was being complied with the shorter of the two thieves went across the bar and made for the private cash drawer. After entering this he went to the cash register and relieved that of its contents. Selig's person then received attention and in addition to \$50 in gold taken from him a purse containing several hundred dollars worth of jewelry which had been left with him by his sister for safe keeping was secured.

The larger of the two thieves then called to his companion to make Selig show where the rest of the money was kept, but Selig told them that they had it all. The two men then backed out of the rear door, and that was the last seen of them. The robbers had evidently been watching the place for some time. There was no one other than the bartender in the room when they entered. It is altogether probable that they had tickets in their possession for the west when they turned the trick and that when they left the place they ran across Wall avenue and out of the main street to a train that was standing at the depot ready to pull out on the Southern Pacific.

Selig notified the police of the occurrence as soon as he could get to the telephone and Sergeant Charles Pincock, with a half dozen officers went to work on the robbery case. The officers of the town where the robbers might pick a hiding place were covered without result. The jewelry is virtually the only clue that the police have to work on.

It is believed that the men who turned this trick are the same that were detected with partly drawn weapons at the entrance to the White Elephant saloon. Seeing that their move was discovered they fled and that was all that was heard of them.

## SWALLOWED THE EVIDENCE

### Man With Supposed Bad Check Is Arrested, but He Ate the Paper.

A man who gave his name as Harry Davis borrowed a blank bank check from a cigar store yesterday morning and at once went to the place where he had been tried to cash the check made out for \$20 at another cigar stand. Officer Rackham watched his actions and when he tried to have the piece of paper cashed into money he was taken into custody. On the way to the police station Davis put the check in his mouth. Rackham demanded the check and he refused to give it, thereby destroying all evidence against him.

## FAMILIES MUST MOVE.

### Railroad Men to Be Removed From Ogden to Montello.

The word has gone out that a number of train crews who now have quarters in this city will be moved to Montello and the freight runs will be shortened. As a result the Weber club, the Retail Merchants' association and other organizations are up in arms, and appeals will be made to the railroad company to change its plans.

This move on the part of the railroad people did not come as a surprise. It is a direct result of the sixteen-hour law passed by congress. At the time the agitation against this measure was raised by the railroad people here, they informed the men that if the law became effective they would be forced into just this thing. This was not taken seriously at that time, but it is now evident that the railroad people meant just what they said.

The move will work a hardship on the men who cannot be gained. Many of them have their homes here, which they will be forced to give up to locate at Montello. In addition to this it will be a distinct loss to the merchants of Ogden, who will lose considerable trade. It is estimated that from fifty to seventy-five families will be forced to remove from Ogden.

Superintendent Manson met with the Weber club committee yesterday afternoon and stated that the company is getting a number of new engines which would enable it to give each engineer his own engine. This, he said, would necessitate the transfer of a number of young engineers from Ogden to Montello. He said that these men were mostly without families so that it would not work a hardship on them. He said that the matter of transferring freight crews was being considered and the indications are that it will be put into effect at some later date.

## MRS. ANNE ROBINS DIES.

### Pioneer of the State Passes Away in Ogden.

Mrs. Anne Robins, a pioneer of Ogden, died at the home of her daughter, Mrs. Richard Leek, 227 Jefferson avenue, yesterday morning. Mrs. Robins came to Ogden with her husband, the late Edward Robins, in 1832, having been married in St. Louis a short time before starting west. She was born in Dunham, Massachusetts, England, Oct. 4, 1831. Mrs. Robins was of a large family, the members of which are all prominent residents of this city. They are: Mrs. William Leek, Mrs. Robert Proudfit, Mrs. R. Leek, Mrs. F. J. Tankowski, Mrs. John Pinckney, Mrs. J. E. Halverson, Mrs. Bradford, Mrs. E. J. Robins, Fred W. Robins and R. D. Robins.

## Tabernacle Choir Program.

Joseph Ballanvaine, director of the Ogden tabernacle choir, has arranged the following musical program for the 2 o'clock services at the tabernacle Sunday-afternoon:

"High on the Mountain Top".....Choir  
"Come Thou, O King of Kings".....Choir  
Organ solo, selected.....S. P. Whitaker  
Tenor solo, "Light of the World".....S. P. Whitaker  
Organ solo, selected.....F. E. West  
Organ solo, selected.....S. P. Whitaker  
Solo and chorus, "Scatter Sunshine".....Lillian Fye Bradford and choir

## COURT JABS COUNCILMEN

### Judge Howell in Decision Points Out Bad Condition of Sixteenth Street.

Judge J. A. Howell, in the district court yesterday handed down a decision in the matter of Gus Braun et al., against the Ogden Rapid Transit company, in which a decree in favor of the company is given. This action was brought to prevent the transfer of people from laying a double track on Sixteenth street or Canyon road, on account of the narrowness of the street.

His opinion in his decision goes outside of the case at bar to say that the people at large have a serious grievance against the city in connection with this matter of the improper grade fixed upon this street. The court says:

"It seems to the court then, considering the facts found in this case in the light of the opinion in the case of Dooly Block vs. Rapid Transit company, 9 U. 31, that the plaintiffs have no just complaint against the grade of this street, in laying an additional street car track along this street, providing the rails do not project above the grade of the street, and the space between the tracks is leveled up to the grade and on either side to the width of the ties, and so maintained, and as is therefore unnecessary to determine whether or not the plaintiffs have pursued the proper remedy herein.

"But while the city is not a party to this action, the court deems it proper to say that these plaintiffs and the public at large have a serious grievance against the city because of the laying of this additional track. Not satisfied with granting a franchise for a double track in such a narrow street, which, notwithstanding its legal right to do so, was of doubtful propriety, it fixed by its city engineer the grade of the street at the grade more than a foot above the grade of the street at the curb on either side, and the two tracks in question. Certainly the result being a double track, it is a decided jump off outside the ties of the defendant, and therefore any hazard to the public safety in the use of this street in vehicles is directly caused by this condition of the street, and not even remotely by the existence of the tracks in question. Certainly the city having permitted the defendant to lay these tracks and having established such grades, owes a moral if not a legal duty to the owners of property along this street and to the general public to immediately level that portion of the street outside the street car tracks to grade and to maintain it in that condition, so that it will be suitable for the public travel, upon it—being for the time being, because of the washing out of the bridge across the Ogden river, the only street of the canyon, the main thoroughfare between Ogden city and Ogden valley, and as being at all times one of the most important streets of the community.

"The court does not deem it necessary to advert further to this subject, presuming that the city will perform this duty, almost sacred in its character."

## BIG WATER SUIT FILED.

### Court Asked to Adjudicate Rights to Weber River.

Another big water case was filed in the district court yesterday to determine the rights of certain persons to the waters of the Weber river and asking for the appointment of a commissioner to distribute the water of the river among the various users. The parties to the action are: Hooper Irrigation company, a corporation, Bennett Anderson, Sarah J. Belmont, Nathan Bidolph, Isaac Barton, Alma Galt, William J. Belnap, William W. Fentler, Ernest Hornington, Level Fox, Robert H. Cox, Stephen Cammens, Jesse J. Driver, Willard A. Flinders, Charles H. Fox, David C. Fowles, Tente Green, Harry Green, a minor, by his guardian ad litem Tenie Green, both heirs at law of Walter Green, deceased, Charles H. Hooper, George W. Higley, Level Fox, Alvin Hale, Joseph W. Higley, George W. Higley, Margaret A. Hosse, Mary A. Hull, Phoebe Munroe, John H. Naishitt, David P. Parker, Edward Pilcher, Joseph E. Piles, John Preece, Mary J. Potter, Elizabeth Rice, Frank Simpson, John F. Simpson, James V. Simpson, Brigham Simpson, Charles Simpson, Mary E. Soule, Emily W. Soule, John Simpson, John Usher, James T. Walker and John A. Wate, plaintiffs, vs. McFarland, Atwood, Ruth Atwood, Nellie Atwood, Henry E. Baker, Henry Dance, John Etherington, Thomas Etherington, Sons company, a corporation, Anthony Frank, William Frank, W. A. Frank, Richard Greenwell, Joseph Hosse, Thomas M. Jones, Richard N. Jones, William J. Benedict, Joseph Manning, Emily Munroe, Richard I. Mills, J. T. Mills, Archibald McFarland, Peter McFarland, Archibald C. McFarland, William McFarland, J. J. McFarland, Charles B. McFarland, Thomas P. McFarland, Albert McFarland, Daniel McFarland, William Surrage and Fred Steyvers, defendants.

Many years ago a number of people of West Weber got the county court, a body having the same powers as the present county commission, to organize them into an irrigation district. They then built a canal and placed headgates in the Weber river. In that the Hooper Irrigation district was created by the same county court, upon the request of the residents of Hooper. They also built a canal and placed their headgates in the Weber river. Later the West Weber people had trouble in maintaining their headgates and asked the county court to consolidate them with the Hooper district and this was done. Some time afterward a large majority of the owners and users of water in that district incorporated into what is known as the Hooper Irrigation company and deeded all their individual water rights to the corporation. However, thirty or thirty-five individuals,

## Wall Paper—Paints.

MIDGLEY-BODEL CO.,  
33-35 East First South.  
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Social dance every Mon., Wed. and Sat. Eve., under the direction of Prof. Eastman, hall 323 1/2 Stat 5t.

## Our Grill Room at the Royal Cafe is open daily from 4 to 12 p. m.

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As now made, Ayer's Sarsaparilla does not contain the least particle of alcohol in any form whatever. You get all the tonic and alterative effects, without stimulation. When a stimulant is needed, your doctor will know it, and will tell you of it. Consult him freely. We publish the formulas of all our preparations. J. C. Ayer Co., Lowell, Mass.

## Mostly West Weber people, declined to join in the corporation.

The water rights for 6,800 acres were deeded to and are now owned by the Hooper Irrigation company, while between 500 and 600 acres are held by the several parties who refused to identify themselves with the incorporation. The West Weber people now maintain that originally they took water out of the Weber river, prior in point of time, to the appropriation made by the individuals who deeded their rights to the Hooper company and that while the Hooper and West Weber districts were consolidated for something over twenty years, and the waters were used without any pretense of priority of rights by individuals, they now want to be recognized as having a superior right to the use of the water to that of the Hooper Irrigation company.

The contention has been on for several years past and has occasioned some of the West Weberites to break the locks and dams on canals and insist on taking water without regard to whether it had been distributed to them by the water-master or not. This action resulted in a case for contempt being brought against the parties so doing, which case was appealed to the supreme court and recently decided.

The present action is brought to determine the rights of the corporation and each individual and to quiet titles to each to the portion of water to which they may be found entitled to use. It is also asked that a commissioner be appointed by the court with authority to distribute the waters of the canal according to their respective interests. The court in its decree, is further asked to provide for the proper cleaning and repairing of the canals when necessary and that the expense thereof be paid by a pro rata assessment. Azeo & McCracken, Joseph Chez and Richards, Rolup & Pratt are the attorneys for the plaintiffs.

## Ogden Briefs.

**CAMP RIGHTLY NAMED.**—Claude V. Zinn is home from the new mining camp of Wonder. He says the camp is truly a wonder.

**WILL OBSERVE ARBOR DAY.**—Both the State Industrial school and the State School for the Deaf and Blind will observe Arbor day with tree planting and specially arranged programs.

**FILES PETITION.**—In the matter of the estate of Mary E. Robinson, deceased, E. M. Robinson filed a petition in the district court yesterday asking that the homestead, valued at \$2,000, be set aside for him.

**VISITS OGDEN.**—Simon Bamberger, president and general manager of the Salt Lake & Ogden Railway company, was in Ogden yesterday looking after some legal matters. He returned to Salt Lake last evening.

**PAINTER IS INJURED.**—Arthur Marth, an employe of the Harriman paint shop in this city, while working on top of a box car, fell to the ground and sustained painful, but not serious injuries. He was taken to the hospital.

**MICHAEL LEE'S FUNERAL.**—The funeral of Michael Lee was held at the Larkin undertaking parlors at 2 o'clock yesterday afternoon. The funeral sermon was preached by Rev. John Ryan of St. Joseph's Catholic church. Interment was in the Ogden City cemetery.

**CLUB FOR ELKS.**—The local lodge of the B. P. O. E. has advertised for a suitable building site upon which to erect a modern building for club and lodge room purposes. The lodge is at present quartered in the old Masonic building and has outgrown its quarters.

**HAY MARKET MUST GO.**—The usage of that portion of the city hall square between the police and fire station for a hay market, has been forbidden by order from the city council. The sanitary inspector was notified to this effect yesterday and was instructed to see that the park was properly cleaned up.

**BECK'S HEAD LACERATED.**—As a result of a drunken brawl at the Ark on Wall avenue early yesterday morning, J. Beck, colored, was landed at the police station with a badly lacerated head. Five stitches were necessary to close the wound. Beck's assailant, who got away, was also pretty badly battered up.

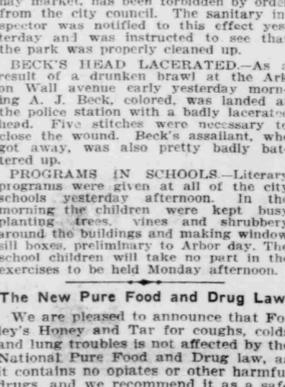
**PROGRAMS IN SCHOOLS.**—Literary programs were given at all of the city schools yesterday afternoon. In the morning the children were kept busy planting trees, vines and shrubbery around the buildings and making window sill boxes, preliminary to Arbor day. The school children will take no part in the exercises to be held Monday afternoon.

## The New Pure Food and Drug Law.

We are pleased to announce that Foley's Honey and Tar for coughs, colds and lung troubles is not affected by the National Pure Food and Drug law, as it contains no opiates or other harmful drugs, and we recommend it as a safe remedy for children and adults. F. J. Hill Drug Co., "The Never Substitutors."

## Another of Cohn's Big Waist Sales Saturday

DON'T MISS IT, YOU'LL REGRET IT IF YOU DO. WE'RE PREPARED FOR A LARGE BUSINESS. LINGERIE WAISTS. FINE HIGH GRADE.



**\$2.95 and \$3.95**

DAINTY NEW SPRING WAISTS IN ALL THE PRETTIEST STYLES IN BATISTE AND SHEER LAWNs AND MULL. PRETTILY FASHIONED. MADE WITH EMBROIDERED FRONTS, HANDSOME DESIGNS OF LACE INSERTION AND FINE EMBROIDERY. SOME ARE YOKE EFFECTS. EVERY ONE ATTRACTIVE.

WE MIGHT WRITE AT LENGTH ABOUT THE CHARMING STYLE FEATURE AND THE EXTRA VALUES WE ARE OFFERING, BUT YOU MUST SEE THEM TO APPRECIATE THESE EXCEPTIONAL VALUES.

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Large collection mounted shell and amber shades in new style back combs, big variety of mountings, special at.
- Lace Corset Covers** 59c  
Good quality corset covers with a very deep lace yoke front, ribbon trimmed, 25c grade for
- Children's Aprons** 29c  
Colored gingham and white muslin aprons, bishop style, 40c values, special
- Corset Special** 48c  
A fine tape grade corset in pink, blue and white, excellent model, strong and durable, special
- 25c Fancy Handkerchiefs** 12c  
Fancy hem embroidered handkerchiefs, regular 25c grade, big selection of patterns, Saturday only
- 16 Button Gloves** 85c  
An excellent quality long lisle glove, in black, white, tan, gray and modes, special price at
- Ribbon Special** 15c  
An all silk ribbon, 3 inches wide, in all the best colors and black and cream, regular 30c grade, special per yard
- Ladies' Hose** 25c  
Extra value will be found in this ladies' fine cotton hose, made from best of cotton, and if imported at today's price they would retail for 35c per pair; while they last our price is only
- Japanese Turnovers** 15c and 20c  
Genuine Japanese linen drawn work turn overs, beautifully hand drawn in two very desirable styles; regular 25c and 35c turn overs priced at
- Ladies' Vests** 12c  
Crocheted finish, ribbed vests, low neck and sleeveless, excellent value for Saturday, special
- Men's Sox** 10c  
Men's good weight cotton sock in black only, regular 15c grade, special per pair

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GEORGE D. PYPHER, MANAGER.  
CURTAIN 6:15.

MATINEE TODAY.  
TONIGHT—LAST TIME.  
Joseph Brooks presents  
**LILLIAN RUSSELL**  
IN  
**The Butterfly**  
Comedy in 3 acts by Kelllet Chambers.  
Prices 25c to \$2.00.

**NEXT ATTRACTION**  
SAN CARLO OPERA COMPANY  
160 Artists, including

**Mme. Nordica**  
Miss Alice Neilsen  
Signor Constantino  
Orchestra of 50, Chorus of 55.  
Ballet of 20.  
Monday, "La Boheme," with Miss Neilsen and Sig. Constantino.  
Tuesday, "FAUST," with MADAM NORDICA.  
Prices \$1.00 to \$5.00.

**Orpheum**  
MODERN VAUDEVILLE.  
ALL THIS WEEK  
Dancing Daisies  
Elizabeth Murray  
Quigg, Mackey and Nickerson  
Dave Nowell, La Belle Venia  
Lamont's Cockatoos  
Klondome  
Every evening (except Sunday), 7:30, 8:30, 9:30. Box seats, \$1. Matinees daily except Sunday and Monday, 50c, 25c and 10c. Box seats, 75c.

**Grand Theatre**  
A. M. COX, Manager.  
Matinee Today, 2:30.  
Tonight, 8:15 P. M.

**THE LEIGHTON PLAYERS,**  
Presenting the Brezy Farce Comedy.  
**IN COG**  
Reserved Seats—Matinee, 25c; evenings, 35c, 50c, 75c and \$1.00.  
Next Week: ZORAH.

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SULLIVAN & CONSIDINE, Props.  
Week Commencing Saturday Matinee, APRIL 13, 1907.  
A Wonderful Vaudeville Program.  
Frank Combs and Muriel Stone in "The Last of the Troupes."  
Chas. H. Duncan, Jolly Singing Comedian.  
Williams & Ross present "Christmas Eve."  
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Kurtis & Busse with their Trained Fox Terriers.  
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Evenings, two complete performances. Matinees daily except Sunday.  
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Meeting place for theatre parties.  
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**ROLLER SKATING**  
Monday, April 8—Wheelbarrow race.  
Tuesday, April 9—Two-step contest for state championship; three couples from Ogden vs. three couples from Salt Lake.  
Wednesday, Thursday and Friday, April 10, 11 and 12—One-mile race, Dieffenbacher on bicycle vs. Charles Wilkinson on skates.  
RINK OPEN DAILY.  
Mornings ..... 10 to 12  
Afternoons ..... 2 to 5  
Evenings ..... 7:30 to 10:30  
Music by Held's Band.  
Ladies' admitted free at all sessions. Gent's, afternoons, 10c; evenings, 15c.

**The Place for Select People**  
Music by Held's Band.  
Ladies' admitted free at all sessions. Gent's, afternoons, 10c; evenings, 15c.

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Music from 7:30 to 10:00 p. m.

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Surplus ..... \$250,000  
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