OGDEN NEWS

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Ogden, Tuesday, June 29.

HIGH LICENSE GIVEN SETBACK

City Council Evades Issue by Postponing Action on Ordinance Till Next Year.

High license was given a setback in the council last night, when it was decided by a vote of six to four to postpone consideration of the ordinance to Jan. 2, which means passing it over to the new council. The matter came up on recommendation of the finance committee and a motion that the ordinance go to its second reading. Powers moved as an amendment that the matter go over to Jan. 2. He said that the ordinance was intended to crowd out the poor man and a move in the interests of the whisky trust. President Browning left the chair and said he did not believe in putting off anything. He said the ordinance was not unreasonable and that affairs were too loose in the city anyhow. He said it would be a lack of dignity to postpone. Powers made a long talk and intimated that councilmen were intimidated by ministers of the gospel. Humphris favored high license and strict regulation. He said it was the absorbing question of the day. He made a strong plea for reasonable action. Peery spoke along the same line and called attention to the danger of prohibition. Dickson favored a reasonable but not a high license. Dana wanted to know why the clubs were not made to observe the law. He said the poor man could not get into these clubs, but the rich men could, and have things their own way. Peery said he believed in making the clubs observe the laws the same as others. Powers' amendment carried by the following vote: Yes—Austin, Dana, Flygare, Powers, Wilson and Thomas. Noes—Browning, Dickson, Humphris and Peery.

The special waterworks committee announced that $10,125 interest on waterworks bonds was due at the Chase National bank in New York July 2. The auditor was authorized to draw a warrant for the amount. John S. Lewis offered to sell to the city for $2,500 all his rights in Coldwater canyon. It was decided that the council as a committee of the whole would inspect the property, if possible, July 2. City Attorney DeVine announced that he considered valid, and existing, a contract with William Glasmann to do the city advertising in the Examiner for 25 cents and 35 cents an inch. This was the lowest bid. It was accepted and Glasmann notified of the fact. Bowman, the present owner of the Examiner, said he would do the advertising for 50 cents and 35 cents and would not be bound by the Glasmann contract. The matter was referred.

Miss Lucy Van Cott of Salt Lake City sent in a communication asking the city to donate 1,000 loaves of bread for the G. A. R. encampment. The matter was referred to the mayor with power to act. The president announced the appointment of the same special waterworks committee, and the usual petitions for sewer and water main extensions were referred.

READY FOR OPENING OF BICYCLE TRACK

J. J. Meyers, who is associated with Harry Heagren in the lease on the Glenwood bicycle track for the season, is in the city for the purpose of putting the track and grounds in condition for the opening Sunday night, July 4. The announcement that there were to have been races last Sunday night, Mr. Meyers says, was all a mistake. He says that he and his associates never intended to open the track before next Sunday night. He announces that he will be at the track today with a force of men; that he will open a new gate to the park directly in front of the bicycle track; that the grounds will be clean and well lighted, and that the track will be in good condition for the opening. He also announces that the best riders on the string will be at the Ogden track for the opening races.

ARCHIE GALE FREED BY SUPREME COURT

On a writ of habeas corpus Archie Gale was taken before the supreme court in Salt Lake City yesterday afternoon and as a result of the hearing the charge of contempt of court filed against him was dismissed and Gale was discharged from custody. Gale's wife filed a suit for divorce against him some time ago. He was ordered by Judge Howell to pay $60 temporary alimony pending the suit for divorce. This he failed to pay. He was cited into court on a charge of contempt; he was fined $25 for contempt and committed to the county jail until the amount was paid. He was released yesterday on a writ of habeas corpus, issued by the supreme court, and taken before that body by Deputy Sheriff Murphy.

Eliminating the Frills.

Fiscal Agent H. B. Cramer of Washington, D. C., is in Ogden for the purpose of curtailing the expenses of the local forestry office. As a result the top floor of the First National Bank building has been given up by the local office and the entire local force is doing its work on the fifth floor. It is also announced that the local force is to be reduced. The intention, it is announced, is to cut out the "red tape" and have as much as possible of the money appropriated by congress expended out in the field in actual forestry work. This retrenchment policy is being enforced all over the country.

Ogden Briefs.

Mr. and Mrs. David Cloyd left yesterday for McGill, Nev., after a visit of two weeks with friends in Ogden.

Ten or twelve crack shots from Ogden will go to Montello, Nev., on Thursday to take part in a shooting tournament.

The Retail Merchants' association will hold its annual outing today at Lagoon. As a result all grocery stores in Ogden will be closed all day long.

Mr. and Mrs. J. E. Smith and children of Wells, Nev., arrived in Ogden yesterday and will make this city their permanent home.

W. H. Chevers, joint freight agent for the Harriman lines in Ogden, is at work again after an outing of three weeks in Idaho.

Clarence Ernst, the colored man charged with the murder of Charles Staples, was arraigned in the district court yesterday morning and was given until July 6 to make his plea.

C. E. Jensen and Franklin Campion were arrested at the Rio Grande bridge in this city for fishing without a license. Each was fined $10 yesterday by Judge J. D. Murphy.

The committee appointed by Governor Spry to investigate conditions at the state industrial school in response to charges made by a citizens' committee of Ogden will hold its final open session at the school this afternoon.

The Labor day committee of the Ogden Labor and Trades Assembly voted yesterday to invite all labor organizations in Utah, Idaho, Wyoming and Nevada to assemble in Ogden for one big labor celebration Sept. 6, during the four-state fair.

Four states figure in three marriage licenses issued by County Clerk Dye yesterday. The contracting couples are Jacob May and Mrs. Pearl Marshall of Laramie, Wyo.; Harlen C. Springer of Pocatello, Ida., and Anna Hassell of Ely, Nev., and Samuel P. Lund of Reno, Nev., and Sofie Christiansen of Ogden.

The Ogden Rapid Transit company put a night shift of twenty-five men at work on the Ogden canyon extension last night. Engine headlights are being used. Most of the work being done is ballasting. It is announced that the company will be operating cars to the Lewis place next Sunday and to the Hermitage a few days later.

There was no joint meeting of the mine operators and mine workers from Wyoming yesterday, but it was announced last night that representatives of the two organizations would get together in joint conference at noon today. President Gibson of the mine workers said his committee had the wage scale ready for submission and did not expect any trouble in reaching an agreement. P. J. Quealy, president of the Mine Operators' association, and a number of his associates were in the city yesterday. A number of others are expected before the meeting of the joint conference today.

When you speak of Vacuum Cleaning Machines you think of C. D. Bates, now 201-2 Newhouse.

WIDOW WANTED $15,000.

Utah Fuel Company Settles by Stipulation for $500.

The case of Rebecca Dickerson, widow of Granville Dickerson, against widow of Granville- Dickerson, against the Utah Fuel company was settled by stipulation, and the complaint was dismissed by United States Judge Marshall yesterday morning.

Dickerson was killed in February of 1908 at Sunnyside, Utah, where he was engaged in driving an oil cart. It was alleged that he was given a wild and vicious horse to drive without being informed of the habits of the animal, which later in the day ran away. Dickerson was thrown from the cart, sustaining injuries which caused his death.

The widow, who has eight children to support, brought suit for $15,000, but the case was settled by stipulation for $500.

PROVO BREVITIES.

(Special to The Herald.)

Provo, June 28.—The Salt Lake brokers will shut up shop and come down to Provo tomorrow and eat strawberries.

James Sherman of Canton, Ill., arrived here today for the purpose of taking the body of his mother, Mrs. M. J. Sherman, to Cuba, Ill., for interment. Services will be held tomorrow afternoon at 3 o'clock at the residence, 158 East Second North street. The body will lie in state from 10 to 12 tomorrow.

J. F. Gibbs of Salt Lake was a visitor in Provo today.

UNITED CIGAR STORES COMING

Lively Form of Competition Is Promised the Local Dealers.

B. B. Rich, representative of the United Cigar stores, was a visitor in Salt Lake yesterday. While here he secured the location at 15 East Second South street and will open there about August 15. In the meantime the place will be remodeled for an up-to-date cigar stand at an expense of about $10,000. Mr. Rich says his company will open in all about five stores in Salt Lake City. He left last evening for Los Angeles.

The announcement that the United Cigar Stores company would invade Salt Lake was first made in The Herald about three months ago, when the local cigar dealers formed an association. Julius Frumkin, president of the local association, said last evening he would have a statement to give out after conferring with the executive committee.

The range of prices maintained by the United Cigar Stores company is lower than the schedule now in effect in Salt Lake City. There is naturally some curiosity among smokers as to whether the local stores will meet the cut which it is expected the big company will put into effect.

Fred Kuster, proprietor of the Fleur de Lis, said that the local dealers are not worrying over the situation, and he did not believe they would cut prices.

DISTRICT COURT NOTES.

Trial was begun yesterday before Judge M. L. Ritchie of the last jury case on his docket for the term, that of J. Boyd Gordon, administrator of the estate of S. S. Lindeman against the Utah Light & Railway company. This is the second trial of the case, a verdict of $9,150 damages for the death of Lindeman having been set aside. Lindeman was struck by a street car on Second South, between Main and Fifth West, on May 17, 1907, receiving injuries of which he died the same day. A new trial was granted on the ground of error. The suit is for $50,000 damages.

Final argument was heard yesterday by Judge C. W. Morse in the protracted case of Salt Lake City against the Pleasant View Irrigation company and about 1,700 other defendants. It concerns the water rights in Parley's canyon streams. F. S. Richards and Ogden Hiles were heard during the day for the city.

Allan Farr, the actor, who forged the name of Willard Mack to several notes, did not appear before Judge T. D. Lewis yesterday when his name was called and the case was continued for the term. Farr is out on his own recognizance. He has made restitution and it is doubtful if there will be any further prosecution.

Deserted eight months after marriage is the story told by Madeline E. Herwick, who is suing in the district court for divorce from her husband, Fred Herwick. She says they were married at Glenwood Springs, Colo., on Feb. 5, 1906, and he left her in Salt Lake on Sept. 24. She believes that he is at present living in Shoshone, Garfield county, Colorado. She asks for her maiden name of Madeline E. Florin, costs and general relief.

Judge George G. Armstrong yesterday entered judgment in favor of the Utah Association of Credit Men for $1,163.45 against N. G. Barlow & Co. on claims for goods assigned to the association by Z. C. M. I. and Hancock Bros., produce dealers. The first was for $967.45 and the second for $196.

H. J. Clark was given judgment in Judge George G. Armstrong's division of the district court yesterday for $9,300.70 against the Utah Trust & Savings company. The suit was brought for money paid to the trust company for a contracting firm, Page & Brinton, by the United States government. This it was held should have gone to Clark under an agreement whereby he was to receive the assets of Page & Brinton and distribute the same among the firm's creditors.

JUVENILE COURT HOLDS LONG-DELAYED SESSION

Nine Cases Heard—Additional Sessions Necessary This Week to Clean Up Business.

The first session of the juvenile court for some weeks was held yesterday, with Judge E. G. Gowans presiding and Major M. A. Breeden acting as clerk. Guardello Brown, chief probation officer, found time enough from his self-imposed work as a sheriff's deputy in the red light stockade to present nine cases for hearing. Among these were four boys charged with stealing brass from the Denver & Rio Grande railroad, who were committed to the Uintah training school, where they have already been for a month. One girl was made a ward of the court and placed with a family in Ogden. Two neglected lads were sent to the training school, and one boy who had been frequenting pool rooms was placed on probation.

Further sessions of the court will be held on Wednesday, Thursday and Friday, when the work will be cleaned up. There are eight cases listed for Wednesday, five boys neglected by parents being among them.

BROTHER PAYS NO BOARD.

When Wife Interferes Husband Strikes Her, Is Complaint.

J. A. Miller, who conducts a coffee house at 130 West First South street, was arrested yesterday afternoon on a warrant issued following a complaint made by his wife. He was later released on $200 bail.

The story Mrs. Miller told when complaining of her husband was to the effect that his brother had been living with them for some time, and had paid no board. When she ordered the relative out of the coffee house, she said her husband interfered and struck her a fierce blow.

FOR CARRYING WEAPONS.

Deputy Sheriff Seizes Gun and Arrests Bearer.

(Special to The Herald.)

Bingham, June 28.—Deputy Sheriff C. D. Coates is making it decidedly uncomfortable for foreigners who attempt to carry concealed weapons. While on his way home from Salt Lake, when the passenger train was between Lead Mill and Utah Copper Mill, yesterday afternoon, Coates sighted a revolver in the hip pocket of an Austrian Salt Lake saloon keeper, named Nick Lamate. He tapped the man on the shoulder and asked him what he was doing with the gun. The man replied, saying that it was none of his business. Coates said he would make it his business. The officer placed him under arrest immediately and took the weapon away from the foreigner. On the arrival of the train here Lamate was lodged in the Bingham jail and brought before Judge Frank H. Cellventra this morning and fined $20, which was paid.

A private safe may be rented in the fire and burglar proof vault of the Salt Lake Security & Trust Co., 32 up Main street, $2.00 per year and upwards.

McClellan's Symphony Orchestra.

Saltair today, 6:15 to 7:15; fifty men. Free concert. Round trip 25c.

SMELTER CASE MONDAY.

On Monday, July 5, Judge John A. Marshall will hear the arguments in the case of S. M. Whitmore and others against the United States Smelting company. The evidence in the case has been taken before a special examiner appointed by the court. Whitmore and several neighbors, living in the vicinity of Bingham Junction, are suing for several thousand dollars' damages for loss sustained by them on account of smelter smoke.