TWO CASES ARGUED.

Proceedings in the Territorial Supreme Court Yesterday.

Ogden State Bank vs. William Barker et al. and Gregg vs Groesbeck et al.—Salt Lake County Mandamus.

Two cases were argued yesterday in the supreme court, Ogden State bank vs. William Barker et al., and F. E. Gregg vs. Hyrum Groesbeck et al. defendants, and Henry M. Ryan, defendant and appellant.

In the case of the Ogden State bank vs. William Barker et al., the bank is respondent as to the Barkers, and appellant as to Defendant Charles M. Brough, while the Barkers are appellants as to the bank.

The Ogden State bank filed an action against the Barkers and Brough in the Fourth district court, to set aside a mortgage given by the Barkers to Brough, and to have declared void a conveyance made by William Barker and wife to Franklin J. and Leroy Barker, their sons, on the ground that said mortgage and deed was in fraud of plaintiff's rights, they having secured a judgment against William Barker and one James Iverson.

Plaintiff's claim against Barker accrued before the conveyance of the property to the sons, but the conveyance was made prior to the entry of judgement.

Judge Miner, in the Fourth district court, found the conveyance from William Barker to Franklin J. and Leroy Barker, void. but held that the mortgage joined in by the Barkers to Defendant Charles M. Brough was valid.

The bank then appealed from that part of the judgment finding the mortgage to Brough valid, and the Barkers appealed from the finding that the conveyance from William Barker and wife to Franklin J. and Leroy Barker was void.

W. A. Lee and H. H. Anderson appeared for the bank, Richards & McMillan for the Barkers and Evans & Rogers and A. G. Horn for Brough.

In the case of Gregg vs. Groesbeck et al., the plaintiff sued to recover upon a promissory note in the sum of $1,750, executed to Alexander Wood and H. M. Ryan by Hyrum and N. H. Groesbeck, it appearing that the note was endorsed by H. M. Ryan. Alexander Wood and P. H. Rasche to the plaintiff.

Ryan was the only defendant to answer, and he set up that he had instructed Rasche, before the delivery of the note to Gregg to erase his (Ryan's) name, and Rasche promised to do so. It is also alleged that Gregg was told of this at the time of the transfer of the note, and further told that Ryan was not to be held responsible as an endorser.

Upon motion of the plaintiff, Ryan's answer was stricken from the files, and judgment rendered against all of the defendants on the pleadings.

Ryan then appealed from the judgment roll.

The case was argued by Judge Anderson for the appellant, and Benner X. Smith for the respondent.

OTHER BUSINESS.

James Thompson, appellant, vs. the Schellhas Brewing company; appeal dismissed.

J. W. Guthrie vs. Francis E. Roche et al., appellants; appeal dismissed by consent.

Nathan J. Harris, of Michigan, was admitted to practice.

SALT LAKE CO. MANDAMUS

The supreme court yesterday ordered an alternate writ of mandate to issue in the case of S. F. Fenton vs. the County Court of Salt Lake county, returnable on January 25th. 'We wish it understood, however," said Chief Justice Merritt, "that we do not agree unless it is convenient. We will take it up, though, as soon as possible.

THIRD DISTRICT JUDGMENTS.

A. V. Taylor, administrator, vs. Joseph Hyrum Parry et al.; judgment in favor of plaintiff for $179.05.

Salt Lake City Brewing company vs. Edward McClelland et al.; judgment in favor of plaintiff for $727.55.