

FROM WEDNESDAY'S DAILY, AUG. 31.

Discharged.

Yesterday afternoon, the witnesses in the case against Wm. G. Hicks, of the Maxwell Mine, Big Cottonwood Canon, were examined before Commissioner Pierce. The testimony showed that J. J. McCune, the complaining witness, was the real culprit, and Mr. Hicks was discharged.

The New Railway.

A meeting is to be held at the Chamber of Commerce this evening, to take further steps in the project for a railroad from this city west to Deep Creek, Nevada, a distance of 175 miles. Prominent among those named in connection with the enterprise are Governor C. W. West, Col. J. R. Winder, J. R. Walker, E. A. Smith, A. L. Thomas, J. C. Cutler, James Glendenning, H. B. Clawson, Charles Read, S. P. Tessel, James Jack, R. Mackintosh, J. E. Dooley and other well known business men.

Fine Remitted.

On August 6th, Stephen Hales, postmaster at Bountiful, who had been sentenced as a witness in a case before Commissioner Norrell, failed to appear at the proper time. He had been around before the case opened, but had gone out and the officers could not find him. The Commissioner adjudged him in contempt and recorded a fine of \$10 against him. This morning Mr. Hales was arrested, and on his testifying that he was sick on the day mentioned, and was detained on that account, the fine was remitted, and he was allowed to go at liberty.

Explosion at Peoa.

J. A. Marchant of Peoa, Summit County, under date of the 28th inst. writes us the following account of an event which rather startled that quiet little hamlet:

"Our little village was awakened on Saturday morning about 1 o'clock by an explosion in our op. store, which blew the building down. A can of powder in the store exploded; the cause is not known. There was a small hole burnt through the floor close to where the powder can was sitting. In talking with Mr. Wilkins, the superintendent, he informed me that the cause of the fire was supposed to be lightning. He estimates the damage at about \$1,000, but thinks the store will start business again."

SNATCHED FROM DEATH.

A Child's Narrow Escape from Drowning at West Weber.

Mr. J. J. Hill has a flowing well in West Weber, near his residence. Instead of the usual pipe, he has a barrel five or six feet deep stuck in the ground so that it serves the purpose of a spring. He has built a covering over it where sundry articles are kept. On Saturday evening while Mr. Hill was in Ogden his wife was attending to her duties, and had occasion to call at the little spring-house. Her 2-year-old babe followed her as it had done many a time before. She went into the house, a few steps away from the spring but immediately felt impressed to return. Her fears were realized! The little one had fallen into the barrel! She gathered a rake and probed into the spring and drew out her child from the bottom. Half frantic she threw it over her arm and ran screaming for assistance. Arrived at the nearest neighbor's, Mrs. Hadley's, means were employed to bring the child to life, and they were successful. The astonished father arrived from Ogden just as the child gave signs of returning life! It was a lucky escape. —Ogden Herald.

MIDNIGHT MARAUDERS.

A Peaceable Citizen Suddenly Startled.

Francis Bolto, of No. 724 s. First East Street, was rather wakeful last night. He had been suffering more or less from toothache and did not go to bed until quite late. Even after retiring the pain had not entirely ceased, and he was not more than half asleep, when, about 2 p. m., he fancied he heard a strange sound in the room. Glancing in the direction of the bureau he saw, by the subdued illumination of the night lamp, a tall, powerful man with shaggy black beard working at the bureau evidently trying to open one of the drawers. This it was which caused the noise that roused him. Mr. Bolto immediately exclaimed "There's nothing there for you." Then another burly burglar near his bedside whom Mr. B. had not previously noticed, raising a knife in a threatening manner, muttered in gruff but subdued tones, "I'll cut your G—d—heart out if you attempt to move." At the same time the man at the bureau grasped a heavy chair and raising it threateningly with a muttered oath said "I'll knock your brains out with this if you make a move."

Mr. Bolto seeing that they had him at a disadvantage made no resistance. But the voices of the men, though evidently intentionally subdued, aroused Mr. Bolto's daughter, quite a young girl, who made an exclamation which perhaps hurried their movements lest they should awake the whole house, as they immediately took their departure. The men are

described as being rather tall and large, dressed in dark clothes. They evidently entered the house from the rear as the wire door of the kitchen had a square section cut out of it large enough to admit a man's hand to undo the hook by which it was fastened. Chinese matches were found on the floor of the room and sections of fuse such as used by burglars in blowing open safes. The marauders only secured 10 cents in money but may have been more successful elsewhere. Now that our citizens know that such characters are abroad it behooves them to see to it that they meet a warm reception where they shall next present themselves.

THE INQUEST.

The Coroner's Jury Say Miss Creamer Died Through Lack of Care.

The coroner's jury in the Creamer case, which adjourned to 5 p. m., as stated in last evening's News, convened at that hour yesterday at the City Hall, when two additional witnesses were present, Gus King and Henry Saddle.

Gus King testified that he made the suggestion, as related by Miss Hall, that she take the baby to Dr. Benedict's; he thought he knew someone who would take the infant, but had been disappointed, and for that reason suggested the course pursued. He believed it would be taken care of by the Doctor, and thought it would be sent to the hospital; he did not have the influence himself and did not care to have anything to do with the matter or would have taken the child himself and placed it in the hospital. After the child had been disposed of he told some one that a millionaire had taken the child to Colorado. He admitted all that had been testified to by Miss Hall in reference to the disposal of the babe.

Henry Saddle testified that he was at the house of Mrs. Shuler on the night that Miss Creamer came there, but was not informed of the fact that she was there till about 3 or 4 o'clock in the morning; he was staying over night with his friend, a Mr. Goldie, who left on Monday morning for Colorado, where he has a contract for stone work on the Midland road; when Richardson awakened them, Goldie went for a physician, and not returning very soon, the witness followed to bury him along, as the girl seemed to be suffering great pain; this was all he knew about the matter except what he had heard.

The jury, after consideration, rendered a verdict stating that Miss Ella M. Creamer "died at No. 342 e. Second South Street, at about 12 m., on the 27th day of August, A. D. 1887, from the effects of premature birth and for lack of proper care and attention after parturition."

Mrs. W. H. Showell, one of the witnesses at the inquest, stated that she would like to procure Miss Creamer's baby for adoption.

FROM THURSDAY'S DAILY, SEPT. 1.

The Supreme Court.

The Territorial Supreme Court met at the Federal Court house to-day, Chief Justice Zane and Associate Justice Boreman present. As Judge Henderson was absent, the court adjourned until to-morrow after granting a continuance in the suits of The United States vs. Trustees of the Church of Jesus Christ of Latter-day Saints, and the United States vs. The Perpetual Emigrating Fund Company to October 21st.

Raiding the First Ward.

The First Ward was made the field for a raid by deputy marshals this morning. The home of Mr. Joseph Booth was ransacked, but that gentleman being out of town, the warrant of arrest was not served on him. What the offense he is alleged to have committed is unknown, but the fact that Deputy Franks made the complaint indicates that it is an infraction of the Edmunds law. Mr. Booth was arrested about a year ago on the charge of unlawful cohabitation, and had an examination before Commissioner McKay, but the case was such a gauzy one that he was discharged by that official.

The Suit Against the Church.

When the Territorial Supreme Court convened to-day, F. S. Richards, attorney for the defense in the suits of the United States vs. the Trustees of the Church of Jesus Christ of Latter-day Saints, and the United States vs. The Perpetual Emigrating Fund Company, moved that the defense be given until Oct. 1st, next, to answer, the former date being Sept. 15. Mr. Peters did not oppose the postponement under the showing made by the defense, but stated that he did not wish the record to show that he had consented, as the cases were being pressed to judgment by the United States Attorney General's office. The motion was granted by the Court.

Laid to Rest.

The funeral service over the remains of Father Samuel Neslen was conducted at 2 o'clock yesterday afternoon, in the Twentieth Ward meeting house, a large assemblage being present on the occasion. The opening prayer was offered by Elder John T. Caine. The speakers were, Elder George B. Wal-

lace, Bishop Sharp, Elders C. R. Savage, Edward Snelgrove and George Romney. The benediction was pronounced by Elder S. B. Young and the dedicatory prayer at the grave was offered by Bishop Sharp. The deceased, before being overtaken by the debilitating effects of advanced age, was a man of much usefulness, and was respected on account of his honesty, exhibited in all the transactions of life.

Searching for R. T. Burton.

Last night the deputy marshals made an incursion to the quiet southern suburbs, in search of some one who was supposed to have violated the Edmunds law. They had "information" to the effect that Bishop Robert T. Burton was at his farm on the State Road, and headed for that place. Arrived there, a vigorous search was made, but Mr. Burton was not about. The next place to suffer was the residence of Bishop Henry Burton, a short distance away, but with a similar result. An idea then struck the deputies that possibly the object of search had gone on a visit to Col. J. R. Winder, and the latter's premises were ransacked to the satisfaction of the officers, who retired crestfallen and empty-handed.

Funeral of Elder Hanham.

The obsequies over the remains of Elder Edward Hanham were held in the Seventeenth Ward schoolhouse at 4 o'clock yesterday. The opening prayer was offered by Elder John Alford, and the assemblage was addressed by Elders John Nicholson, S. B. Young, George Denford and Henry Dinwoodey. The benediction was pronounced by Elder John N. Pike. Elder Hanham was a man well known in the community, being an old resident. Before coming to Utah he spent a number of years in performing missionary labor in his native country (England) and did a good work. About twelve years ago he performed a mission to Great Britain, laboring most of the time on that occasion in the editorial department of the *Millennial Star*, besides delivering lectures and preaching as occasion presented. His mind was of a poetic turn, a number of his productions in that line having been at different times published in these columns. Those who knew him best give him the character of a man of the strictest honesty.

C. H. BASSETT HELD.

The Offense Alleged was Committed Between Two and Three Years Ago.

This morning Charles H. Bassett, of the Second Ward, was arrested by Deputy Marshal Pratt on the charge of unlawful cohabitation. He was taken to the Marshal's office, and after some waiting, the witnesses were subpoenaed. The defendant desired to waive examination, but Mr. Peters objected. Mrs. Mary E. Bassett was called as a witness and testified that she was the defendant's second wife; his first wife died after her marriage to him; she knew of his having had two other wives; she had lived with him up to August, 1885, when they had separated.

The defense here admitted that two years ago Mr. Bassett had re-married his former wife, Millie, thereby making her the legal wife under the law.

The Commissioner held the defendant to answer to the grand jury, fixing the bail at \$1,500. Mrs. Bassett's bonds as a witness were placed at \$200.

THE RAILWAY ENTERPRISE.

Preliminary Steps at the Meeting Held last Evening.

There was a good attendance at the meeting held in the Chamber of Commerce last evening in furtherance of the project for building a railway westward from this city. The following gentlemen were among those present: M. H. Walker, J. R. Walker, J. H. Bennett, A. Hanauer, Jos. Heywood, W. L. Price, W. H. Remington, James Jack, C. A. Wetmore, H. B. Clawson, J. H. LeMoine, Boyd Park, B. F. Whittemore, George Goss, A. F. Doremus, H. L. A. Culmer, C. P. Mason, G. F. Culmer, J. K. Gillespie, T. R. Jones, Charles Read, Governor West, Henry Snell, J. B. Glass, J. A. Goodhue, Frank Foote, S. C. Ewing, L. G. Hardy, E. J. Liddell, H. Hill, B. G. Raybould, D. McKenzie, Sam. Levy, N. W. Clayton, J. C. Conklin, H. Smith, M. R. Evans, W. S. McCornick, A. L. Thomas, J. E. Dooley and J. Dolan.

The meeting was called to order by W. S. McCornick, who nominated Governor West as chairman. The nomination was sustained. The Governor took the chair and said he was proud to preside at such a meeting. He called attention to the fact that a number of railways were pushing toward Salt Lake City from the east, and an outlet to the west was needed.

Arthur L. Thomas was then placed in nomination for secretary, but declined, and N. W. Clayton was selected.

David McKenzie moved that B. G. Raybould be elected temporary treasurer to receive subscriptions. Carried.

Governor West stated that it was necessary for \$175,000 in stock to be subscribed for in order to conform to the law.

The following form of heading for a subscription list was adopted:

"A meeting was held at the Chamber of Commerce, in Salt Lake City, Utah Territory, on the 31st day of August, A. D. 1887, to take the necessary steps for the purpose of forming a corporation to construct and operate a railroad within the limits of Salt Lake and Tooele Counties. For the purpose aforesaid, we the undersigned, hereby subscribe for the amount of stock set opposite our names, respectively."

The following placed their names on the list for the amounts set opposite their signatures:

Name.	Residence.	Amount.
Gov. C. W. West,	Salt Lake City,	\$5,000
James Jack,	Salt Lake City,	8,000
O. P. Arnold,	Salt Lake City,	5,000
George D. Shell,	Los Angeles,	5,000
M. H. Wright,	Salt Lake City,	5,000
H. B. Clawson,	Salt Lake City,	5,000
Isaac Trumbo,	San Francisco,	6,000
J. H. Houghton,	San Francisco,	5,000
N. W. Clayton,	Salt Lake City,	5,000
L. G. Hardy,	Salt Lake City,	5,000
H. Hill,	Salt Lake City,	500
W. H. Remington,	Salt Lake City,	5,000
B. F. Whittemore,	Salt Lake City,	500
Sam Levy,	Salt Lake City,	500
B. G. Raybould,	Salt Lake City,	5,000
		\$50,500

Checks representing 10 per cent of the subscriptions were handed to Mr. Raybould.

Mr. Remington stated that he had been authorized by A. C. Cleveland and M. D. Foley, of Nevada, to subscribe for \$5,000 in stock for each of them.

The chairman appointed W. S. McCornick, J. E. Dooley and James Jack a committee to solicit subscriptions, with instructions to report at the next meeting.

An adjournment was then taken till 8 p. m. on Monday, September 5th.

Deaths in August.

Follows is the mortuary report of the City Sexton for last month:

Accidental.....	2
Asthma.....	1
Blood Poison.....	2
Cholera Infantum.....	15
Congestion of Brain.....	1
Cerebro-spinal Meningitis.....	1
Convulsions.....	2
Consumption.....	2
Dropsy.....	1
Diphtheria.....	4
Fever (Typhoid).....	1
Fever (Typhoid).....	1
General Debility.....	1
Heart disease.....	4
Hernia.....	2
Inflammation of bowels.....	3
Lead Poison.....	1
Marasmus.....	1
Measles.....	1
Old Age.....	6
Peritonitis.....	3
Pneumonia.....	1
Paralysis.....	2
Phthisis.....	1
Teething.....	3
Total.....	62

SEX OF DECEDENTS.

Males..... 36 Females..... 26

AGES.

Under 1 year.....	17
1 to 5 years.....	15
5 to 10 years.....	2
10 to 20 years.....	2
Over 20 years.....	26

NATIVITIES.

Utah, 57; other parts of the United States, 7; England, 19; Ireland, 2; Wales, 1; Germany, 1; Italy, 1; China, 1.

JOSEPH E. TAYLOR,
City Sexton.

FROM FRIDAY'S DAILY, SEPTEMBER 2.

Hidden in a Manger.

A private letter from Brother Isaac Riddle of Beaver to a friend in this city, gives the particulars of the arrest of the writer on the 26th ult. on the going charge. On the night previous two deputies hid in the manger of a stable on his premises. Brother Riddle rose early and fed some horses in an adjoining stable. Soon after this a young man working for Brother Riddle went into the stable where the officers lay concealed, and found them. They then came out, and made the arrest. The defendant gave bonds in the sum of \$1,500.

ANOTHER WARM SPRING

Tapped by the Utah Lime and Cement Company.

The Utah Lime and Cement Company, whose grounds are situated adjacent to Pascoe's smelting works and a short distance north of the Warm Springs Bath House, have struck a bonanza. They have been impressed for some time with the value of a warm spring of mineral water. This feeling has probably been deepened by the discussion lately had in the City Council over the improvement and management of the bath house property. While this agitation has been in progress the company have been quietly tunneling into the side of the mountain close to their works, ostensibly to procure ordinary water, but really in the hope of striking a warm stream. Their labors have been rewarded by success, as a large stream now flows out of their tunnel almost, if not quite equal to the one which supplies the bath house.

We understand it to be the intention of the company to lay pipes to conduct the water to the city and erect a bath house in the heart of town, for the accommodation of the great unwashed public. To use a mining phrase, the company have "struck it rich."

Body Found.

A short time since the News contained a telegraphic account of a railway disaster at Sand Creek, near Denver, in which Engineer Peter Masterson lost his life, his body being buried in the sand. We now learn that it was found Tuesday morning by Henry Masterson, the younger brother. The body was two miles below the point where Sand Creek empties into the Platte River, and was almost entirely buried in the shifting sand only the back being visible. The spot is fully six miles from the scene of the wreck. The searching party was composed of ten men, eight of them being Union Pacific employees. There was hardly any clothing found upon the body, as the action of the waves had probably torn it off. John Masterson immediately set off to notify Coroner McHatton, who drove down Sand Creek and took charge of the remains, which will be sent to Iowa to-morrow night for interment. Five years ago the dead engineer was employed on the Chicago and Northwestern railroad and ran a train between Boone and Council Bluffs. He was well thought of by the managers of the road and was popular with his fellow workmen.

BURNED TO DEATH.

The Fearful End of an Old Utah Citizen in Missouri.

A correspondent of the *Herald* gives particulars of the death by burning of James Shanks, an old time resident of Utah.

The sad affair took place at Dry Creek, Crawford County, Missouri, on July 24th. The old gentleman was superintending the construction of a \$5,000 residence for his son, Wm. D. Shanks, a clerk on a steamboat line and a resident of St. Louis.

The house was almost completed and Mr. Shanks was preparing to leave in a day or two to inform his son that the work on the building was finished. About 3 o'clock on the morning of the 24th the cook heard a roaring noise which he supposed was caused by a coming tornado. An investigation, however, showed the house to be on fire. He rushed up stairs and aroused the old gentleman and his grandson. The three started down stairs together. It is supposed that Mr. Shanks forgot something and returned, for when the bottom of the stairs was reached he was not there. It was too late to return up stairs then for the fire was raging fiercely and unchecked. A ladder was secured and placed against the bedroom window, but just as the ascent was made the ceiling of Mr. Shanks' room fell. Three piercing screams were heard and then all was ended.

Wm. Shanks was notified of the occurrence and he hastened to the scene of the catastrophe. A search revealed a few charred bones and these were gathered up and taken to St. Louis for interment by the side of his wife's remains.

James Shanks was a native of Paisley, Scotland, and was one of the first to receive the Gospel in that land. He emigrated to Utah with his wife and family in 1855. He sailed across the sea in the *Samuel Carling* and arrived in Salt Lake City in October of the same year with Captain Harper's company. In 1856 he returned to St. Louis with his wife, one son and a daughter; leaving one son, James Shanks, now of Salt Lake City, and one daughter, Marlan S. Perry, now of Willard City, in Utah. In 1860 his wife died. He crossed the plains 16 times; the last time in April last. He was 79 years old on July 19th of the present year and leaves two sons, two daughters, thirty-one grandchildren and eight great grandchildren. He was a straightforward, honest man, highly respected by all who knew him.—Ogden Herald.

SUPREME COURT.

Several Interesting Cases Disposed of Before Adjournment.

The Territorial Supreme Court held another session to-day, all of the Justices being present.

Opinions were filed in the following cases:

J. J. Kelly et al., respondents, vs. A. J. Kershaw et al., appellants; from First District Court; action of court below in refusing new trial affirmed.

J. J. Kelly et al., respondents, vs. A. J. Kershaw et al., appellants; First District; motion to dismiss; appeal from judgment of court below overruled.

The People vs. A. Solomon and R. B. Young; suit on bonds; from Third District; judgment of court below reversed, and case remanded, with instructions to sustain demurrer of defendants and permit plaintiff to amend complaint, on the ground that the complaint did not state facts sufficient to constitute an action.

The United States vs. James Smith; application for rehearing denied.

The People vs. A. Chalmers; First District; motion for rehearing denied.

The People vs. R. J. McCarthy; First District; judgment of court below affirmed.

E. L. McDougall, respondent, vs. W. P. Smith, appellant; Second District; judgment of lower court affirmed.

The People, etc., appellants, vs. Wm. Douglass, respondent; First District; judgment of court below reversed, and cause remanded for trial.