## EVENING INEWS.

Wednesday . May 5, 1886

FRAGMENTS.

SEE Miss T. B. Clark's advt. in an other column.

"CYMBELINE" will be repeated the Theatre this evening. A good bill.

READ our dispatches bringing latest news from the strikers, to-day. Things are getting serious.

A BATHING train will leave the D. & 1885, he received a subposna to serve on R. G. W. depot in this city, for the Annie Peters.

Hot Springs, daily, at 2:30 p.m. THE term of imprisonment of Robt. Swain expires to-morrow, including 30 days additional for his inability to pay the fine imposed.

States vs. R. B. Young, and the United objection was overruled, as were sev-States vs. Agnes McMurrin will come eral objections by the defense to the

States vs. Agnes McMurrin will come States vs. Agnes McMurrin will come up in the Third District Court to-mor-row. In the case of the People vs. Famm Davenport, the defendant was called for sentence this morning, and not be-ing present, judgment by default was enlered. J. D. Grargurn, the well-known far-rier, calls the attention of hors-breeders, by advertisement in to-day's paper, to the merits of Barus, Jun., one of the finest stallions in the cour-try. The Magazine of Art for June will contain an account of a Royal artist. H. R. I. H. the Crown Princess of Germany, with illustrations from her work, and a paper on Alexander Caba-nel, by Alice Meynell. This second volume of the series of Germany, with illustrations from her work, and a paper on Alexander Caba-nel, by Alice Meynell. This second volume of the series of "Actors and Actresses of Great Brit-toa, and published by Casell & Co., will be ready about May Th. The art thor's contributing biographical and critical sketches to this volume art Num. Archer, Brander Matthews, Lau-thor's contributing biographical and wm. Archer, Brander Matthews, Lau-rence Hatton, Henry Galiup Pane, and Harold G. Henderson. The actors and screesses of whom the sketches are written and anecdotes told, are George Frederick Cooke, Sarah Siddona, John Philin Kemble. Josenh Munden, Elins thors contributing biographical and cortical sketches told, are George Frederick Cooke, Sarah Siddona, John Philin Kemble. Josenh Munden, Elins Frederick Cooke, Sarah Siddons, John Philip Kemble, Joseph Munden, Elizabeth Farren, Dora Jordan, Robert William Elliston, Charles Matthews, Charles Kemble, Thomas Abthorpe Cooper, John Liston, Charles Mayne Young, Eliza O'Neill, and Wm. Henry West Betty.

"Our of respect to the babies," Babyhood for May urges the abolition of tobacco from all parts of the house frequented by young children, and notes a striking instance of the occasisnal serious effects of tobacco amoke

upon infants." In the same number is a contribution from Edward King, Paris, giving some very interesting

THE BRAIN CASE. he Usual Result where a "Mor non" is Concerned-The Jury Give a Verdict of Guilty. A "Mormon" Has No Rights

In the trial of Edward Brain, charged with resisting a deputy marshal, yesterday afternoon, Marshal Ireland was

the first witness, and testified that J. W. Greenman was a deputy United States marshal. Captain Greenman was then called and testified that about the 3d of July,

The subpona was handed to the

witness to identify, but was objected to by Mr. Brown, on the ground that there had been erasure and interlineation

Mr. Brown came next, and reviewing the testimony showed that the charges in the indictment had not been proven; that even Captain Greenman's testi-mony did not agree with them; John-son's might have done if it had been made known to him what to testify, but he did not. The only offense, if offense it was, that had been commit-ted and been heralded as a "Mormon" outrage, was the fact that a "Mor-mon," for whom the officer had no warrant, had been trying to get to a neighbor's, and the officer had is-sued an order to serve a subpons, the subpons was returnable six weeks be-fore the occurrence, and the officer had no right to serve a new subpons on in another handwriting, changing the Tus trial of the cases of the United time of returning the subpons. The

Mr. Dickson made the closing argu-ment for the prosecution. He assumed to be indigmant that the counsel for the defense should insinuate that the de-fendant was being prosecuted because he was a "Mormon," and worked upon the feelings of the jury to convince them that they had been "insulted" by the arguments of the defense. He loudly asserted that the "Mormons" in Utah still had some "rights," and that the courts were not engines of out-rage and oppression.

when I grabbed him, he said, "1'll give up;" I entered the house afterwards and found the witness there. (Ob-lected to; overruled.) She was up over the ceiling; had go there through a small hole about nine feet from the floor; there was no other means of getting up; after searching the rooms below and finding no one, Marshal Ire-land got on a chair and pushed the covering off this hole in the ceiling; Mr. Brain said, 1'll have her come down;" before that he had denied pos-itively that she was there; there was no one else there but a baby, so that she could not have mounted to the ceiling without Mr. Brain's aid. Cross-examined by Mr. Brown — When I saw him with his pistol, he was not coming directly toward me;

The City Council met in regular ses-sion, at 7 o'clock last evening, Mayor Armstrong presiding. W. C. Spence and others asked perwas not coming directly toward me; it was I who intercepted him. I was after Brain just then—not Anna Peters. I had no warrant and no subpœna for Brain. I had seen no revolver nor heard anything of one until I inter-

W.C. Spence and others asked per-mission to lay a pipe to convey water to their respective premises. Referred to the committee on irrigation. A communication was received from J. H. Hyndman, secretary of the Utah Wool Growers' Association, thanking the Council for the use of the Legisla-I saw he had something live Chamber during their recent meet-

CITY COUNCIL.

Deputy Clerk McMillan was called to dentify the signature of Annie Peters. On cross-examination he said the subpœna was not filled out as at present when he placed the court seat on it; though it was filled out by Mr. Miller, the Marshal's clerk, who was in the habit of filling out subpœnas after they were signed. Mr. Dickson after they were signed. Mr. Dickson after they the date in the subpœnas after they the date in the subpœnas of the placed the costimony in the case and Mr. Dickson make a few remarks to the jury, claiming that the offense and Mr. Dickson make a few remarks to the jury, claiming that the offense and Mr. Dickson make a few remarks to the jury, claiming that the offense man free defendant had not obstructed the officers. Because he refused to open the door was no resistance. The evidence showed that the assault al-leged to have been made was that Brain tried to get away, and Greenman intercepted and arrested him, although the was not accused of a crime, and the the diction of the the charges in the indiction of the the charges in the indiction of the door was that the charges in the indiction of the door been proven i Our grandfathers had a favorite ex-pression "Get the grubs out of your back in the spring of the year and you will be all right for another twelve-month." What they really meant was that if you give your blood a good cleaning out in the spring, by the use of a perfect blood purifier, like Warner's safe cure, you med not fear that the year will find you under ground.

Almost Gave Up the Ghost

HOUSE OF REPRESENTATIVES, WASH-INGTON, D. C.-Last fall I contracted malarial fever. Suffered much for two months. Disease located in my kid-neys, and I almost gave up ever getting well. Warner's safe cure, which cured me, is a great blessing to mankind, and if taken regularly will cure almost any disease of the kidneys.-TYRE YORK, M. D. M. D.

COALI COALI COALI

Weber, Rock Spring, Pleasant Val-ley, and Red Canyon—All the Coals sold in the Salt Lake market. Our Weber is from the celebrated Grass Creek mines and we are mining better coal than ever before. No other Weber brought to this market can compare with it. All our coals are nicely screened and cleaned. Coal Pepartment, Union Pacific Rail-way Company. A. J. GUNNELL, Agent. Office, Wasatch Corner.

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REDUCTION PERMANENT.

fore the occurrence, and the officer had no right to serve a new subpens on the old order. Mr. Brown pointed out to the jury that they could not afford to convict the delendant simply because a "Mormon," and because of the prejudice against that people, it would not do to thus outrage justice, for they knew not where the enmity of an officer or the animus of the prosecu-tion might strike next. There should be some rights in Utah even for the "Mormons." Greenman had no right to serve the subpenn at the time, nor had the defendant offered any misist-ance, but aimply refused to assist the prosecution to secure a witness, and in doing this committed no offense. If the defendant had not been a "Mor-mon," there would have been nothing in the case. THE BLOCK OF BEAVEY On her brow indicates the glow of testih within. What a change from the invalue of a few months ago. Do the invalue of the search of the invalue of the invalue of a few months ago. Do the invalue of a few months ago. Do invalue of the search of the search of the invalue of the invalue of a few months ago. Do the invalue of a few months ago. Do the invalue of the search of the search of the search of the invalue of the search of the search of the invalue of the search of the s in the case. Mr. Dickson made the closing argu-

EVENTEUL 1886.

Your health for the year depends upon purifying the Blood this Spring No remedy will accomplish this so readily and surely as

BROWN'S SARSAPARILLA and Dandelion with lodide of Point

If your Liver is healthy and active, no fever or ague is possible. BROWN'S SARSAPARILLA acts directly on the Liver and Kidneys and purifies the Blood. Try no doubtful remedies, but see the complete formula printed on BROWN'S SARSAPARILLA. Your Drucgist and Physician recommend it. It cures Rheumatism. The genuins REDWN'S ARNICA rage and oppression. The Court then charged the jury, who retired, and abortly afterward rendered a verdict of guilty. A motion for a new trial will be made on Monday, at 10 o'clock, and if this is overruled, an appeal will be taken. That is the time set for the sentence.

The genuine BROWN'S ARNICA SALVE is fully warranted. All Z. C. M. I. merchaats sell Brown's Medicines because they are the best.

EXCITEMENT IN TEXAS.

Great excitement has been caused in the vicinity of Paris, Tex., by the re-markable recovery of Mr. J. E. Corley, who was so helpless he could not turn in hed, or raise his head; everybody satishe was dying of Consumption. A trail bottle of Dr. King's New Dis-covery was sent bim. Finding relief, he bought a large bottle and w box of



acts regarding the Baby Show now in progress in that city. Dr. C. L. Dana writes on "Convulsions." Among the various shorter articles are: "An Experience in Home Instruction;" "The Sunday Closet;" "An Emergency Drawer;" "The Influences of Motherhood;" "Apt Followers;" "Long Ears;" ,"Hilarity at Bed-time," etc. Directions are given for various articles of baby's wardrobe, illustrated. Babyhood is published at 5 Beekman Street, New York.

LOCAL NEWS.

The Bird Caught .-. The notorious Frank Treseder was arrested in San Francisco to-day, and his bondsmen are exerting themselves to secure extradition papers, for his removal to

this city.

To Meet the Governor .-- The City Council and a number of invited guests, including some of the county officials and several ladies, go to Ogden this afternoon to meet Utah's new Governor, Caleb W. West, who is expected to arrive this evening.

Views of "42."-Views of the Liverpool office have been received and are ready for distribution. Parties having subscribed for them are requested to call at once at the Contributor office and get them. There are a few more copies than have been subscribed for, which will be sold at fifty cents each.

Sentence Suspended. - Harry World, who was indicted on a charge of vagrancy, in living in and around a house of ill-fame, came into-court this morning, and entered a plea of guilty. morning, and entered a plea of guilty. District Attorney Dickson stated that he was informed the defendant was now leading an industrious life, and asked that judgment be suspended. The Court accordingly suspended sentence during the defendant's good behavior.

"Cymbeline."-The second performance of the Alsberg-Sheridan-Mcrrison combination at the Theatre drew out a good-sized audience last evening, though not so large as on the previous night. "Cymbeline" is a work possessing more merit than "Measure for Measure," in that it affords better opportanity for the display of those talents in which the leading characters excel. It was evident that the play was comparatively new to the company, though all acquitted themselves creditably throughout. Miss Alsberg appeared to excellent advantage, and the character of "Imogen" is well suited to her. Messrs. Morrison and Sheridan did some fine acting and were warmly spplauded. The latter used, with marked effect, every opportunity to marked effect, every opportunity to exhibit the grand dramatic powers of which he is master. Messrs. Wessel and Thompson also carefully sustained the parts assigned them, and the for-uper as "Pasanio" draw forth enthusi-astic applause. An intense interest centres in the play throughout, and this evening, when it will be presented as the closing performance of the en-gagement, will afford an enjoyable en-pertainment.

First District .-. Following is a list of the criminal actions to be tried at the May term of the First District

in his hand. He was going away from Collin. We knew that he did not have tive Chamber during their recent meet-ing in this city. W.S. Brighton asked that in case the city corporation decided to run the Warm Springs Bath House, that he be given the position as manager. Thos. F. Thomas also made a similar request, and both petitions were referred to the committee on public grounds the witness about him. After I arrested him I read him a subpœna. It was twenty minutes or half an hour after that that he opened the door. Johnson had previously gone after Marshal Irelaud. As soon as Brain pried open the door in the celling, I saw a female's skirts. Brain then said he would have her come down. The subpœna I read him commanded Anna Peters to appear on September 29th." It is not my writing. I did not read it to her "forthwith." She was brought down next day, on the 4th, on a warran: for her arrest. (Capt. Greenman then drew a plan of the premises.) rested him I read him a subpœns. It the committee on public grounds. Thomas H. Morrison represented that he had been unable to do any is-

the premises.) Benjamin-Johnson, a drunken spot-fer, was next called, and testified—I was with Mr. Greenman and Mr. Colgranted.

granted. The report of the police justice for April was presented and referred to the committee on police. It shows fines collected: Cash, \$152.50; labor, \$1,486.75; total, \$1,939.25. The city marshal's report of ex-penditures during April was re-ceived and referred to the committee on police.

was with Mr. Greenman and Mr. Col-lin on the night in question. I heard Mr. Greenman tell Mr. Brain he had a subpeas and he wanted to get in. Mr. Brain replied that he didn't care a d-n what he had he couldn't come in. Mr. Greenman said he must break down the door. Mr. Brain said if he did he would treat him as a mob-he was armed, and he would take good care to use what he had. Greenman then told me to go after the marshal which I did. Brain said he had both a gun and an axe. on police. The Council ordered that two lamps be erected immediately on the side-walk on the west side of East Temple Street, between North and South Tem-

gun and an axe. On cross examination Johnson made ple Streets. The following amounts were appro-On cross examination Johnson made several contradictory statements, and finally admitted that he had no good will towards the defendant, and had been the informer against him on a charge of unlawful cohabitation. Marshal Ireland testified—I rode up that night when called by Johnson. I found Mr. Brain and the officers on the door step. He said the witness was not there, but he would show us the house. We went in and I saw the hole in the ceiling. Mr. Brain said it had never been used, and he didn't know what was there. I tried to poke it open with a broom, but co id not, and took an are which I found there, lifted the door up then and saw a woman's

The following amounts were appro-priated: To Mrs. M. A. Birt, feeding city prisoners during the month of April, 3,764 meals, at 15c. each, \$564.60. R. B. Williams, collecting dog tax for the month of April, 30 dogs, at \$1 per head, \$30. To supervisor's contingent fund, \$1,000:

S1,000; To mayor's contingent fund, \$500. To marshal's contingent fund, \$500. The question of better police protec-tion was considered, and the Mayor stated that he proposed to introduce more effective measures. The suppression of fast driving in

stated that he proposed to introduce more effective measures. The suppression of fast driving in Liberty Park was discussed, and the subject referred to the committee on public grounds. The Council instructed the Mayor and Marshal to see that the ordinance requiring crossings over the street car tracks was enforced. The committee on municipal laws were instructed to look into the matter of what pivileges hackmen were entitled to, with a view of changing the present condition of things whereby a string of backs rendered it impossible to drive up to business houses in certain localities. The inatter of revising and compiling the city ordinances was urgently pressed, and was finally referred to the committee on municipal laws and committee on revision. The marshal was given instructions to rigidly enforce the ordinance against dumping garbage on the streets of the city. Annie Peters Brain was called as witness for the defense. She said-Mr. Brain and I came in at about 11:30, talked awhile and went to bed. We

against dumping garbage on the streets of the city. C. O. Whittemore, in behalf of him-self and others, who desired the water mains extended to their premises, and which the Council had granted in con-sideration of the raising of \$900 to-wards defraying the expenses of the same, said that they had been mable to traise but \$750 of the amount, and he asked that the Council make an ap-propriation of the remaining \$150. Referred to the committee on water-works.

Referred to the committee on water-works. The Mayor informed the Council that, Governor West would arrive in Salt Lake this (Wednesday) evening, and asked whether the Council desired to take any action in the matter. A motion prevailed by unsnimolis vote that the Council go to Ogden City in a body to meet His Excellency, and that a committee be appointed to ar-range and tender the Governor a re-ception at an early date. The file aldermen were named as said counsit-tee.

tee. Francis Cope, Esq., General Passen-ger Agent of the Utah Central, plated a special car at the disposal of the Council, to go to Ogden at 4:15 this afternoon. The courtesy was accepted. The Council adjourned until Tuesday next.

Before the Committee.-- A specia I

Dr. King's New Life Pills; by the time the had taken two boxes of Pills and two bottles of the Discovery, he was well and had gained in fleah thirty-six

Trial Bottles of this Great Discovery for Consumption free at Z. C. M. I. Brug Store.

Fresh Complexions.

If you have humors, pimples, boils, eruptions, it is because the system needs toning and purifying. Nothing gives such good health, smooth clean skia and vigorous feeling as Simmons Liver Regulator, purely vegetable and not unpleasant to the taste. The Reg-ulator stimulates the liver, cleanses the eyes and skin of yellowness, im-proves digestion and makes the breath pure and sweet. that he had been unable to do any is-borious work for a great many years; that he had a large family dependent upon him, and asked for a free liceuse to peddle fruit and ice cream. Granted. James Randalli stated that he was past the age when he could do any is-borious work and asked a free license to peddle fruit, etc. Referred to com-mittee on license. One retail liquor dealer's license was granted.

> low to Consult Dr. Foote, Sr., The Mall.

Mail. Dr. Footé, Senior, author of "Plain Rome Taik," "Medical Common Sense," etc., etc., would say to those who would like to consult him by mail that they can have a list of questions and a circular of gratuitous advice by addressing Box 414, Salt Lake City. The doctor has arranged to have infor-mation supplied in this way to save time. Receiving such printed matter the correspondent can describe his or her case fully and direct if to the doc-tor, in New York. Dr. Foote is suc-cessfully ireating all forms of chronic diseases, a speciality to which he has devoted thirty years of study and diseases, a specialty to which he has devoted thirty years of study and practice. Evidences of his success can also be had by addressing Box 414, as above, but all letters of consultation and orders for remadies should be ad-dressed to .Dr. E. B. Foote, Sr., 120 Lexington Avenue, New York City, N.Y. Consultation free. An advertisement of Dr. Foote, Sr., in another place, deserves attention. d cod&s

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Mr. Geo. V. Willing, of Manchester, Mich., writes: "My wife has been al-most helpless for five years, so help-less that she could not turn over in bed sione. She used two Bottles of Elec-iric Bitters, and is so much improved, that she is able now to do her own work."

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As a cure for insomithe and nervous-aces, there is nothing like Dr. Henley's relety Beef and Iron. For soile by Z. C. M. I. Drug Store, and all Deaggists.

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