

FROM FRIDAY'S DAILY, OCT. 19, 1888.

**Dr. Ormsby's Sentence.**

At four o'clock yesterday afternoon Dr. O. C. Ormsby appeared before Judge Sandford to receive sentence for living with his wives. After inquiring into his circumstances, the Judge imposed a penalty of 75 days' imprisonment and a \$200 fine.

**Search by Deputies.**

Today the News office, Tithing office and other places were accorded a special search by several deputy marshals. The object of the inquisitiveness was Mr. Charles W. Penrose, but as that gentleman was not in or about the premises he was not interviewed.

Later in the day a second visit was paid to the buildings immediately east of this office, with the same result as at the first trial.

**Snowflake, A. T.**

A correspondent sends the following, dated Snowflake, A. T., Oct. 8:

We are having beautiful weather at present in this region of country. We expect to harvest the fourth cutting of lucern, which at present is a good reasonable height, of which some is in bloom. This is an uncommon thing for Apache County. Bushels of nice peaches have been raised in the Woodruff Ward this season and some very fine apples; also in Taylor Ward. Vegetables are very scarce on account of so many destructive insects which infested our borders in the early part of this season. The people's health is generally good.

**The Sewage Dumping Ground.**

Engineer H. C. Lowrie, of Denver, who made the city plans for sewerage, was notified regarding the proposition to dump the sewage in the alkali lakes over the Jordan River. In reply, he thus sums up his conclusions on the matter:

"I don't see any advantage in taking it via the flats west of the Jordan. It will involve the cost and operation of a pumping plant with a heavy supported grade to the outlet, or operation under pressure, and the uncertain and expensive experiment of sewage farming on ground not adapted for it."

**In Cache County.**

On Monday last N. A. Lindquist, of Logan, was arrested on a charge of unlawful cohabitation. As the prosecution was not ready to proceed with the preliminary examination, the defendant gave bonds for appearance when wanted.

The preliminary examination of Dr. W. B. Parkinson, on a charge of polygamy, took place in Logan on Monday, the result being the discharge of the defendant. In the prosecution for unlawful cohabitation a similar order was entered.

On the same date Edmund Clark had an examination on the charge of having set fire to a neighbor's hay stacks. The only evidence against him was that he had made a threat. The commissioner took the matter under advisement.

A fire on the island, Logan, on Saturday evening, destroyed a barn and some hay belonging to Mr. Frederickson.

**Public Roads Illegally Closed.**

The cañons [in the south end of Cache Valley] are still closed against the inhabitants, hence the outlook for getting wood and material for making improvements looks very unpromising. A short time ago it appeared as though we were going to settle the matter amicably, but now it looks as though the people must make a break, and go into the cañons and get what they need off government lands, and let the railroad land men do what they can in the matter. It is an imposition on the rights of citizens to be deprived of the privilege of traveling highways that have been made and traveled by the people for many years. The cañons have been one of the principal avenues by which many of our citizens have obtained a livelihood. There has been a demand for cañon products at home by the farmers; besides those who worked in the cañons made a home market for some of the farm and garden products. The avenue of trade has been closed unjustly and unlawfully we believe.—*Utah Journal*, October 17.

**Court at Provo.**

Before adjourning on Wednesday evening, Judge Judd made an order that "the attorneys of record in civil cases in this court appear, on November 3d for the purpose of attending to the setting of civil cases now on the trial docket of this court."

On Thursday the case of the People vs. Jerry Pathode and Alex. Dutry et al., indicted for murder, Alex. Dutry was arraigned and took the statutory time to plead.

People vs. Lafayette Huntsman; assault with intent to do bodily harm; plea of not guilty.

United States vs. Wm. Kelly; unlawful cohabitation; trial, the District Attorney moved the Court to order a verdict of not guilty. The request was granted.

United States vs. John A. Pace; adultery; to plead October 20.

United States vs. Alfred Turner; unlawful cohabitation; sentence set for Nov. 19.

United States vs. T. R. Cutler; unlawful cohabitation; after filing of remittitur, commitment was issued.

**Quickly Nabbed.**

About noon today a Fort Douglas ambulance, with three "boys in blue," drew up at the City Hall. Two of the party were sergeants. These made their way into the City Hall, where, after making a request for the delivery of Private Lewis F. Eaton, of Company H, 16th infantry, that individual was brought out of jail and handed over to the officers. The latter were also presented with some clothing which Eaton was accused of stealing.

Private Eaton was arrested shortly after 1 o'clock this morning, on Second South Street. A few minutes before a telephone message had come from the Fort requesting the police to look out for him, as he had stolen a couple of coats, a hat and a pair of shoes, and was attempting to desert. Officer J. W. Burt went out on the street, and in a few minutes met his man, whom he recognized from the description, and asked him, "Is your name Eaton?" "No, it's Wootton," sharply responded the other; but the officer checked him with the remark, "Well, you're the man, and I'll take you anyhow." At the City Hall the coats, hat and shoes were identified as the stolen goods. Eaton had been away from the Fort but about half an hour before he was in custody. As his offense was committed on the reservation, he will probably be dealt with by the military authorities for that and desertion.

**Probate Court.**

Proceedings in the Salt Lake County Probate Court yesterday:

In the matter of the estate of Rudolph Krause, the hearing adjourned to October 27, at 11 a. m.

Estate of Mary Gossell; order of publication of notice to creditors made; order made appointing appraisers.

Estate of Elmira P. Tufts; order made appointing time and place for settlement of final account and to hear petition for distribution.

In the matter of the estate of Jacob Malstrom; petition for sale of personal property came on for hearing; proof of posting notices of time and place of hearing made; order of sale of personal property made.

Estate of L. C. S. Amy; order made appointing time and place for settlement of final account and to hear petition for distribution.

Estate of John Twigg; order made appointing Amos S. Gabbott, Dow Richardson and John Gabbott appraisers of said estate.

Estate of James Baldwin; order made appointing time and place to hear petition for the revoking of the order appointing Thomas H. Mumford executor of the last will and testament of said deceased, and for the issuance to John A. Davis and Edwin A. Davis of letters of administration with will annexed.

In the matter of the estate of Thos. T. Hardy; bond of W. D. Brown as administrator, in the sum of \$200 filed and approved.

Estate of George Popr; petition of Jane Pope for letters of administration on said estate to be issued to her, came on for hearing; proof of posting notices of time and place of hearing made; order appointing Jane Pope administratrix of the estate of said deceased upon filing a bond in the sum of \$3,000 and taking the oath prescribed by law.

In the matter of the incorporation of the Shamrock Mining Company, certificate of incorporation issued upon filing of bond.

In the matter of the estate of Seth S. Pixton, Jane S. Pixton and Oliver S. Pixton, minors, order made appointing time and place to hear petitions for letters of guardianship to be issued to W. B. Barton.

**A PAINFUL SCENE**

Follows the Decision of Judge Boreman in the Habeas Corpus Case.

To the readers of the News the facts in the case of Anna Hansen vs. Rosa Kenney are still new. The dispute arose over a four-year old boy—the illegitimate child of Anna Hansen—or Petersen as she was formerly known. Miss Petersen gave her child to Mrs. Rosa Kenney, who took it about half an hour after its birth, and has tenderly cared for it since that time, giving it all of a mother's care in health and in sickness—and there was considerable of the latter during the first two years of the child's life. Mrs. Kenney has no children, and the adopted one was to her all that it could be to one in her position, and she believed herself secure in its possession.

But the real mother, whose care the babe had never known, made her claim for it, and the dispute was left to the court for adjudication. Evidence in the case, as to the legal rights of each party, and the ability to care for the child, was taken, and the question argued at length. Today Judge Boreman rendered his decision in the case, awarding the child to its mother. In passing upon the question, the Judge remarked, "This is the most painful case I have ever been called upon to decide, but it seems to me that legally I can take no other course than that which will take the child from where it has been all of its life, and place it in the care of the legal guardian, the mother."

While the court was rendering the opinion Mrs. Hansen sat weeping. The child was playing around Mrs. Ken-

ney's feet, while that lady sat with bowed head, and was evidently in the deepest anguish. When the Judge finished speaking she burst into tears, and catching up the child, held it firmly clasped to her bosom, covering its face with kisses, while the tears streamed down her cheeks. The child, seeing the one whom it had always regarded as its mother in this condition, called out "Mamma, Mamma," and began crying. Some friend of the mother took the child away, and the scene that followed is beyond description. Mrs. Kenney was led from the court room by her husband, and threw herself on the stairs, wailing piteously, and crying, "Oh my baby, my baby, my Frankie!"

The little boy had been kept in the room with Mrs. Hansen. At first he resented the interference by a stranger, and screamed and kicked to get away. Finding he could not do this, he set up a prolonged cry, sobbing as though his heart would break, and calling, "I want mamma! I want mamma!" Mrs. Hansen was also weeping, and her friends gathered around and vainly endeavored to calm her.

After some time all of the parties retired from the court room. Mrs. Kenney was led down the stairs, into the street and away towards her home, her heartrending moans and cries not in the least abated. Mr. Hansen took the frightened and screaming child, and with his wife and friends went off in another direction. A large crowd was soon attracted, and as the cause of the commotion was explained to inquirers by those who had learned of it, many and vehement were the expressions as to the wisdom of the course pursued by those who had gained the legal point, and also as to the justice of the court's decision.

The prevailing opinion was, that while the cold letter of the law had probably been followed by the Judge, yet there were grave doubts as to whether the welfare of the child did not demand that the opposite course be pursued, for though in the care of its real mother, yet she and all her friends are perfect strangers to the little boy in almost every respect, and Mrs. Hansen herself has never had him in her arms but about ten minutes, and that was when he was about two months old. In any event, the scene enacted at the Federal court room today is one which it is hoped will never be re-enacted.

FROM SATURDAY'S DAILY, OCT. 20.

**Bail Forfeited.**

Yesterday afternoon the case of the United States vs. Wm. M. Bromley was called for trial in the First District Court at Provo. The defendant failed to answer to his name, and his bonds, \$1200, were declared forfeited.

**Another Company.**

By private dispatch from Liverpool, we learn that the steamship *Wisconsin* sailed from that port today for New York, having on board 135 Mormon immigrants for Utah.

**Geo. Manwaring Arrested.**

Yesterday afternoon George Manwaring was arrested on a charge of unlawful cohabitation, and taken before United States Commissioner Pierce, where he entered a plea of guilty and gave \$1000 bonds to await the action of the grand jury.

**Probate Court.**

Proceedings in the Salt Lake County Probate Court yesterday:

In the matter of the estate of Frank Crocker, deceased; return and account on sale of real estate having been filed, order made appointing time and place for hearing return of sale of real estate.

In the matter of the estate of Luther Twitchell, a minor; order made appointing Louis Oviatt guardian of the estate of said minor, upon filing a bond in the sum of \$200.

In the matter of the incorporation of the Utah Steam Laundry Company; certificate of incorporation issued.

**Letter From an Elder.**

We have been permitted to peruse a letter written by Elder Ezra T. Stevenson to his father, Elder Edward Stevenson, of this city, and dated Kaiti, New Zealand, August 26th, 1888. The writer speaks in high terms of the President of the mission, Elder Wm. Paxman, and of his kindness and consideration for the Elders over whom he presides. The Elders in that field are nearly all young men, President Paxman being the only one over forty years of age, and most of them are under thirty. The letter contains some excellent sentiments and breathes a pleasing spirit.

**The Prize Essay.**

The following committee report is self-explanatory:

SALT LAKE CITY, Oct. 18, 1888.

H. M. Wells, Esq., Sec'y D. A. &amp; M. Society, City.

DEAR SIR—We take pleasure in informing you that from the essays handed us on "How to Sell Goods," we have selected that signed B. F. Hall, as the one most deserving.

We therefore recommend that the special premium of \$50, offered by Mr.

Spencer Clawson for the best essay on this subject be awarded the author of the one named above. Respectfully,

H. G. WHITNEY,  
J. J. DUKE,  
C. S. BURTON,  
Committee.

The author of the essay, was B. F. Cummings, Jr., and the prize was awarded to him. The manuscript of the essay was handed to Mr. Clawson, that being a condition of the offer, and, for the present at least, it is withheld by him from publication.

**Deputies in Ogden.**

Last evening a number of deputies visited the residence of Mrs. Flygare, on the Bench, probably suspecting that a long absent one had returned. The first intimation the family had of any such proceeding was that of seeing a man standing at the shanty northwest of the house. Chris Flygare stepped out and asked him what he wanted. "Nothing," was the answer. Chris insisted that he did want something as he had no business there if he did not. He in his turn insisted that he wanted nothing, said his name was Ward and that Exum was at the front. Around the house started Chris, but he only got to the corner to be surprised at finding Whetstone with his hands shaded over his eyes and looking through the bed-room window. "What are you doing there?" "None of your business. I am an officer of the law," came the answer. Chris, nothing daunted, told him that officer or no officer, he had no business at the window and had better get away from there, and Whetstone went. By this time Deputy Exum had come around to the back, not finding anyone at the front. He stated his business in a polite way and was told as politely that their man was not there. Mr. Exum accepted the statement and the trio departed.—*Standard*, Oct. 19.

**A Terrible Fall.**

A man who gave his name as Charles Miller arrived from the east yesterday. His head was all bandaged, his eyes, a portion of the nose and mouth being the only features visible. He claims to have lived in Ogden for years, some time back, as a painter by trade, and says he used to own a paint shop on Fourth Street. A couple of years ago he went East, practicing his profession. Eighteen months ago he was employed to paint a railroad bridge near Columbus, Neb. The bridge was 153 feet high. While engaged at his work, a distance of 65 feet from the ground, the rope gave way, precipitating him to some ties below where he was picked up unconscious, in which state he remained for forty-eight hours. He was taken to the hospital at Denver. Upon examination it was found that the skull was broken; several bones in the face were broken and most of his teeth knocked out. Both shoulders were dislocated, both arms broken in three places and both legs in five separate places. He remained at the hospital for eighteen months, having just been discharged. At present he wears four silver plates in his skull, each two to three inches long. He says his home is in Ogden and he will remain here. The mystery is how it was possible for a human being to pass through such a demoralization of the whole system and yet live.—*Ogden Standard*, Oct. 19.

**First District Court.**

At Provo, yesterday, the following cases were heard by Judge Judd:

United States vs. W. M. Bromley; adultery; application of defendant for change of venue because he could not get justice in this court, denied.

People vs. Lafayette Huntsman; assault; plea of guilty; sentence was suspended during good behavior.

United States vs. Erick Ludvicksen; unlawful cohabitation; a pardon having been extended to defendant by the President of the United States, the case was dismissed.

United States vs. Richard Jenkins; plea of not guilty withdrawn, and plea of guilty entered. Sentence set for November 19.

United States vs. Olof J. Anderson; plea of not guilty withdrawn, and plea of guilty entered.

People vs. Philip Marks; cruelty to animals, trial, verdict of guilty, fined \$10 and costs.

United States vs. George Halliday; unlawful cohabitation; withdrew plea of not guilty, entered plea of guilty, October 26th set for sentence.

United States vs. Wm. Christiansen; unlawful cohabitation; plea of not guilty.

United States vs. Orlando Herron; adultery; plea of guilty.

United States vs. Peter Rasmussen; unlawful cohabitation; plea of guilty; sentence suspended while defendant obeys the law.

United States vs. Gustave Tornberg, a born Mormon; adultery; trial; verdict of guilty.

Fairview vs. L. Wilson, dismissed on motion of plaintiff.

**News Notes.**

At Hope, I. T., on Tuesday of last week Martin Killelea snatched Sheriff Brown's pistol, held it to the officers' head and forced him to give up what money he had on his person. The sheriff afterward borrowed another pistol, followed Killelea, shot him in the chest, and arrested and jailed him.

Helena (M. T.) October 17.—Governor Leslie has offered a reward of \$1000

for the apprehension of the unknown party who assassinated by shooting through a window on a dark night, Lewis Sweet, the assessor of Yellowstone county, some time ago. It is a mysterious crime and so far has baffled the efforts of the officers.

Helena, M. T., October 17.—A colored man named Wheeler, a member of the Twenty-fifth Regiment band at Fort Missoula, was shot and killed yesterday by Charley Fisher, another colored man, who keeps a saloon. A loaded shotgun was kept in the dive, and these men, who were constantly playing practical jokes upon each other, were in the habit of pointing it at each other and threatening to shoot. Yesterday Wheeler went through the act in the forenoon. He was passing by the saloon in the afternoon and Fisher called him in. As he entered the door the latter leveled the gun at him. It went off, the charge of shot taking effect in Wheeler's head. He died in a few hours. Fisher claims it was accidental. He was arrested.

Powell Eberhart, a young German from Ogden, who essayed to escape the regulation passenger rates by taking passage in a box car, was conveyed to the station last evening suffering injuries received from a violent contact of box car. Eberhart had laid him down to sleep and failed to awaken until the festive box car arrived at the Union Pacific yards. Tossing the box car around in the usual reckless manner, the switchmen brought it in contact with another box car with the result that the dead woods were crushed in, the draft was smashed and the lone occupant injured in the ankle. His hurts are not serious, and he will be around in a day or two.—*Denver News*, Oct. 18.

FROM MONDAY'S DAILY, OCT. 22.

**Out of Prison.**

Today, Brothers Wm. J. Jenkins and Wm. H. Tovey, the former of West Jordan and the latter of the Twenty-first Ward, were released from the penitentiary, where they have served six months for providing for their plural wives and their families. They were detained thirty days for the fines imposed.

**Keeping Out Chinamen.**

The railway offices in this city have received notice from the Grand Trunk Railway, of Canada, not to sell tickets via that route to Chinamen. The beathens can get out of the United States easily enough on them, but they cannot get back again on the same line, owing to the Chinese restriction act.

**Arrests.**

On Saturday afternoon Niels Lundberg and Niels and Joseph Liadahl were arrested at Union, Salt Lake County, by deputies, on a charge of forcible entry and detainer. The complaint was made by Julius Hansen. The accused gave bail in the sum of \$300 each for their appearance before Commissioner Pierce for examination, on Tuesday.

**Accidentally Drowned.**

On Friday afternoon, about 8 o'clock, Hans Jensen, of Brigham City, was engaged in spearing salmon, about three miles west of Glenn's Ferry, Idaho. He was standing waist deep in water, when the undertow forced him into his footing and he was carried into deep water and drowned. He was about thirty-five years of age and leaves a wife and infant child.

**Robbed of \$15.**

A. A. Carmichael was a passenger on last evening's D. & R. G. W. train from Ogden to this city. Just as the train was leaving Ogden he was mugged in the sum of \$15 by a young man 18 or 20 years of age, who jumped from the moving train and was seen to fall. The officers are reticent about the matter, but it is understood that the theft occurred in the making of change, as the alleged thief is a newsboy who came through on the Southern Pacific train from San Francisco.

**The Alarms.**

The fire department was called out on Saturday night by an alarm caused by the burning of some rubbish at the back of a saloon in the Wasatch building. No damage.

About 11 a. m. today the house of Mr. Davidson, on Fourth South Street, between Sixth and Seventh East, took fire from a fire. The woodwork about the fire was partially consumed, but the fire was extinguished before much damage was done. The loss will be about \$20. The fire department were promptly on hand but their services were not needed.

**Third District Court.**

Proceedings before Judge Boreman today:

Adolph Anderson vs. C. E. Markel et al.; suit for \$583 damages; on trial before jury.

Deseret Woolen Mills vs. Pleasant View Irrigation Co.; set for trial October 30.

Thomas Bolton vs. Geo. W. Steele; set for October 27.

Wm. Groesbeck vs. Thomas Oakley et al.; continued for the term.

James H. Bowen et al. vs. Walter Morey et al.; death of plaintiff Bowen; Richard Grant substituted as administrator.