# THE DESERET EVENING NEWS.

# FIFTIETH YEAR.

BRITISH TO TAKE

Declaration of Herbert Gladstone on Liberal Party's Agreement.

LORD ROBERTS' ADVANCE.

Horr About 150,000 Foreign Troops to fid the Roors-Br. Leyds Protests to Turkey and Egypt.

[Afternoon Dispatches.] London, March 29 .- Speaking at the breakfast of the liberal agents at Notungham today Herbert Gladstone, son of the late William E. Gladstone, and member of parliament for West Leeds, declared that nearly all the liberals had agreed in regard to the settlement of the South African question, that it was the duty of the government to make recurrence of the war impossible and show the world that Briltish power in South Africa was predominant and that' it since the war began." he British flag must wave over the

whole of South Africa. LORD ROBERTS' ADVANCE.

London, March 29 .- Conjecture as to London, intern all conjecture as to Lord Roberts' advance from Bloemfon-ist is the topic of the day and is tikely continue so if theBritish commanderschief in South Africa conceals his ischief in South Africa conceals his invements as carefully as he has done in the past. April 2 is set by various, edits as the probable date of the de-parture of the main army from Bloem-fastein. It is pointed out that there will then be over a week's hard march-ing bofare Kroonstadt is reached, hough there seems no certainty that ing bolore Kroonstadt 18 reached, though there seems no certainty that Kroonstadt will entirely occupy Lord Roberts' attention. The advance, when it does occur, will probably be made by purallel columns along a broad front. The movements of the cavalry force and part of the infantry towards Glen an scarcely be construed as an actual all states y be construed as an actual utrance, although they undoubtedly dat to the imminence of such a step, interly a small part of Gen. Gatacre's forces have yet arrived at Bloemfontein, and until that movement is completed it is not likely Lord Roberts will start for Pretoria

NO RUSH FORWARD.

The latest news from Bloemfontein, The latest news from bublished in the contained in a dispatch published in the escond edition of the Times and dated Wednesday, March 28, again dwells up-

cowardly and dastardly behavior before I came to Kimberley. But here I find they have been guilty of different and original enormities. Here they killed our wounded and laid their bodies in a ALL SOUTH AFRICA ALL SOUTH AFRICA ALL SOUTH AFRICA Here they armed many blacks to fight us, showing all the world how scandal-ously fraudulent were their exclama-tions of herror at the idea of our em-ploying native Indian troops. "There has hardly been a battle in which the Boers have not abused eith-or the white flag or the Geneva cross.

which the Boers have not abused etti-er the white flag or the Geneva cross, or both. At Spion Kop our people saw them loading Maxims in ambulances in order to get them safely away. This we saw them do at Modder river also, and Kimberley is where the Boers shelled the funeral cortege of Geo. L. Abram, an American. At many places they fired on our ambulances. I saw them do it at the Modder river, and saw them fire on our stretcher bearers in that battle time and time again, when we entered Jacobsdal it looked like a city of doctors.

like a city of doctors. "Every man on the streets wore the Red Cross bandage on his arm. These were the men who had just been shoot-ing at us from behind garden walls. There was nothing povel or original about their seeking the cowardly shel-ter of the doctor's badge. We have be-come quite accustomed to it. We once entered a Boer leager after a victory and found twenty-seven of these bogus doctors and seven or eight wounded, for their patients. They have not been con-tent with looting the houses of the tent with looting the houses of the loyalists in the British colonies, but in Natal in scores of instances they have Natal in scores of instances they have smashed into kindling and torn into ribbons whatever they did not want or could not carry off. Worse yet, they have fouled the walls of the homes of defenseless women with obscene writ-They never knew the value of an ings. oath or a promise, and have not learned

EGYPT NOT NEUTRAL.

Brussels, March 29 .- Dr. Leyds' diplomtic agent of the Transvaal has drawn the attention of the Egyptian and Turkish governments to the fact that the British government in the house of commons had admitted that six house of commons had admitted that six Maxims were borrowed from the Egyp-tinan army for use in the Transvaal war, and has demanded explanations for this breach of neutrality, declaring that unless the guns are immediately returned the Transvaal will consider the Egyptian government has aban-doned neutrality and is lending openly its assistance to Great Britain. No reply has been vouchsafed to this protest which was dispatched March 13.

Texas Machinists Strike. Dallas, Tex., March 29.-All the machinists in Munger's Cotton Machin-ery manufacturing works, the largest of

the kind in the world, went on strike today The men refused to do double work required by the company, and the In-ternational Association of Machinists

authorized the strike.

# Philippine Casualties to be Reported.

Washington, March 29 -- The Senate committee on military affairs today authorized a favorable report upon Sena-tor Allen's resolution calling upon the secretary of war for information as to



Cancer Casing

of troops in the Coeur d'Alene district. Gov. Steunenberg's examination was sures free trade with rulero files as soon as the civil government of that island provides a system of taxation of its own. So that the sconer Puerto Rico gets civil government, the quicker it will get free trade under the modifi-cations which the committee have made resumed at th open session, developing little additional, and at noon the committee adjourned until tomorrow. TROUBLE IN MONTANA.

made. "I should be glad if the bill could be so separated that we might vote for civil government without the revenue feature, although the committee has modified that feature so as to insure early freedom of trade. But as the bill stands we can amend it. We must vote for it as modified by the committee

The bill, as a whole, while not what

I would have it in its failure to give im-

mediate and unrestricted trade to Puer-to Rico, and in other particulars, never-

theless does establish civil government

which may not be delayed another mo

ment and does insure early reciprocity

and so is a step in the right direction in

and so is a step in the right direction in our progress as an administering nation and is a recognition of those great prin-ciples on which progress depends. Mr. Pettus (Ala.) moved to strike out the provision for the 15 per cent tariff. The motion was defeated, 16 to 33.

Ex-Senator Sawyer Dead.

Oshkosh, Wis., March 29 .-- Former

United States Senator Philetus Sawyer

died at 9:10 o'clock today at the resi-dence of his son, Edgar P. Sawyer, in

this city. He had long been in ill health, and his illness became serious Tuesday afternoon. The attack first

affected the stomach, extending to oth-

ject to similar attacks no particular

alarm was felt. Members of the family were all ab-sent except Mrs. Phil Sawyer, jr., wife

The funeral services will be held next

Mr. Sawyer was a member of the

Masonic and Odd Fellows fraternities

As soon as his death was announced flags were placed at half mast all over

the city and expressions of sorrow were

Ex-Senator Sawyer was born in Rut-

where he has lived ever since. He em-barked in the lumber business, through

which he amassed a fortune estimated

at from one to two millions. In 1864 he

at from one to two minibils. In 1994 he was elected to Congress, where he re-mained for ten years, und in 1881 he was elected to the United States Senate, which position he held for three terms.

He was always a stalwart Republicar

His public bequests were numerous and

generous, amounting annually to thou-

didate for the Democratic nomination for Congress in the Seventh district Mrs. Emma Gray Croinwell, secretary

Mrs. Emma Gray Cromwell, secretary of the Ladies' Goebel Monument fund

of the Ladies' Goebel atonument fund committee, estimates that \$10,000 has been raised by ladies for the monument

fund thus far. The subscription books will not be closed for two months.

Going on in China.

Pekin, March 29.-About 100,000 Tien

The situation here is quiet. The

"boxers" who had been causing trouble in the north have been dispersed by the troops.

Trouble in Jamaica.

Kingston, Jamaica, March 29.-The

Moroons are again threatening disturb.

ance. Armed police have been sent to quiet them, and the military authori-ties have been notified to hold troops in

readiness

Tsin coolles are leaving for New Chwang to build the Manchuria rail-

county, Vermont, September 22, In 1847 he settled in this section,

ized i

Sunday.

general.

sands of dollars.

1816.

He had long been in ill

who, although they became criticals of the Orange Free State, are being tried in Capetown for high treason. The president sent a cablegram directly to Lord Salisbury demanding that the Douglas prisoners be treated only as prisoners of war, and not as treason-able subjects of her majesty, and stated that if they were executed reprisals would be made

Lord Salisbury replied that if one of the Pretoria prisoners were injured both President Steyn and President Kruger would be hanged at the con-clusion of the war. The president thought that was harsh language to

Upon motion of Assistant County Attorney Ray Van Cott Judge Norrell today made an order instructing Court Stenographer Pike to supply the county attorney's office with such portions of testimony in the recent Benbrook murder case as may be desired, at the expense of the State.

Both Mr. Putnam and Mr. Van Cott declined to say what was wanted with

lor at the Kuntsford to a "News" rep-resentative today, "President Brigham Young asked me if I was going to desert Zion. I told him that there were only two things in this world that I could do and they were to practice law or keep a toll gate. I explained to him that there were no toll gates in Utah, and that even a Gentile client of mine could not get justice in the courts here. could not get justice in the courts here, so that I was therefore unable to practice law and must consequently go else-where. The fact that I gave my services in the defense of Brigham Young, a 'Mormon,' made it impossible for me to get proper treatment for even a "Brigham Young was a great man, His history is mostly written by his enemies, and as a consequence many of his noblest characteristics are unknown to the world. He was benevolen, charNI

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itable and a broad-minded man. Do you know, 1 have often said that had he lived he would have been a Republican because he was one of the old-line

Speaking of the time when he was Speaking of the time when he was named with Captain Hooper to act as United States senator from Utah, Mr. Fitch said: "I have yet in my posses-sion the certificate of my election upon that occasion. It is written upon parchment and is signed by Presi-dent F. D. Richards of the Council and Speaker Gross of the House. Come day Speaker Snow of the House. Some day I shall hunt it up and present it to the historical society here. I am confident that we would have achieved statehood that we would have achieved statehood then had it not been for Gov. Woods and Secretary Bluck, who had the ear of General Grant. Our preamble and constitution provided for the abolition of polygaroy, but Woods and Black didn't want polygary given up unless they did the giving up. Judge McKean was a man of convictions and the courwas a man of convictions and the cour-age to stay by them. He had a mis-sion to perform and that was the ex-tirpation of 'Mormonism,' but he was honest in what he did." When asked if it was his opinion that

the United States should retain the Philippine Islands, Mr. Fitch answered: "Unqualifiedly. We must retain them, the record, but it is understood that the particular portion required is the examination of one of the jurors who tried the case. Which one of the twelve don them now. Did we leave them to themselves they would either be given over to anarchy or become the prey of any nation that chose to gobble them up. I think this is the principal issue now before the American people. I think that in a very short time these islands will become very valuable in their trade, their mining and timber industries and even the agricultural pur-suits peculiar to themselves. The people I consider to be what may be termed a superior inferior race." Mr. Fitch is hale looking and bears his age wondrously well. In view of the silver which now crowns an intellectual head and strong face, this des-cription given by the New York Herald in 1871, twenty-nine years ago, wiii be of interest. Speaking of Mr. Fitch the Herald said:

"Mr. Fitch is a heavy set, Italian-

looking young man, with fine chest-

Mr. Fitch, while acting as congress-

bration which marked the completion

of the connecting link at Promontory between the Central and Union Pacific

railroads. He was one of a distin-guished party that arrived on a special

train from the coast on the day of the festivities, in charge of Hon. Leland Stanford, who was then president of the Central Pacific and governor of Cal-

The occasion, as every Utahn who

was present knows, was a most auspiclous one and is very clearly remem-bered by Mr. Fitch to this day. It is estimated that about eleven hundred

people were present at the ceremonies.

upon to reaspeech, which he did in eloquent and brilliant language. Almost immediately upon his arrival

he took place amone the first lawyers.

of the young commonwealth, forming a partnership with S. A. Maun, formerly

secretary and acting governor of the Territory of Utah, His firm, with Judge

Z. Snow associated, defended Warden Rockwood and City Marshal McAllister,

who had been arrested for refusing to

surrender a prisoner named Kilføyle, who had been pardoned by Governor

Woods, after serving two years in the penitentiary, and whom it was sought

to release without other process of law. It was shortly after this time that

Mr. Fitch delivered a speech, parts of which were widely quoted and have

gone into history. An excerpt from it is as follows: 'I say with sorrow and

humiliation, that the 'Mormon' charged

with crime, who walks into the courts

of his country goes not to his de-

liverance but to his doom." Mr. Fitch acted as special counsel for

Hooper, made United States senator

exposition building at the big Republi-

can rally, which has been arranged for tomorrow night, and at which there

glee club music, The following well known gentlemer

The following well known gentlemet representing the Republican party, cosh the carly frain for Provo, where they met Mr. Fitch and wife, and recorted them to this city: Judge C. C. Good-win, W. S. McCornick, H. B. Clawson George M. Cannon, T. R. Jones and H P. Mason. At his hotel he was visited during the day by leading local Repub-heans who talked with him on the is-sues of the coming presidential cam-paign. There will be no demonstration of any kind tonight. Mr Fitch remain

of any kind tonight. Mr Fitch remain-ing quietly at his hotel until tomorrow-when he will drive about the city dur-

ing the day and prepare for the speech he is to deliver in the evening.

a plenitful supply of band and

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will be

rallroads.

ifornia.

Utah on

ssity t ture advance. This correspondent, who on several occasions se med to be sen as the mouthplece of Lord Roberts, cables:

t should be clearly understood that the present halt in the vicinity of Reemfontein is absolutely necessary as a military precaution. It should be tome in mind that we are about to en-ter on a new phase of the operations with the main communications through a recently occupied hostile country, and the recent successes necessitated great expenditure of horse power.

icre, and in Natal, we shall move on the commencement of the South Afriin winter, and must be prepared to its the effects of the first frost upon uch animals as may be affected with torse sickness. It would be suicidal to push troops forward until they are alped to meet the exposure of win-r. Horses, clothing and food we must

#### AN IMPROBABLE STORY.

The correspondent adds that the Roes forces have been re-equipped and he was he is fully convinced that 150,000 mign troops have been landed to aid this the inference might be

have that the war critics have been enature in prophesying an immediate idvance as at Kimberley and Paarde serg. The best based conjecture is well nigh worthless as to when Lord A deputation of Dutch church min-

ters had an audience with Premier chriener at Capetown today. The ministers urged the separation of he sick and well Boer prisoners, and sked that the sick be not sent to St. lelena. Mr. Schreiner replied that he

and no power in such matters, but rould use his friendly offices. He added hat he had made strong representations to the imperial government igninst sending any of the prisoners Helena, but without success, It is reported that the prison transand of the week.

WALES WANTS SOLDIERS TO SHOOT STRAIGHT.

From Natal and Mafeking there is no further news as this dispatch is sent. At Chelses barracks today the Prince of Wales inspected a battalion of tharpshooters organized by Lord Duntaven for the imperial yoemanry. He tomplimented them on their appearance and said

I sincerely hope that you may shoot straight when the necessity arises. most serious indictment of the Boers' methods of warfare which has ret appeared in England comes from Julian Ralph, the American war correin a letter from Kimberley published in this morning's Daily Mail. It is in part as follows:

war steadily and stealthily ned by the queen's Dutch subjects and the Dutch republics for fully r between four and wenty years For Ix years they have been equipped for They began purchasing arms and planning defenses before the Jameson planning defenses raid. Let no one fool you with the alschood about that. Finally President Kruger begged President Steyn to de-slare war three years before President Steyn consented. Next rid your mind of the notion that you are crushing two farmer republics. There is not a farmer n the two countries and only one, the Free State, was a republic in any way except misnaming.

# LIKE ISRAELITES OF OLD.

"These people are herders of cattle theep and goats like the Israelites of ald and the Afridis, Turks and Balkan peoples of today. His (the Boer) so-talled farms as salled farms are as nature made them, merely ranches of veldt whereon his sattle craze. Each one has put dp a but its surroundings are alm variably more repellant and disordery than any houses I ever saw, except the cabins of freed slaves in the United State

"Their camps and strongholds from which we have routed them are the lithiest places I have known men of any sort to live in, and I have seen red indian, Chinese and Turkish camps, and the camps of many sorts of blackmen. As to their beaver, and honor I have hen and heard sufficient to fill a page M the Daily Mail with accounts of their

the number of United States sold who have been killed or who have died of wounds in the Philippine Islands and the number who have died from disease and also the number who have committed suicide or become insane. The committee amended the resolution so as to call for information as to the comparative losses and disabilities of colored troops in the Philippines as

#### Rabbi Wise's Funeral.

compared with white troops.

Cincinnati, O., March 29 .- The private funeral of Rabbi Issac M. Wise was held early this morning at the residence,

# KNOCKED CONGRESSMAN DOWN. Faris Gets a Black Eye and a Bloody

# Nose.

Terre Haute, Ind., March 2 .- A fight on the street occurred today between Congressman George W. Faris and H. C. Pugh. ex-United States consul to Palermo, growing out of the manner of the withdrawn of the congressman from the race for renomination. The congressman was knocked down and badly bruised, but suffered no other ill effects than a blackened eye and bleeding nose.

# Vice-Admiral Cotton.

Washington, March 29 .- The President today nominated Captain Charles S. Cotton, U. S. N., to be a rear admiral.

# Offers Personal Reward.

Lansing, Mich., March 29 .- Secretary of State J. S. Stearns, candidate for the Republican nomination for govertoday notified Sheriff Porter that since the board of state auditors cannot legally offer a reward for the ap-prehension of General White, the inlicted ex-quartermaster general. will personally offer a reward of \$2,000 Stearns encloses a check for that amount.

# Eight-Hour Law.

Washington, March 29 .- The House committee on labor today proceeded with the hearings on the bill to extend the 8-hour law to all government work, including that done in private estab-lishments. W. W. Hyde, of Hartford, representing several cartridge and am-munition factories, opposed the bill and President Gompers of the Federation of Labor, submitted a number of letters showing how it would affect la-bor in various industries. The argu-ments will continue next Thursday.

# No "Degenerates" in Pittsburg.

Pittsburg, Pa., March 29 .- Mrs. Lily Langtry, who is booked to appear in this cit; next Monday week, will not be permitted to produce her play, "The enerates. This was decided today by Mayor William J. Dichl, who has received pro-tests from the Presbyterian Ministers

association and numerous citizens against the production of the play on the ground that it is immoral.

# DELAGOA BAY AWARD. Portugal Will Have to Pay \$3,102,-

800 Damages. Berne, Switzerland, March 29 .- According to the Delagoa Bay railway award, Portugal is condemned to pay 15,314,000 francs.

# National Live Stock Announcement.

Denver, Colo., March 29.-President Springer of the National Live Stock as-Springer of the National Live Stock as-sociation announces today that the res-ignation of Judge Jesse G. Northcutt, as chairman of the special committee appointed to prepare a bill to present to Congress for the leasing of the pub-lic grazing lands, has been accepted and Hon. Ralph Talbot of Denver, has been appointed to the vacancy. Judge Northcutt was compelled to re-sign because of judicial duties. This committee is called to meet in Denver on April 10th, to commence work. The against him.

"and any announcement from me as to my actions after the decision The agreement of the at premature. torneys on both sides, however, states specifically that there is to be no movement until the case is finally seton April 10th, to commence work. The committee will try to prepare a bill tled by the Supreme court of the United States and I think I will act by this that will be satisfactory to all conflicting interests and is composed of prominent stockmen and livestock at-torneys from all the arid land States and Territories in the West.

over the execution at Glendive of Jo-seph Hurst, under sentence of death or the murder of Dominick Cavanaugh. Hurst and Cavanaugh were opposing gether, and civil government must no candidates for sheriff of Dawson coun-ty at the fall election of 1898. Cavalonger be denied to the people of Puerto Rico. Delay of civil government to Lasse reople is denied of faction. And so I shall vote for the civil government naugh was a Democrat, Hurst a publican. Cavanaugh Won. S Re-Some weeks later he was found dead in an bill because it does establish civil government at once, and because under the modifications by the committee it also alley at Glendive, with his skull crushed

People May Insist on Releasing a

Condemned Man.

from Helena and Glendive indicate there may be serious trouble Friday

Mont., March 28 .- Reports

The commissioners of Dawson apestablishes absolute reciprocity in the pointed Hurst to the vacancy. Later near future., It aught to he was arrested for the murder and convicted. The evidence against him be that the House will so amend it if we should not so amend it here. But if was altogether circumstantial and based largely on the outcome of the we are not able to amend it here, and On appeal the supreme court if the House should not so amend it, but adopt the modified civil government election. could find no error in the legal proceedings, but commented severely on the bill, the committee's modification does testimony though under established give us the absolute certainty of unrerule in such cases, unable to go into stricted trade at no distant date.

that branch of the subject. Friends of Hurst have been working for weeks to secure commutation of sentence or at the least sufficient reprieve to allow them to hunt up evidence to show that Hurst is innocent. This morning word came from Helena that the governor refused to interfere and Hurst must hang Friday. From Glendlye comes word that, Hurst's friends are determined to prevent what they consider a legal crime and injus-tice, even if it becomes necessary to attack the jail and rescue the prisoner

Hurst is only 29 years old and well connected. The dead man was sheriff at the time of his re-election and the murder. He was very popular. Hurst's friends claim there was no testimony to warrant conviction beyond that of a man who has disappeared from Glendive since the present excitement be-Four-fifths of the prominent peogan ple of the State petitioned for the clem-

# ency the governor refused. France Will Not Object.

he

er organs. He was 84 years old. Senator Sawyer had been confined to his bed only a day and as he was sub-Paris, March 29, 1:20 p. m .- The foreign office authorities make the following statement regarding France's attitude toward American acquisition of of his grandson. Asking her to remove his shoes and stockings, although he had none on, he settied back with a long sigh and was dead before she realthe Danish West Indies:

"France will place no obstacle what-ever in the way of the success of the Danish-American negotiations. On the contrary, in view of her cordial rela-tions with both the United States and Denmark she is willing to waive rights over Santa Cruz, as France val-ues her friendship with these two countries far more highly than any claims she may have in the Danish Antilles."

#### High Official Resigns.

London, March 29 .- The Duke of Norfolk has resigned the office of postmas-ter general owing to the fact that he is going to South Africa with the Sussex yeomanry.

#### Pepper's Ghost. London, March 29 .- Prof. Pepper, the

inventor of "Pepper's Ghost" and other illusions, is dead.

# FRENCH STEAMER SUNK.

Eighty-five People on Board-Number of Saved is Unknown.

# Trimble for Congress. Santo Domingo, San Domingo, March Frankfort, Ky., March 29.-South Trimble, speaker of the Kentucky house, today announced himself a can-

29.-The French steamer Georges Croise bound to Cuba with cattle and eighty passengers, is sunk outside the The steamer New York, which has just arrived here, rendered her assi tance. It is not known how many lives were saved.

# Gov. Taylor Goes to a Funeral.

Louisville, Ky., March 29.-Gov. W. S. Taylor passed through here today on his way to Butler county, to attend the funeral of his sister. While here the governor made a statement concerning his probable course in the event that the decision of the court of appeals is

"The court of appeals has not yet taken up the case," said Gov. Taylor agreement in every step I take, and not give up any of the rights I hold by it."

use, and, according to Mr. Reitz's state ment, replied: else vote against civil government alto-"Go ahead with your hanging, but

remember that your son, Lord Edward Cecil, is in Mafeking." Kruger has no reply to this Mr.

TAUSSAR 'My burghers are fighting bravely,' he said, with much earnestness, they will continue to do so until Great Britain asks for peace or withdraws We cannot expect to con her soldiers. establish unquer several hundred thousand men in a day, but my burghers are going restricted trade instantly, and it may ahead rapidly, as you can see by looking at the place where we keep our prisoners.

'Even as your forefathers fought against great odds in the Revolutionary are we struggling, and even war, so are we struggling, and as God was with your people, so H We have fought with England before, and we defeated her diers, and we will be victorious again.

### Russia Wants Troops in Korea.

London, March 29 .- The Evening

manded leave to land troops near

News publishes a dispatch from Kobe Japan, announcing that Russia has de-

wants no outside interference.

# Mazanpho. Korea, the dispatch says, Arraigned in Kentucky.

Frankfort, Ky., March 29.-H. E. Youtsey was brought before Judge Moore today but was not ready for trial and the case was passed. He will probably be arraigned again tomorrow.

#### BURIED WITH BRICK.

Five Men Killed and Several Injured

# in Spokane. Spokane, Wash., March 29 .- Five men

men,

were killed and several seriously in-fured today by a cave in on the Great Northern right of way track on Washington street. A mass of brick toppled over without warning, burying a number of work-

# Indicted Police Captain.

New York, March 29 .- The grand jury today handed up three indictments against Police Captain Andrew J. Thomas of the West Thirtieth street station (tenderloin). indictments were found 'under

section 514 of the penal code for failing to suppress immoral resorts in his precinct.

#### Won Prince of Wales Plate.

London; March 29 .- The prince of Wales plate of 400 sovereigns, run at the Liverpool spring meeting today, was won by J. A. Hiller's Bridge with Tod Sloan up. The duke of Devonshire's Vera was second and E. Melly's Bewitchment finished third in a field of eight

The betting was 3 to 1 against Bridge, Dobeil's Fierenza, ridden by Mr Reiff, beat Mr. Anderson's Bedlight in the race for Toxteth handlcap. The betting was 6 to 5 on Fierenza.

## Harper Brothers' Investigation.

New York, March 29 .- A further hearing on the case before Francis Cantine in the application of Harper & Bros for voluntary dissolution of their busi-ness was held today. Henry S. Harper, one of the directors of the company and treasurer of the corporation, says that in the last year of the operation under the company there had been a profit above operating expenses but not enough to pay interest on debts. The company had to continue to spend money for additional machinery. trotype plates and the like, and the debts increased every day. The assets of the company were something over five millions in electrotype plates, machinery, tools, type, drawings, pl graphs, manuscripts and other things. He did not believe anything like this He did not believe anything like this amount could be got for them in an open sale, much of the value being in "good will" and depending upon the sale of the plants in their entirety. Ralph P. Prime appeared for a num-

ber of authors. He said that none of them were antagonistic to the Harper interests: they simply came to learn what would become of royalty and oth-er contracts between authors and the

could not be learned.

# PAUL LOVELACE ON TRIAL.

#### Accused of Stealing a Horse from Henry Clough.

The case of the State against Paul Lovelace, a barber from Kamas, charged with grand larceny, has been on trial before Judge Norrell and a jury today. The defendant's alleged offense con-

sists of stealing a horse from Henry Clough on November 26, 1899. Arguments to the jury were in progress when this report closed. Assistant County Attorney Van Cott prosecuted and Attorney E. M. Ferry

defended the accused.

Suit for an Attorney's Fee.

nut brown eyes, a brown-and-red com-plexion and a black mustache." Judge Cherry and a jury have been engaged today taking testimony in the man from Nevada came to Utah on May 10th, 1869, to attend the big celecase of Loofbourow & Loofbourow vs Jeremiah Schenck. This is an action to recover the sum of \$299.75 for legal services rendered by plaintiffs and Judge J. W. Judd to the defendant in the perfecting and prosecuting of an appeal to the Supreme court in a case wherein H. M. Bacon was plaintiff and

Hamilton G. Park and others defend-ants. In the determination of the case appealed the defendant was directly terested. The case was tried before Justice McMaster last September, and judgment given for plainting, when defendant appealed.

The case had not reached the jury The plaintiffs represented the selves and for the defendant appeared Lind-

About two years after this, or early in 1871. Mr. Fitch became a resident of Utah and on the Fourth of July of that year, while a big celebration of the day was in progress in this city, was called say Rogerts and C. S. Patterson,

SANPETE WATER CASE DECIDED

#### Supreme Court Affirms Judgment in an Irrigation Suit.

The Supreme court handed down an opinion today in the case of the West Point Irrigation company, appellant, vs the Moroni and Mount Pleasant Irright. ing Ditch company, affirming the judgment of the court below, but without prejudice on the part of appellant to mence and prosecute another action. Plaintiff claimed that it was owner of one-half of all the waters of Sanpitch river, in Sanpete county, flowing between what is known as the Rock Dam, near Moroni City, and the head of plaintiff's ditch, for nine months in each year, and of all water flowing there year, and of all water howing there during the remainder of the season. During the years '93, '94 and '95 the de-fendants, it was alleged, constructed dame and ditches and diverted large quantilies of water from the river and preventeing it from flowing down to plaintiff's ditch, to the loss and damage

of plaintiff's stockholders. The defendants denied the allegations, ied the ownership of the water, and

President Young at various times and in 1871, having become identified with the interests of the people to a large extent, was, with Hon. William H. pleaded the statute of limitations The case was tried before Judge Hiles, who found for the defendants, denying Hooper, made United States senator from the provisional State of Descret. Soon after this time Mr. Fitch de-parted from Utah and went to Califor-nia, where he now resides, his bonne being in La Vista, whither he will su in a few days. He has ever been a pronounced Republican and is regard-ed as one of the most eloquent speak-ers in his party. Sait Lakers will have an opportunity of hearing him at the exposition building at the big Republi-

plaintiff's petition for an injunction. The Supreme court finds no reversible error and affirms the lower court's judgment.

The water owned by appellant arises from seepage, percolation and surplus water below the Rock Dam. Everybody who used the water, appropriated the seepage, and the court holds that it would be hard to tell what proportion of the waters is used by any one per-

The fact that the judgment is affirmed without prejudice strongly hints that plaintiff has another remedy, which might lie in a sult to quiet title.

The opinion was written by Justice Miner, and concurred in by Chief Jus-tice Bartch and Justice Baskin.

# GOES OVER UNTIL TOMORROW

#### Snowden Adultery Case is Continued Again Upon Request.

The Snowden adultery case, upon a motion for a new trial, was to have been disposed of this afternoon, but upon motion of the defendant's attorney, L. R. Rogers, who is engaged in the trial of another case, a continuance was granted until 10 o'clock tomorrow morning.

