DESERET EVENING NEWS.

Friday, July 3, 1891.

Copy for Advertisements which are expected to appear in the Deseret News on the day when received should be handed in at the business department not later than 5 p. m.

Rates of Advertising furnished upon application.

☞ Copy for advertisements must be on a separate book.

THE GLORIOUS FOURTH.

Saturday, Independence Day, being a national holiday, there will be no issue of the DESERET EVENING NEWS until Monday. We desire to celebrate the day and give opportunity to every employe of this establishment to exhibit his loyalty and enjoy his freedom.

RELIGIOUS SERVICES.

Religious services of the Church of Jesus Christ of Latter-day Saints will be held in the Tabernacle Sunday afternoon commencing at 2 o'clock.

Home missionaries will visit the city wards tomorrow.

In the city wards services are held in the various ward meeting houses at the hours named:

First	2:00 p.m.	Twelfth	2:00 p.m.
Second	2:30 "	Thirteenth	2:30 "
Third	2:00 "	Fourteenth	2:00 "
Fourth	2:00 "	Fifteenth	2:00 "
Fifth	2:00 "	Sixteenth	2:00 "
Sixth	2:00 "	Seventeenth	2:00 "
Seventh	2:30 "	Eighteenth	2:00 "
Eighth	2:00 "	Nineteenth	2:00 "
Ninth	2:00 "	Twenty-first	2:00 "
Tenth	2:30 "	Twenty-second	2:00 "
Eleventh	2:00 "	Twenty-third	2:00 "

Social Hour.

Services in foreign languages are conducted as follows:

Scandinavian meeting in Social Hall at 10 a.m.

German, Social Hall, lower room, 10 a.m.

FRAGMENTS.

THERE has been a big run on fireworks today in the western youth of Salt Lake.

THERE was nothing before United States Commissioner Norrell this morning.

JESSE TANE held no court today. The writing of supreme court opinions took up his time.

THE Third district court was in session this morning, but no material important matters were disposed of.

Two commodious pavilions are being erected in Calder's Park. Some plans prepared by Carroll & Ware, architects of this city.

THERE are messages at the Western Union Telegraph office for Jay Black, C. H. Coltons, E. S. Davis, Mrs. Malvina Robinson.

A GROUP of desperate things are reported to have brutally assaulted a stranger in the vicinity of the Baptist church last night about 11 o'clock. No arrests.

HON. J. L. CALDWELL, of Lincoln, Neb., who has been engaged by the Patriotic Sons of America to deliver the Fourth of July oration in this city, is staying at the Walker house.

JUDGE ANDERSON, this morning, in the Union Railroad injunction suit, gave judgment in favor of the City Railroad company. His Honor's remarks are reported in other news items in this issue.

DEPUTY United States Marshal St. John arrested Jacob Thomas and his alleged plural wife, Emily Shurtliff, at Far West, yesterday, on the charge of living in cohabitation. They were released on bonds of $1000 and $500, respectively.

MR. AND MRS. ARNOLD, New York, and Mr. and Mrs. H. W. Armour, of Kansas City, with the Bissells, of Sioux City, left Salt Lake at 2 o'clock this morning in their special car for San Francisco. They were delighted with the natural beauties of our city, and greatly enjoyed their visit here.

By resolution of the City Council, the letting off of fireworks of every description is prohibited from South Temple to and including Third South street, and from First East to and including West Temple street, from this date until after the Fourth of July. This order is made as a protection against fire.

THERE was a large and enthusiastic meeting of Democrats at the Social Hall at Farmington last night. The speakers were H. H. Rolfe, ex-Mayor Jeremiah Sullivan and Mr. Ashton. The former gentleman delivered a hard and pungent address on the principles of Democracy and was listened to with marked attention. Mr. Ashton addressed the audience for upwards of an hour and was frequently interrupted with applause.

It will be in the recollection of our readers that some time since Tom Ashton, a resident of Kaysville, was arrested for opium and held in $1000 to answer to the grand jury. He remained in short time ago was re-arrested and held in the sum of $500, in default of which he is now, or just, yesterday afternoon Deputy United States Marshal Frank Farrell served a warrant from Pocatello Junction, Idaho, where Ashton is now employed for issuing an old farmer out of $1000.

A SERVANT was caused in the vicinity of Chapman & Tripp's dental parlors, in the Opera House block, yesterday afternoon. Through some unknown cause the gas tank in the building exploded, and was blown off. All the shock did the dental rooms was badly wrecked. Dr. Chapman was, unfortunately, here on the hold, the rooms in which gas is, etc., which flew in all directions, injuring several bad cuts. The damage to the premises is estimated at about $400.

The action of incorporation of the Inland Crystal Salt company of Salt Lake was filed with the clerk of the Third district court yesterday afternoon. The company is to exist for a period of fifty years, and is organized for the purpose of manufacturing all kinds of salt. The capital stock is placed at $1,000,000, divided into shares of the par value of $100 each. The stock is subscribed for as follows: John Lang, Kansas City, 2500 shares; W. R. Morris, Kansas City, 2500; F. W. Morgan, 2500; J. G. Sutherland, 500; J. F. Judd, 500. The three last named are of Salt Lake City. The remainder of the capital stock, 2000 shares, is to be held in treasury as a.

Lyceum Meeting.

The Salt Lake Lyceum will hold another public meeting next Tuesday evening, in the Twentieth ward meeting house. The following will be the order of the meeting:

1. Announcement of opens.
2. Prayer.
3. Roll call. "Original Sentiments."
4. Lyceum business.
5. Music by Lyceum Quartette.
6. Recitation, "Arrival" (Miss Ella Wolf).
7. Music, J. T. Dunbar, John Jones, R. J. Williams & D. Roberts.
8. Announcement notices, "Our Coming Exposition," Miss Ella Wolf.
9. Recitation, "Hello," C. H. Pratt.
10. Music, Lyceum, "The Stonecutter Dream" (Mr. J. R. Allen).
11. Vocal duet, "When the swallows homeward fly," (Mrs. Ada Allen, Peter Kirch and J. T. Dunbar).
12. Dialogue, "What is genius?" Answer, Louie L. Wells.
13. Recitation, "Melanie's apology," (Lady of Lyons), J. H. Rutter.
14. Report of notes.
15. Benediction.

Seats will be free. All are invited. Meeting will commence at 3 o'clock.

THE CITY RAILROAD WINS.

Judge Anderson Gives His Opinion in the Injunction Suit.

THE RAPID TRANSIT TO KEEP OFF.

The Court Says That That Company Went to Work the Wrong Way.

It had been anticipated that Judge Anderson would render his decision in the Street Railroad injunction suit as so early day, but when his H nor intimated upon the assembling of the Third district court this morning that he was prepared to give it there and then, the attorneys and others present appeared to be taken aback by surprise. A written opinion was looked forward to but this did not come. The judge delivered his observations on the temporary and they were very brief, occupying only a few moments.

Mr. P. L. Williams, the Rapid Transit company's attorney, happened to be in court at the time, engaged in another case set down for hearing during the morning. Neither Mr. Rawlins, who represents the City Railway company, nor his law partner, Mr. Critchlow, was present.

His honor said—In this case of the Salt Lake City Railroad company against the Rapid Transit company, I may state that I had no time to look into it until yesterday, on account of Supreme Court business. I would not had time to file any written opinion, but I shall be compelled to hold in favor of the Salt Lake City Railroad company. It seems that a franchise for a double track on Second South street was granted to that company, who constructed their tracks and operated the road accordingly. The other company got a franchise there also, but instead of building their track on some other part of the street—having been enjoined from doing so—instead of seeking to condemn the track of the City Railroad company, they proceeded on their own motion to take up the plaintiff's rails, lay their own track, and so on, in order to operate their cars on what they conceived to be their right of way. I do not think they had a right to do that. I do not think they had a right to go and tear up the other company's rails, even if they do put down rails necessary to answer their purpose. They should have waited until some other method had been adopted, or instituted condemnation proceedings, whereby legal rights might be secured. So that the injunction will be allowed to the plaintiffs and denied as to the defendants.

Mr. Williams—That will be the injunction in form until the final hearing or further order of the court?

His Honor—Yes. There seems to be a necessity for the other company to have a track over Second South street at that point, but I do not think the court can give them the right to take another company's track except through condemnation proceedings of some other mode.

Logan Temple to Close.

The Logan Temple will close for repairs and renovation on Friday evening, July 17th, and open again on Tuesday morning, August the 18th, 1891.

M. W. MERRILL, Pres.

To Quiet a Title.

This morning, in the Third district court, Attorney Moyle applied to Judge Anderson to make an order quieting the title to certain land in which the plaintiff, whom he represented, was Mary Ann Hobling, the parties on the other side being Elizabeth Pugmire et al.

Mr. Moyle explained that the suit was lodged against a large number of the heirs of Jonathan Pugmire, Sr., who died many years ago, leaving a will which was imperfectly probated. All the heirs, he said, had been served with notice, and most of those who lived within a reasonable distance from the city had filed disclaimers. One of the heirs, who resided in California, had made no answer. Counsel now asked that, none of the defendants appearing, default be entered against them.

Mrs. Hobling stated that the piece of land in controversy was five rods by thirteen, and adjoined the Second West street, between Third and Fourth South. She had held possession four years next September, and the person from whom she had purchased it owned it for ten years previously. He had it from one Samuel Bonnion, who obtained a portion from the then Mayor of Salt Lake City and the other part from the devisee of the will of Mr. Pugmire, deceased.

The court granted the order prayed for.

Mr. Moyle said the plaintiff would pay her own costs.

Judge Anderson also disposed of the subjoined cases.

Mary L. Cutchlan vs. John H. Winslow et al; demurrer to complaint sustained by court. Plaintiff leave granted to defendant to file a brief.

In the case of A. A. Brion vs. Chas. L. Crane et al., the default of defendants, Charles Crane and L. H. Mayne, was heard on the sworn testimony of Attorneys Tatlock and Coad. The amounts submitted by plaintiff were verified and judgment entered against the defendants as prayed, with $50 attorneys' fee allowed.

Garfield and Syracuse.

The sudden rise in temperature and the coming holiday will doubtless induce hundreds and perhaps thousands of people to visit Garfield and Syracuse. Bathing is now delightful, and accommodations at both places are entirely adequate to a successful day's pleasure. Trains run to and from Garfield every hour during the day.

Special trains will leave for Syracuse tomorrow at 10 a. m., 2 p. m., 3:30 p. m., 6:35 p. m. and return at 12:25 p. m., 5:25 p. m. and 11:25 p. m.

Intermediate points will be rendered at both beaches.

Priesthood Meeting.

The regular monthly meeting of the Priesthood of the Salt Lake Stake of Zion will be held in the Assembly Hall, this city, Saturday, July 4, at 11 a.m.

Important Mining Deeds.

In the recorder's office yesterday afternoon the following important deeds were given to enter properly passing from Lester A. H. Franklin to the Niagara Mining and Smelting company.

The consideration of the first deed was $15,000, and covered the following properties in the West Mountain Mining district, to wit:

All of the Bullion Lode Mining claim, U. S. M. C. No. 4001, patented December 13, 1881. All of the Red Warrior Lode Mining claim. All of the Bungle Lode Mining claim. All of the Portland Lode Mining claim. All of the Dartmouth Lode Mining claim.

The second deed had for its consideration, $8,000, and covered the following properties in the West Mountain Mining district, to wit: The Bullion Blue Flag Lode Mining claim, the Bullion Blue Flag Lode Mining claim, the Bullion Blue Flag Lode Mining claim.

The third deed had for its consideration, $20,000 and covered the following properties in the West Mountain Mining district, to wit: The Ajax, the Chaos, the Union and the Defiance mining claims.

The fourth deed had as the consideration $10,000 and covered the following properties in the West Mountain Mining district: The Black Jack mining claim, the Black Jack lode mining claim and the Mangly lode mining claim.

The fifth deed was for $12,500 of mining property located in the West Mountain Mining district as follows: The Miller mine, the Red Cloud mine, the Blake mine, the Accident mine, the Silver Plume mine and the Dead Thing mine.

Probate Court.

Petition for letters of administration in the case of the estate of Martin C. Poole came up and Millie L. Foote was sworn and examined; order made appointing the petitioner administratrix, on filing a bond of $28,000.

Thomas Richardson, estate; bond of administrator on sale of real estate approved.

Ellen J. Fox, estate; decree of due and legal notice to creditors made.

John Burt, estate; order of due and legal notice to creditors made.

John Burt, estate; order made fixing July 15, 1891, to hear petition to set apart whole of estate.

THE REPUBLICAN CONVENTION

To be Held at Ogden on July 10th, Will Conclude with a Grand Rally the Following Day.

To the Republicans of Utah Territory:

The organization of the two national parties is now in progress. There are in Utah thousands of voters who have not yet allied themselves with either of the two great parties, and who are now studying the question of national policies.

Utah is depending upon Congress for material and political progress which marks to manifest destiny, and it is incumbent upon every citizen who desires to cooperate with the Government, and with the distinctive of the Republican party, as necessary to the progress and rapid development of the West.

With a view to the more thorough equipment of the Republican party, and the meeting of the leaders of the two Territories, the Republican club of Ogden and Weber to only.

First—Invite all Republican clubs that may be then organized in Utah three delegates from each club to a convention of clubs, to meet in Ogden at 10 o'clock a. m., Friday, July 10th, 1891, for the purpose of organizing a Territorial league.

Second—And further invite all Republicans in the Territory to meet in a grand rally and mass meeting to be held in the Opera House, in the city of Ogden, at 10 o'clock a. m. on Saturday, the 11th day of July, 1891.

FRANK H. CANNON, Pres.
C. H. MCCRIER, Sec.

William H. Harper, J. S. Painter, P. H. G. Moyle, J. E. Bagley, F. J. Cannon, committee on arrangements.

The foregoing call has the full indorsement of the Republican Territorial Committee, and we urge the Republican clubs of the Territory to be represented by delegates in the convention.

By order of the committee.

J. G. MCMILLAN, Sec.

SALT LAKE CITY, June 25, 1891.

TOMORROW'S PROGRAMME.

How the Fourth will be Observed in this City.

The general committee of the Patriotic Order Sons of America have arranged the following attractive programme:

A salute of thirteen guns at sunrise.

THE PARADE.

First Division.

Platoon of Police, Chief John M. Young commanding.

Marshal of the Day, J. C. Cheesman and aids.

Company A Footmen Guards, Company B Footmen Guards, Company C Footmen Guards, Company D Footmen Guards.

Second Division.

Marshal and Aids.

Band.

Patriotic Orders.

Grand Army Club.

Sons of Veterans Club.

Other Patriotic Societies.

Third Division.

Marshal and Aids.

Fire Department.

Hook and Ladder Company.

Chief Engineer, Hose Company No. 1, Salt Lake City.

Hose Company No. 2, Salt Lake City.

Hose Company No. 3, Salt Lake City.

Hose Company No. 4, Salt Lake City.

Hose Company No. 5, Salt Lake City.

Hose Company No. 6, Salt Lake City.

Hose Company No. 7, Salt Lake City.

Hose Company No. 8, Salt Lake City.

Hose Company No. 9, Salt Lake City.

Hook and Ladder Company, Ogden City.

Hose Company, Ogden City.

Hose Company, Ogden City.

Fourth Division.

Marshal and Aids.

Carriages.

Fifth Division.

Marshal and Aids.

Fire Department.

Chief Engineer, Hose Company No. 1, Ogden City.

Hose Company No. 2, Ogden City.

Hose Company No. 3, Ogden City.

Hose Company No. 4, Ogden City.

Hose Company No. 5, Ogden City.

Hook and Ladder Company, Ogden City.

Hose Company, Ogden City.

Sixth Division.

Marshal and Aids.

Carriages.

Seventh Division.

Marshal and Aids.

Carriages.

Eighth Division.

Marshal and Aids.

Carriages.

Speakers of the day in Carriages.

Other officials in Carriages.

Territorial and County officials in Carriages.

Trades Display.

The parade will be formed at Ogden: First division from West South Temple, right resting on Second South street. Second division from West South Temple, right resting on Second South street. Third division on West South Temple, right resting on Fourth South. Fourth division on Fourth South, right resting on West South Temple. Fifth division on West South Temple, right resting on Second South, and the line of march will be as follows: South on West South Temple to Fourth South, East on Fourth South to Main, North on Main to Second South, West on Second South to the place of dismissal.

ORDER OF EXERCISES AT THE GROVES.

Interlocutory remarks by the president of the day.

Music by the musicians.

Prayer by Chaplain Rev. W. M. Lees.

Music of the vocal brigade (sel).

Reading of Declaration of Independence by H. A. Ivins.

Music by the band.

Address of the day by Hon. J. L. Caldwell.

Music by musicians.

Benediction, Rev. Geo. Gibson and remarks by the chaplain.

AFTER NOON.

Exercises begin at 2 o'clock. Statements and orations by following gentlemen: "Work of P. O. S. of A.," Prof. Chas. Ashton, Salt Lake City. "Patriotic Duty," Hon. C. M. Allen of Salt Lake.

"The Ladies," Mrs. O. W. Powers.

"The Sailors," Capt. R. M. Dyer.

"The Rising Generation," Hon. C. C. Goodwin.

Music by Professor Cox and choir.

Recitation, "Ode to Liberty," Miss Ella Wolf.

"Our Country," C. H. Jackson.

"Our Heroes and Liberty," Prof. T. R. Dallmon.

Music, Lyceum choir and guests, Dunbar, Jones, Williams and Roberts.

FORM OF BOND APPROVED.

At the Regular Meeting of the Board of Education Last Night.

$300,000, TWENTY YEAR BONDS.

Proposed Addition to School Houses.—Claims Allowed and Disallowed.—Miscellaneous.

A meeting of the Board of Education was held last night beginning at 8 o'clock. In the absence of President Scott, Vice President Nelson occupied the chair. The members in attendance were Messrs. Piper, Snow, Young, Lott, Pike, Newman, Duke, Armstrong and Colbath.

After the preliminary business had been disposed of

A COMMUNICATION

from E. B. White was read in which the writer stated that he had recently been authorized by E. B. Scott to extend the time for the acceptance of his offer to donate a certain piece of real estate for school purposes until September 1 of the present year. Committee on sites.

WANTS TO SELL.

Mrs. Louisa G. Williams represented that she owned a piece of property fronting on Eighth South street which was suitable for a school site. She was willing to sell to the board a part of the lot, accepting in part payment therefor the old school site valued in cash. Committee on sites and buildings.

TO MAKE AN EXPLANATION.

Architect Spoke asked permission to make an explanation of the school house plans submitted by him. Referred to the committee on sites and buildings.

FROM THE TREASURER.

Treasurer Walton submitted a report of the receipts and disbursements of the board for the month of June, as follows: Interest, $1,314.49, received for credit of Tenth district, $200.

BOND TIME EXTENDED.

E. B. Tyson asked for twenty-four hours additional time in which to complete his plans for school buildings. The request was granted and made general.

NEW RULES.

The committee on rules submitted a new set of rules, which were read and laid over until the next meeting.

SEWER CONNECTION.

The committee on buildings was authorized to arrange for sewer connections for the Thirteenth school and for sidewalk pavement in front of the Twelfth school.

ELEVENTH SCHOOL BUILDING.

The committee on buildings submitted a plan for an addition to the Eleventh school building, the estimated cost of which was $10,000. Referred back.

TO OBTAIN PLANS.

Mr. Snow said that he had found that an addition could be built to the Ninth school house which would double its capacity, for $5,000, and he thought the necessary land could be bought for $5,000. The committee on sites was authorized to obtain plans for the addition.

SCHOOL FURNITURE.

The report of the committee on furniture, showing the expenditures for school supplies and furniture purchased during the year ending June 30, 1891, to be $12,576.09, was received and filed. The report also showed that there are 2628 single desks and 1193 double desks on hand, giving a seating capacity of 5013.

PREPARED FOR FILING.

Mr. Pike, of the committee on finance, reported the papers in respect to the bond election, which had been prepared for filing with the county court, as required by law.

FORM OF BONDS.

Mr. Pike, of the finance committee, also reported the forms of the bonds to be issued by the board for school purposes. It is made a 5 per cent. gold bond, interest payable semi-annually, in New York and Salt Lake City.

On motion of Mr. Young the form was approved and referred back to the committee on finance, so that the names of the banks at which interest will be paid can be inserted and the committee be authorized to contract for the printing.

TO ADVERTISE THE SALE OF BONDS.

On motion, the finance committee was authorized to advertise for thirty days asking for bids for the purchase of $300,000 worth of twenty-year bonds.

STANTON'S CLAIM DISALLOWED.

The claim of C. E. Stanton for $91 for services in the school bond election was disallowed, as the committee was authorized to offer Mr. Stanton $50 in payment of his claim.

LEAVE OF ABSENCE GRANTED.

On motion of Mr. Colbath, Superintendent Millspaugh was granted a leave of absence for one month to attend the teachers' convention at Toronto, Canada.

EUDISBURY ELECTED EXAMINER.

The election of an examiner was then held. On the counting of the ballots it was announced that Prof. J. T. Kingsbury had received a majority of the votes cast and he was accordingly declared elected.

APPROPRIATIONS.

The following appropriations were made:

E. B. Stanton	$ 10.00
Rev. A. Hunter	3.00
J. L. Tyson	3.00
J. E. Spencer	3.00
Union Bank & Bankers	3.00
King & Chase	3.00
Wm. H. Rowe	3.00
Geo. Q. Cannon	3.00
Deseret News	3.00
J. L. Brown	3.00
G. H. Fabian	3.00
J. T. Walker	3.00
J. E. Benning, Jr.	3.00
J. H. Paul	3.00
J. H. Moyle	3.00
Mrs. Lucy Smith	3.00
Mrs. Emmeline B. Wells	3.00
Deseret Evening News Co.	20.00
Deseret Evening News Co.	150.00
Deseret Evening News Co.	150.00
Deseret News	3.00
Deseret News	3.00
Western Publishing Company	3.00
J. Bilmingsen	3.00
Tribune & Herald	3.00
Salt Lake Free Press	3.00
W. H. Shearer	3.00
W. W. Park	3.00
H. M. Wolf & Co.	3.00
Coal Dealers: C. F. Ely Co.	4.00
Morris Brown & Co.	3.00
C. H. Lamborn & Co.	3.00
Tribune Company	3.00
Deseret Evening News Co.	3.00
Tribune and Herald	3.00
Judges of election (three at $5)	15.00
Deseret News	3.00
Salt Lake Herald	3.00
Salt Lake Tribune Company	3.00
Deseret News	3.00
Deseret News Company	3.00
A. G. Hooper	3.00
Scores & Co.	3.00

Moves for a New Trial.

In the Third district court this morning, before Judge Anderson, Attorney Tatlock made a motion for a new trial in the case of Joseph H. Slater vs. the Union Pacific railway company.

The particulars were reported in the NEWS on the hearing of the case in this court.

Plaintiff was employed as a day laborer in Mason & Co.'s lumber yard, in this city, and on the 22nd of November last, while engaged in his ordinary occupation, he was struck by a box car attached to a freight train belonging to the defendant company, which at the time was being backed on to a spur track, owned by the defendants, in the Mason yard. He was badly injured, and brought an action for damages in the Third District Court, but when the matter was called on for hearing (a jury having been empanelled) the plaintiff introduced his testimony and evidence and there rested his case; whereupon the defendant's counsel moved for a nonsuit. The judge withdew the case from the jury, and allowed the defendants' motion, the payment of costs falling upon the plaintiff.

The case this morning was argued by Messrs. Baldwin and Tatlock for the plaintiff, and by Mr. J. L. Williams for the railway company. It promised to occupy a large portion of the day.

She and He.

A young woman of tarnished reputation, named Nellie Curtis, was arrested last evening at the Rio Grande Western depot, on a charge of robbery, just as she was about to board the east-bound train. Her captor was Deputy United States Marshal Rosh, who acted on the strength of a warrant issued by Commissioner Norrell. "Nellie" is accused of robbing her landlady, the article alleged to have been so appropriated consisting of a number of articles of wearing apparel and a watch and chain. At the time of the arrest Miss Curtis was under the "supervision" of an admirer, who, upon the deputy marshal conveying to her hand of her, immediately became indignant. The production of a revolver, however, had a mollifying effect, and induced the young gentleman to turn on his heels and vanish.

The defendant was taken before Commissioner Norrell and liberated on $200 bonds.

PAINFUL CASE.

A Young Man and His Niece Committed on a Serious Charge.

Before Commissioner Greenman, yesterday afternoon, the preliminary examination took place in the case of Samuel Allsworth and wife (nee Sarah Whitehead), who were recently arrested at Deming, New Mexico, on a charge of incest. The complaint, as previously stated in the NEWS, was lodged by the woman's father.

Mr. John M. Zane prosecuted and Mr. Hamilton defended the accused. The defendants' attorney wished to waive examination, but Mr. Zane insisted on taking the testimony, and Walter Whitehead, the complainant, was called. He testified—This girl is my daughter, and that man is her husband. He is my wife's own brother and formerly resided at Springville, while my family lived at Provo. Over a year ago I lost my wife, and as he had a number of small children to care for, I let my daughter go to his home and help him. After I had been there for a time I heard rumors to the effect that the relations between them were not proper, and I inquired into it. What I learned led me to bring my daughter home at once, but I let her younger sister go to Allsworth's. He came to Provo after that and saw my daughter clandestinely, and the October last they eloped, and went to Mexico. We received several letters from him, and in one of them he says he has not committed any sin in the sight of the law, but he knew better. Before they left they had been talking of getting married, and they have got a letter from Frederick Wentzell, who told him that such a marriage was illegal, and that if he married the girl he would be guilty of incest and liable to imprisonment from three to fifteen years. After they were brought home by the sheriff a few days ago, my daughter returned to my house. She has a sixth-grade baby, and she admitted to me that Allsworth was the father of it, but claimed that it was begotten in Mexico and denied that she had ever cohabitated with him in the United States.

Mrs. Whitehead said—Allsworth is my brother and the girl is my daughter. She went to live at his house after the death of his wife. Allsworth came home from Deming, in Mexico. They wanted me to come and join them. I do not know what Sarah's condition was when she left Provo.

J. E. Allsworth testified—I reside at Springville. The defendant is my brother. While Mrs. Whitehead, my niece, was at his house, I told her that I thought she was too intimate with her uncle, and I warned her against him and advised her to go home. Then I told her father and mother how things were shaping. A short time before she left the country with her uncle she complained of being sick, and from all the circumstances I concluded she was pregnant. Since my brother left here, he has written a number of letters to Sarah addressed to me as family. He evidently thought that I was the cause of the prosecution.

This being all the evidence for the prosecution, Mr. Hamilton said the defense had nothing to offer at this time.

Mr. Zane said that the case was certainly a shocking one, and called for no leniency. He asked that Allsworth's bond be increased from $1000 to $2,500, and that the girl's bond be fixed at $1000.

Mr. Hamilton objected saying that the girl could not furnish the bond, and it would be a great hardship to send her to the penitentiary with her infant. The girl's father cut the discussion short by saying that he would furnish bonds for his daughter, and the order was made.

The female defendant was released, but Allsworth went to the penitentiary in default of bonds.

Police Items.

Aggie Gray, a variety actress with an unenviable record, was on trial in the Police court this morning, on a charge of petit larceny. The complainant was a man named Olson, who alleged that on Saturday night last he was robbed of $20 by the defendant in a booth at the Franklin Avenue Theatre. Miss Gray was adjudged guilty as charged, and by Mr. Tatlock, who defended, was ordered to pay a fine of $100 and costs, or stand committed at the rate of $1 per day until fine and costs are liquidated.

A young Hebrew named Golden was sentenced to a hundred days at hard labor for stealing an overcoat from the Morgan hotel.

Lewis Dishu is under arrest on a charge of committing a nuisance.

John Williams is held to answer to a charge of disturbing the peace.

Mrs. Williams was arrested last evening for using abusive language.

A quintette of inebriates were sentenced to twenty-four hours' imprisonment each.

Beck's Hot Springs.

It was expected that the new railroad to Beck's Hot Springs would be in operation on the 4th of July, but the opening has been put off till the early part of next week. This road will be an acquisition to the people of Salt Lake City. In the first place it will enable the general public to avail themselves of the health producing effects of the springs, inasmuch as it affords a cheap and speedy access of transit thereto.

The Hot springs are being visited by a large number this season. The accommodations for bathers and health-seekers are ample. There is an excellently managed hotel contiguous to the springs.

SUPT. BARTON ARRESTED.

Charged with Criminal Familiarity with an Inmate of the Reform School.

Another accusation of adultery has been brought against Superintendent Barton of the Utah Reform school at Ogden. This time it is Maggie Faulkner who makes the complaint. Maggie was an inmate of the Reform school, but has been discharged on the score of good behavior. She refused, however, to return to her parents and has since been retained on the premises at regular wages. On Tuesday night she reported to her mother that Mr. Barton had been criminally intimate with her and the latter gave the information to the officers. In the meantime Maggie had made her escape from town in company with Clarence Goddard an inmate of the school. Mr. Barton had discovered the fact, and then they took and followed them to Terrace. On his arrival there he was arrested by Deputy Marshal Bowman. Mr. Barton declares that the scheme was planned by the couple with the idea that it would aid them in making their escape. The boy, before leaving, had written a note to that effect and left it at the school. He declares the charge to be absolutely false. Mr. Barton was released on bonds of $2000, to appear for examination today.

THE BRUNT OF MOB LAWLESSNESS.

(Gulveston News.)

The Nashville Christian Advocate calls attention to the fact that other Columbia mob that lynched Green Wells, a negro murderer, in open daylight had not "the slightest reason to complain of the law's delays, or of its fraudled or delayed by leaving the case for the court to dispose of." The victims of mob violence belong to one of two classes, as a rule. They are either criminals whose crimes are so shocking that the courts are quite sure to punish them, or they are legitimate lynchers against whom there is a violent personal, political or race prejudice. In case of the former, nothing can be lost by leaving the trial to a lawful court. If the victim comes under the second classification, his taking off by a drunken or infuriated mob is nothing better than the most cowardly assassination of an innocent citizen. If the mobs were not stronger than the courts, in such cases, every man engaged in such a lynching would be brought to trial and hanged for murder. But the mob will not stop long at the social, political or financial standpoint of the effect of personal malice or race prejudice.

With repeated success in the line of desperate butchery, with the encouragement of immunity from prosecution or of prompt and open acquittal, with the assurance of a crazy public sentiment is with them and that they are beyond the reach of all law, it will not be long before the mob will proceed to destroy any innocent citizens against whom some one of the lynchers has a murderous grudge. The mob will not stop with innocent persons without money or influence, or with the guilty whom the courts are strong enough to punish. A mob has no sense of moral or legal responsibility. It is without restraint of conscience and inaccessible to appeals of mercy or of pity. It knows no emotion but the lawless impulse of its own moral insanity. In countries where mob rule is permitted to prevail the citizens may expect a crop of whitecapism, of deadly feuds, of assassinations and of the most cowardly warfare. The only way to get along is to select faithful officials and abide in the law. The Christian democrat reconciles with the following timely show at lynchers generally: "Mob law is anarchy. If it is tolerated society goes to pieces. The only thing that enables us to lie down at night and sleep in peace is the knowledge that we are living in a community in which there is respect for courts and juries. If these time-honored institutions are set aside for one instance, they will come to be ignored in other instances also. If they are dispensed with in dealing with recognized criminals, they will sooner or later be overridden and trampled down in matters with which upright citizens are concerned."

NOTICE!

By resolution of the City Council, the setting off of Fireworks of every description is prohibited from South Temple to and including Third South street, and from First East to and including West Temple street, from this date until after the Fourth of July. This order is made as a protection against fire.

GEORGE M. SCOTT, Mayor.
By J. M. YOUNG, City Marshal.

We are offering our PROVO FLANNEL SUMMER SHIRTS At Greatly Reduced Prices. JOHN C. CUTLER & BRO. No. 36 Main Street.

MONEY TO LOAN.

Have plenty of money to loan on city real estate and suburban acreage, at lowest market rates.

EDWARD H. WEBB,
d1m 252 Main Street.

For all forms of nasal catarrh where there is pain in the left lung, passage with what is commonly called "coughing up," especially when going to bed, Ely's Cream Balm gives immediate relief. Its benefits are so well known and so universally recognized that it has been priceless.—A. G. Case, M. D., Millwood, Kas.

One of my children had a very bad discharge from her nose. Two physicians prescribed, but without benefit. We tried Ely's Cream Balm, and much to our surprise there was a marked improvement. We continued using the Balm and in a short time the discharge was cured.—O. A. Curry, Corning, N. Y.

Happy Mortals.

Wm. Thomson, postmaster of Dawville, Ind., writes: "Electric Bitters has done more for me than all other medicines combined, for I had feeling arising from Kidney and Liver trouble." John Leslie, farmer and stockman, of same place, says: "Find Electric Bitters to be the best Kidney and Liver medicine, made me feel like a new man." J. W. Gardner, hardware merchant, same town, says: Electric Bitters is just the thing for a man who is all run down and don't care whether he lives or dies; he found new strength, good appetite and felt just like he had a new lease on life. Only 50c. a bottle, at A. G. Smith & Co's Drug Store. 2s

Highest of all in Leavening Power.—U. S. Gov't Report, Aug 4, 1889.

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DR. PRICE'S Cream Baking Powder.
Used in Millions of Homes—40 Years the Standard.
A Pure Cream of Tartar Powder. Superior to every other known.
Delicious Cake and Pastry, Light Flaky Biscuit, Griddle Cakes, Palatable and Wholesome. No other baking powder does such work.