

great discrimination against this city in the matter of railroad rates. Ore could be sent much cheaper to either Denver or San Francisco than to Salt Lake.

The Commission then took an adjournment until to-day.

TO DAY'S PROCEEDINGS—CONCLUSION OF THE PROCEEDINGS IN SALT LAKE.

The members of the Pacific Railway Investigating Commission met pursuant to adjournment at 9 a. m. in the Walker House and remained in private consultation about an hour. They then adjourned to the office of the Utah & Nevada Railway Co., where they proceeded to take testimony at 10 p. m.

Mr. Wm. W. Riter was the first witness examined. Being duly sworn, in answer to interrogations he testified in substance as follows: I have vouchers for amounts charged—about twelve thousand of them. I constructed the road (the Salt Lake & Western Railway) for the Union Pacific Company. They furnished the money and material and I rendered them an account of the costs with vouchers. I usually telegraphed for means as I needed it. The gross amount received was about \$247,000. This will not agree with the bills for material, however, as some of the later ones I did not get. The total given does not cover all, as four miles were built subsequently. But some of this was credited back, leaving the net amount \$239,052.21. The company was organized originally with the intention of extending the line to California. Another company was organized in Nevada to comply with laws of that State. I made surveys as far as Mono Lake, the expense of which appears on the books as the cost of the line already built. It now extends to that point. The total length of the finished line is within a few feet of 58 miles—we call it 58. It is standard gauge. The sum of \$34,850.30 was paid for equipment. The cost per mile was about \$15,000. Commence construction in May, 1881, and finished the main line July, 1882. (At this point the commissioners checked off U. P. accounts at Omaha against Mr. Riter's cash book. Most of the items tallied exactly, and towards the last a lot of charges for construction in 1883 and 1884, amounting to many thousands on the Omaha accounts were missing on Mr. Riter's book.) Mr. R. explained that the construction was finished in 1882, but that since then he had received considerable amounts for running expenses. The net amount of cash received by me is \$15,000. Mr. Riter here explained that there was a middle about \$30,000 which occurred in this way. The State of Nevada required 10 per cent. paid down on the subscription of \$5,000,000 for the road, and this amount was obtained from the U. P. and paid in. This I subsequently paid back to Mr. Gannett, the treasurer of the local line here, and hold his receipt for it (which was produced) but have, through some blunder in book-keeping hitherto not been credited with it. I was temporary treasurer and Mr. Gannett was subsequently made permanent treasurer, at which time I turned over the amount to him for which I hold this receipt. Witness did not know Mr. Gannett's whereabouts. One of the commissioners here stated that the \$50,000 was not sent back to Omaha, but transferred there.)

Mayor Armstrong was next sworn. He testified that he was Mayor of Salt Lake City; had been engaged in farming, stock raising, etc. Witness knew of no complaints against the U. P. Dissatisfaction existed some time ago in regard to the sudden fluctuation in freight rates, which at one time were cut very considerably. This was most noticeable about the time that the D. & R. G. reached here. This effect was to pile up large quantities of goods while the low rates prevailed and to drain the country of money. Afterwards the rates were raised again. Witness thought there were instances where firms had received more favorable terms than others in regard to freights.

Judge Goodwin came in about 11 a. m. and, previous to being sworn, stated that he did not know that he had any evidence to give worth swearing to. He was informed that though that might be, the Commission took no evidence except under oath. Being sworn he testified that he was editor of the Tribune and had resided in this city eleven years. His opinion was that the Union Pacific line was bound to die unless something was done to change the present conditions. The line began at Omaha when there was sharp competition and this was extending westward all along the line, and its indebtedness was heavy. He thought the only salvation lay in long government bonds at low rates of interest, say 2½ per cent. He further suggested advantages which it seemed to him would accrue from an extension of the line from here to Ploche and thence southwesterly to the Pacific. This would tap many valuable mines and thus furnish business for the road. He knew there were valuable mines there because he had lived ten years in Nevada and had seen the ore. The road should be extended 700 or 800 miles. The business in Nevada was chiefly mining and stock raising. The valleys were covered with grass to the mountain tops. The line through need not exceed 700 miles in length and the

road being shorter would naturally get the fruit and wine traffic, as well as the ores. The U. P. should also make such arrangements beyond the Oregon Short Line as to have an outlet on Puget Sound. This would give them much business in the growing northwest, where the population is increasing at the rate of 8,000 per annum and where are found some of the richest wheat lands on earth. It would also give them connection by water with all the markets of the world. There were three competing lines coming here from the east, and the U. P. would have to take such measures as would build up its business.

At the conclusion of this witness' testimony, the Commission adjourned to meet in Ogden at 2 p. m. They left the city at 1 o'clock this afternoon to hold a session in Ogden. The Commission purpose leaving Ogden for San Francisco at 8 a. m. to-morrow.

FROM FRIDAY'S DAILY JULY 22.

A Memento from Manti.

Yesterday evening we were shown something rather unique in the artistic line. It consisted of a thin slab of white stone such as that of which the Manti Temple is constructed, and bore on its surface an excellent painting in oil of the oolite quarry whence the rock is obtained for the Temple. The artistic part of this triple memento of the quarry, the Temple and the artist, was the work of the well known painter, Dan Weggland, and is highly prized by the gentleman to whom it was presented.

Horse Thieves Escaped.

On Wednesday night five horse-thieves succeeded in getting away from the jail at Provo by digging out through the rock foundation. They are Frank Rogers, Frank McDonald, alias Frank Ellis, Ben Marsh, Joseph Mulligan and Wm. Liffany, and were all being held for horse-stealing. Ellis and Marsh are old penitentiary birds, and with Mulligan were arrested on the Grand River last May, by Jackson Cole and others, who had followed them down from P. V. Junction, where the two had stolen several head of horses.

Sheriff Turner has offered a reward of \$50 each for the capture of the fugitives. They are all known as desperate men.

Probate Court.

The Salt Lake County Court transacted the following business yesterday:

Estate of A. N. MacFarlane, deceased; petition of Elizabeth M. MacFarlane, for admission to probate of will of said deceased, came on for hearing. Agnes Phillips and Elizabeth Austin, daughters of said deceased, appeared and filed objections to the probate of said will; will amended by inserting these names as heirs of said deceased; order made admitting will to probate, and appointing Elizabeth J. MacFarlane executrix, upon filing a bond in the sum of \$200.

Estate of Dirk Bockholt, deceased; petition for order confirming sale of real estate filed, and order made fixing day for hearing the return of sale of real estate and for confirmation.

Nominations.

At a meeting of the Executive Committee of the People's Territorial Central Committee, held at the City Hall, Salt Lake City, on Thursday, July 21st, 1887, it was unanimously agreed to recommend to the electors of the Territory as commissioners to locate university lands, the names of Frederick A. Mitchell, Isaac M. Waddell and Richard A. Ballantyne.

To fill the nomination for councilor from the Fourth Council District made vacant by the legal disability of Le Grande Young, Esq., he not having lived in the district the time required by law, the committee agreed to recommend to the electors of said district the name of Hon. Adam Splers, of Salt Lake City.

In behalf of the committee,
JOHN R. WINDER,
Chairman.

E. A. SMITH,
Secretary.

Case Dismissed.

To-day the curtain dropped on one of the most interesting cases that has come before a commissioner in Utah. James H. Nelson, charged with unlawful cohabitation, appeared for examination according to the continued continuance, at 2 p. m. After a wait of nearly an hour, Commissioner Rogers brushed around and announced to defendant's attorney, C. C. Richards, Esq., that it was about time to proceed. Prosecuting Attorney Hiles had retired from the room, although he was around the office after two o'clock, and the examination of the only witness was conducted by the Commissioner himself.

Dr. P. L. Anderson was sworn and in answer to the questions of His Honor said that he was acquainted with Annie Peterson. He had not seen her during the present year, nor did he know that she had given birth to a child; he had not seen a letter announcing such a fact; had not been told so; he did not know where the lady was.

The Commissioner then announced that that was the case for the Government and since it did not appear probable that he had committed an offense the defendant would be discharged and his bonds exonerated.

The court remarked that he regretted that Mr. Nelson and his attorney should have been put to such great inconvenience, owing to repeated continuances, but added that undoubtedly counsel for the defense thoroughly understood the situation.—Ogden Herald July 27.

ELDER JASPER PETERSON, Of Castle Dale, Dies in Denmark.

The following correspondence appeared in the *Millennial Star* of July 4th:

COPENHAGEN, June 27, 1887.

President George Teasdale:

DEAR BROTHER—It has become my sad duty to inform you of the demise of Elder Jasper Peterson, from Castle Dale, Emery Co., Utah, one of our missionaries, who died in the City of Odense, Denmark, on the 23rd inst.

Brother Peterson arrived here on the 26th of April last, from the Southern States Mission, where he had labored about six months. He was appointed to labor in the Odense branch of Aarhus Conference. He was very anxious to fill his mission, and went energetically to work among his relatives and friends, who received him very kindly. He began to be indisposed in the latter part of May; until then he enjoyed good health, and seemed to be very robust. He suffered from chills and fever, and acute pains in his head, but, owing to the faith exercised by himself and the brethren, he was much relieved when anointed. He had a good appetite and partook of his meals up to the time of his death.

On the 22d, he felt a pain in his side and breast, he was anointed and felt better. He retired to bed, but in the night he had another attack of the pain, making it difficult for him to draw his breath. He was administered to again and received immediate relief, so he fell asleep and did not wake again until 9 a. m. At 10 a. m. he felt hungry and ate with relish the food set before him, and remarked: "Brother Hansen, it tastes pretty good." At 11:45 a. m. he fell asleep without the slightest sign of pain, and thus he died. He was conscious to the last, and occasionally remarked that he would have to go home with the first company.

Brother Peterson was a good, faithful Latter-day Saint; he died while in the discharge of his duty as a servant of God and a minister of the Gospel of Christ.

He has been properly dressed, and will be buried on the 28th. Several of the Utah Elders will be present at his funeral. The people have been very kind to our brother; many strangers have brought wreaths of flowers to be laid on his grave.

I will write to President Larsen, of the Emery Stake, and have him break the sad intelligence to his family.

With kindest regards, I remain your brother in the Gospel.

N. C. FLYGAR.

THE COMMISSION IN OGDEN.

Complaints of Business Men—The Union Depot.

Yesterday afternoon the Pacific Railway Commission held a session in Ogden, to listen to grievances against the Union Pacific Company. Charles Francis Adams, President of the Union Pacific, was also interviewed by citizens relative to the Union depot the company had promised to build. The Ogden Herald of this morning gives a full account of the proceedings at both meetings.

Before the Commission, Hon. Jos. A. West, Hon. D. H. Peery, L. B. Adams, J. M. Dee, Sidney Stevens, F. J. Kiesel, E. T. Hulaniski, David Kay and A. H. Nelson gave evidence. Mr. Peery stated that he had had business relations with the Union Pacific for many years. Had sent large quantities of flour over the road. The facilities for the transaction of business have been bad. One hundred and thirty acres of land were given to the Union Pacific and Central Pacific by Ogden people with the expectation that suitable depot buildings would be erected there. Since that time the people of Ogden, who gave that land, have been sadly disappointed. The accommodations are poor; many persons have been killed; there are no sanitary conveniences, while the freight advantages are very poor. Mr. Peery then reiterated the concession of Fifth Street to the requests of the railroad company through P. L. Williams, local attorney. The commencement of the work on the depot was called to the attention of the Commission. The stoppage of work was referred to. There has been a strong feeling that there are discriminations against the town and in favor of Salt Lake City. For instance, wheat could be purchased in Provo, but cannot be shipped to Ogden on the same favorable conditions that it can be sent to Salt Lake City; but, wheat and other merchandise is sent to Salt Lake City as cheaply as it can be sent to Ogden.

P. C. Shelby denied that the Union Pacific had discriminated against Ogden in favor of Salt Lake. The rates to both places from the Missouri River are the same, and the U. P. made the same conditions outward to both, so they could be on an equal basis.

After the session adjourned the Commission went to Virginia City, Nev., where the next meeting will be held.

To President Charles F. Adams,

Judge P. H. Emerson made a careful statement in behalf of the people of Ogden, in regard to the Union Depot trouble. In reply Mr. Adams said his company had done the best they could but he had been met with a laxity on the part of the Central Pacific. Mr. Adams then went on to explain that owing to the action of the government towards the Union Pacific, work on all improvements throughout the system has been suspended for the time being. Throughout the whole 5,000 miles of road in the U. P. system, similar arrangements to those made here have been made. But where it is plain that the company must suspend operations, the same action has been taken. When the difficulties shall have been adjusted then it is hoped that all will be smooth sailing. Congress ordered an investigation of the affairs of the Union Pacific—such an investigation, the like of which was never before heard of, and of course, the company has had to submit. For the past three months, Mr. Adams claimed he had not been managing a railroad, he has been furnishing information for a Congressional investigation commission. He also said that work on projected lines had been stopped, and the company compelled to stand aside and see competitors occupying fields which itself had intended to have occupied and could have occupied had not matters resolved themselves as they have. One instance he cited of a town in Kansas. The U. P. agreed to make a railroad to the town. The citizens made great arrangements on that promise, went to great expense for public improvements and enterprises. The Company had made a grade for the road; has material on the ground for its construction; but its hands are tied and it cannot proceed. This is a case, the gentleman said, which is far more important than that of Ogden.

At the conclusion of the interview the following resolutions were passed by the Ogden Chamber of Commerce:

Resolved, that we, the members of the Ogden Chamber of Commerce, after hearing the frank statement of President Adams, do hereby express our entire confidence in him and believe that he will solve the depot question to the entire satisfaction of our citizens.

Resolved, That pending the settlement of the many difficulties in which he is involved that we will leave the matter entirely in his hands.

Resolved further, That we believe him to be the only friend to whom we can look for the final solution of this vexed question.

FROM SATURDAY'S DAILY, JULY 23.

The Funeral.

We are advised by John G. Coltrin that the funeral service over the remains of Father Zebedee Coltrin will be conducted on Sunday, July 24th, beginning at 11 o'clock. We are requested to state that all friends of the deceased and family are invited.

Released from the Asylum.

Yesterday Joseph Hedges and William Paddock were released from the Territorial Insane Asylum at Provo, having been declared sane by the faculty there. Both of them are under indictment for offenses against morality, and were arrested by Deputy Marshal Pratt and brought to this city.

Juab County.

The Utah Commission has provided judges of election for Utah County:

Mona—Ellas W. W. Williams, Wm. A. Starr, C. P. Ewing.

Nephi—Henry Adams, James Larsen, Peter Sutton.

Juab—Moroni Howarth, Anthon W. Brown, Orrawell W. Williams.

Levan—Geo. Larsen, P. C. Paterson, Charles I. Olson.

Silver City—H. H. Sowles, James A. Shearer, J. A. Beaman.

Diamond—P. H. Connell, W. T. Matthews, Wm. T. Dennis.

Tuttle—Alfred H. Hames, James L. Yates, Wm. Hatfield.

Surrendered Himself.

Last night, about half past ten, Sheriff Turner, who was at his home at the time, was notified that somebody outside wished to see him. The party was invited in, and the Sheriff was astonished to recognize in his visitor one of the prisoners who broke jail on Wednesday night, Joseph Mulligan, who explained that he had concluded to return and deliver himself up. He had been wandering about the shore of Utah Lake, for which place he had started when the jail was broke, in the expectation of finding a boat in which he could cross the lake. Mulligan is now back in his old quarters again.—Provo Enquirer, July 22

Badly Burned.

Yesterday afternoon a little son of Mr. Carlgren, of the Twelfth Ward, was terribly burned about the face, neck, breast, stomach and arms. The family reside on Fourth East Street, between South Temple and First South. The first that was known of the accident was the screaming of the little fellow, who had probably been playing with matches. Several parties ran in the direction whence the cries proceeded and discovered the boy in the yard, enveloped in flames. A lady threw her clothing about him and succeeded in extinguishing the fire. He was taken home and cared for, but his sufferings were painful in the extreme.

Excursion.

The residents of some of the southern counties are to have the benefit of an excursion to Gardfield, Darton's Cornet Band, of Nephi, having obtained special rates over the railways from that intermediate points to the popular bathing resort for Aug. 10th, as will be seen by reference to their advertisement published in our semi-weekly edition.

Excursion to Europe.

Another first class excursion will leave here for Europe, between the 1st and 5th of September, under the management of Spence and Rossiter. The fares to Liverpool and return will be about the same as they were for the excursion party that left here May 30th, and the tickets will be good for six months. In addition to the excursion to Liverpool, there will also be a first class excursion to New York and return, thus giving parties an excellent opportunity, to visit their friends in the Old Country or in the States, at a reduced rate. Parties wishing information in relation to the above, should communicate with W. C. Spence, or W. A. Rossiter, box B, this city.

Excursion North.

The big excursion of the season to Cache and Bear Lake valleys, will leave this city on the morning of Aug. 11th. At Soda Springs the opening of the new Idanha Hotel gives ample accommodations to tourists. The fares for the round trip are: From Salt Lake to Brigham City, \$2.35; Logan, \$3.75; Franklin, \$4.50; Soda Springs, \$8; Montpelier, \$10; from Provo those who pay full fare to this city will be returned over that part free. The rates for the round trip from Ogden are: To Brigham City, 85c.; Logan, \$2.30; Franklin, \$3; Soda Springs, \$6; Montpelier, \$8; from Park City and intermediate stations, \$3 above the Ogden rate. The tickets to Cache Valley are good for ten days, and those to Bear Lake Valley for thirty days.

Jail Breakers.

A dispatch to the Butte Miner dated Cheyenne, Wyo., July 20th, says:

Six persons escaped from the Albany County jail at Laramie last night. Sheriff Sterling and deputy were absent on business and the jail was in charge of Turnkey Andy Lang and a "trusty" called Smoky, both of whom were overpowered by the prisoners and locked in a cell. The liberated prisoners then robbed the sheriff's office of its revolvers, two guns, and \$19 cash and lit out for the hills. The shouts of Lang and Smoky finally attracted attention and an alarm was given and vigorous pursuit was instituted, but without success. At three o'clock this morning mounted men were dispatched to a circle of ranches surrounding the town and it is probable the prisoners will eventually be captured. Three of the men were serving terms for murder and are hard cases.

In Bear Lake.

Marvin Alfred came near losing his life last week at the Lake. He was coming from Dingle and riding a valuable stallion, for which he had paid three hundred dollars. The animal having become dirty by going through the sloughs Mr. Alfred thought he would ride him into the lake and wash him off. The water was not deep where he went in, but the horse, from some unknown cause, took fright and went out into deep water. Mr. Alfred was thrown and the horse pawed him under; being shod the animal tore nearly all the clothes from Mr. Alfred's back, and it was only by the exercise of the greatest presence of mind that he saved his life. He dived down and was thus enabled to come up away from the horse. He swam for shore, but the horse was drowned.—Southern Idaho Independent, July 22.

A Judge Wanted.

The manner in which the Territories are sometimes burdened with expense and subject to delay through no act or want of action on their part, is well shown in the McCoy murder case at Cheyenne, which has been hanging fire for some time and is still delayed for want of a judge to preside over it. Chief Justice Maginnis was recently urged by the prosecution to go ahead with it himself and set aside the ruling under which he granted a change of venue, as Judge Blair had been objected to and Judge Corn refused to come until the fall term. The court offered to take the matter under advisement if a motion was made by the prosecution to that effect, and County Attorney Stoll next day made such a motion. Judge Maginnis, however, declined to grant it and the case will have to go over until another judge can be secured. Meantime a host of witnesses are being held, whose presence it is alleged cannot be procured next term.

Counterfeit Mexican dollars are abundant on the American side of the line.

Mr. Frank L. Cox, Foreman Herald and Times, Gouverneur, N. Y., writes: "I sprained my ankle very badly and suffered intense pain. One bottle of St. Jacobs Oil cured the sprains and reduced the swelling."