The Evening paper is the paper of Today, the morning paper is the paper of Yesterday.

DESERET EVENING NEWS.

5 O'clock -EDITION.-

TRUTH AND LIBERTY.

NO. 159. THURSDAY, MAY 31, 1894, SALT LAKE CITY, UTAH. VOL. XXVII.

FLOODED BY RAIN.

Pueblo, Colorado, Partly Covered by Water.

THE PEOPLE RESCUED IN BOATS.

The Railroads Tied Up on Account of Washouts, Landslides and Wrecked Bridges.

PUEBLO, Colo., May 31.—The rain fall over eastern Colorado the past thirty-six hours is the heaviest ever known. In some parts it exceeds five inches. The flood here was the worst ever experienced. The Arkansas has broken the levies in six places. A sea covers an area of three quarters of a mile square in the city, and the water has risen above the first floors in the buildings. Hundreds of men in boats are rescuing the families and goods. No loss of life is reported. The five railroads into the city are tied up owing to washouts, landslides and wrecked bridges. The communication north is cut off, as the wires are all down.

DENVER, May 31.—Communication with Pueblo is cut off, all wires being down. It is known that the lower part of the city, including many business houses and the Union depot, is under two feet of water. No loss of life is reported. No trains are running east or south, owing to washouts and landslides.

A cave-in in the Hagerman tunnel on the Colorado Midland is reported, how serious, it is not known. Five spans of the Santa Fe railroad bridge over the Arkansas river at Nepesta are gone. It is feared that the whole bridge will be destroyed. The bridge on the Rio Grande, 25 miles west of Pueblo, is washed away. Large washouts occurred on both the Rio Grande and Colorado Midland between Colorado Springs and Manitou.

THE FRASER RIVER STILL RISING.

VANCOUVER, B. C., May 31.—The Fraser river is still rising and the indications are that the flood will be even more disastrous than the great flood of 1882.

The river has already risen within eight inches of the high water mark of that great inundation. Though the whole valley is under water, the Fraser having spread out into a vast lake, the tide is crawling up at the rate of an inch every three hours. At Westminster the river wharves are submerged. Many cabins along the water front have floated off on the tide and many poor families have lost all their belongings.

Points further up the river report that the danger is increasing. At Nicomen Island forty-four fine farms are utterly under water. Much live stock has perished, but eight human lives are known to have been lost. No other fatalities were reported yesterday.

It is a week yesterday since the Canadian Pacific has had a train through to the coast. Annacis Island, two miles above New Westminster, is a totally submerged. Many fine farms formerly dotted the island. The ranchers were rescued by steamboats, but all their stock has gone down the river. All the river steamers have been commissioned by the government in the service of rescuing the imperiled ranchers. In the vicinity of Ruby the greatest danger is apparent and several steamers have been dispatched to that district. The marks of 1880 flood have already been passed at many points.

THE U. P. FLOODED.

OMAHA, May 31.—Reports at Union Pacific headquarters say that west of Umatilla the road is practically laid up by a flood of the Columbia river. The Portland is a sea of water. No trains are arriving there on any line.

THE WATER THREATENING DENVER.

DENVER, May 31.—The rain fall at Denver up to 8 a. m. today was one inch; at Pueblo 2.4 inches. The Platte river is even with its banks and Globeville, a Denver suburb, is liable to be flooded any moment.

WOOL AND SHEEP.

Shipments to England Watched with Interest in Wyoming

Special Dispatch to the News.

CHEYENNE, Wyo., May 31.—Wyoming wool growers are watching with interest the experiments being made in shipping wool and sheep to England. J. B. Long, an extensive stock raiser and wool grower of Illinois, was recently in Cheyenne. He stated that during January, February and March he shipped 15,000 head of sheep to London and sold them there at a very profitable advance over the market price in this country. Mr. Long intends to ship on an extensive scale the coming season. He is buying western sheep which he will feed in Minnesota and Illinois before shipping across the Atlantic. State Senator Joel J. Hurt has already shipped several cars of wool to London, and is anxiously awaiting the returns.

The wool clip in Wyoming this year will aggregate 5,000,000 pounds. The 1894 clip will be much lighter than last year, in consequence of being freer from dirt, and the shrinkage from scouring will be correspondingly light.

Mexican Colonization Scheme.

SAN ANTONIO, Texas, May 31.—An extensive land deal was closed here yesterday, involving 2,500,000 acres of land lying on the Rio Grande in the Mexican states of Chihuahua and Coahuila. The land was sold by ex-Governor Gonzales of Chihuahua, to the Mexican Coffee, Cotton and Colonization company, with headquarters here, and represented by J. R. McNamara. W. H. Ellis is also interested in the Mexican colonization scheme and will colonize 10,000 negroes on part of the land.

A SUIT FOR A WIFE.

A Stepfather Interferes With the Happiness of a Married Couple.

LOGANSPORT, Ind., May 31.—John A. Shackelford, editor and proprietor of the Logansport *Blade*, commenced proceedings in the circuit court this morning by habeas corpus to obtain possession of his wife. Papers filed in court state that John Shackelford and Laura Buchanan were married on May 7, 1891, and they have always lived happily together; that recently Mrs. Shackelford went to visit Mr. Shackelford's parents on a farm adjoining that of Jacob Dohle, the stepfather of Mrs. Shackelford. This was about a month ago, and on last Saturday Dohle went to the house and compelled the wife to go with him to his house, where she has since been detained against her wishes.

When Shackelford went to Dohle's home to get his wife he was driven away without being able to see her. He therefore petitions the court to issue a writ of habeas corpus compelling Dohle to produce his wife in court.

Postmaster Nominated.

WASHINGTON, May 31.—The President has nominated Geo. W. Boyd postmaster of New Whatcom, Wash.

The Race War.

CHICAGO, May 31.—The trouble between white union grain trimmers and colored non-union men culminated today when John Church, a colored contractor, was shot by James McNamara, a union man, at the entrance of the board of trade.

KOENEN AND META DOGGE.

The Salt Lake Elopers Visit Oakland, California.

They Again Mysteriously Disappear and Are Thought to Have Gone to Portland.

OAKLAND, Cal., May 31.—Anthony Koenen and Meta Dogge, the elopers who are wanted in Salt Lake by the authorities, made quite a stay in Oakland. They came directly from Salt Lake and got off the train at the Sixteenth Street station about two weeks ago. The couple wandered about town, and at last decided to take rooms in a second class lodging house known as the St. Lawrence, on the corner of Seventh and Franklin streets. Here they remained very quietly. The next day after their arrival Koenen sent an old colored man to the station to get their valises, for this was all the baggage they had. A week ago last Friday morning the couple mysteriously disappeared from their lodging house and have not been heard from since.

They had talked of going to Portland. The couple were very devoted to each other, and were always together. Koenen shaved off his mustache and disguised himself in every possible way. At the lodging house they passed under the name of Mr. and Mrs. Wm. Hyde. Their valises were checked in that name and the packages which were sent to the house from the stores bore the same name. They paid their bills in full the night before they left.

WITNESSES IN PRISON.

Nine Seamen Incarcerated Fifteen Months at Angel Island.

SAN FRANCISCO, May 31.—For over fifteen months nine seamen, against whom no charge has been made, have been government prisoners at Angel Island. They were witnesses against St. Clair, Sparf and Hansen, the would-be pirates of the bark Hesper, who killed mate Fitzgerald, after having plotted to kill all the officers and to cruise the southern seas as freebooters. The witnesses were unable to give bonds and were thrown into the government penal institution pending an appeal to the United States Supreme Court. Each has been allowed one dollar a day as witness fees, however, and they will be paid their money today, when all will be released in accordance with an order from Washington.

The death watch has been put upon the condemned pirates against whom they were witnesses.

A SHOCKING MURDER.

A Negro Woman Cuts Her Victim's Throat from Ear to Ear.

SELMA, Ark., May 31.—A shocking murder was committed at Orrville, a place near here Tuesday night. A negro named Pinkie Johnston accused another negro woman named Jessie of stealing some of her wearing apparel, and a quarrel ensued. After beating Jessie into insensibility, the Johnston woman procured a razor and cut her victim's throat from ear to ear, almost severing the head from the body. Excitement runs high among the colored population of the village and vicinity.

The murderess has been safely landed in jail.

A Rothschild Arrested.

ST. LOUIS, Mo., May 31.—At 1:30 o'clock this morning, in a drunken row at the corner of Sixth and Elm streets, Guy Rothschild was stabbed by Fred Clark. The former shot Clark, killing him instantly. Rothschild, who was not badly wounded, was placed under arrest.

KILLED HIS ASSAILANT.

A Californian Uses His Umbrella With Fatal Result.

LONDON, May 31.—An American who gave his name as General John Hewston, charged with causing the death of George Burton, an itinerant musician, yesterday, by thrusting the point of his umbrella into his left eye, was remanded today for a week.

General Hewston is about 61 years of age and describes himself as a chemist. He was charged with manslaughter, causing the death of Burton. By direction of the United States consul general he was defended by Solicitor Ricketts. Benjamin Bowing testified that at 4:45 p. m. yesterday he saw three street musicians carrying a harp, a tin whistle and a camp stool across Acton street, Grays Inn road. Hewston was walking on the opposite side of the street. As the musicians passed the harp caught in his arm. Hewston thereupon pushed the man carrying the harp, who protested. Hewston replied: "You hit me on my arm," and holding up his umbrella he said: "I'll poke your eye with this." The man carrying the camp stool responded, "Well, do it." The general then thrust his umbrella into the musician's eye and walked away. Witness stopped him. Shortly afterwards the police took the general into custody.

Upon cross-examination Ricketts asked Bowing whether the man carrying the stool had threatened the general with it, remarking, "I will poke your eye with this."

Witness replied: "I did not hear him make such a remark. He held up his camp stool in a threatening manner and the prisoner thrust his umbrella very quickly, his arm almost touching my face."

General John Hewston is one of the best known of old Californians. He came to San Francisco in 1849 and established an assaying business, in which he was soon prominent. In the stirring vigilante days he was an active factor, being a noted athlete and a man of bravery. In pursuing his vocation he established the San Francisco Metallurgical and Refining company, and had as his partners at times William Alvord, Thomas Brown, Watson, the wealthy druggist, and people of similar note. He accumulated a fortune in mining operations and then lost the greater portion of it. Upon the loss of his fortune he retired to his ranch in Alameda county and since then has led a quiet life. Though over 75 years of age his vitality and muscular ability are well nigh phenomenal. He was one of the earliest to interest himself in club athletics in the early days and he had a great local reputation for feats of strength and skill.

A TENEMENT HOUSE ON FIRE.

People Escaping from the Windows of the Burning Structure.

NEW YORK, May 31.—A terrific explosion occurred at 5 o'clock this morning in the distillery on the ground floor of the double tenement house, 128 Suffolk street, resulting in the death of Lizzie Yeaga, aged 4 years, and seriously injuring four more. Twenty families tenanted the building. The fire cut them off from the stairway. Some older persons escaped by creeping on the narrow ledge of the second story to a window of the house. Two men used a net to catch the children dropped from the windows above. Pillows were dropped through the sheet of flames which was leaping from the side of the building. Then the older ones jumped. Mrs. Hyman Ehrenwest broke the blanket and was severely injured. Meyer Districk, aged 11, was badly injured. Several persons on the top floor were overcome by smoke and carried out by the firemen. Three persons were burned to death in the building two years ago.

The Trust Investigation.

WASHINGTON, May 31.—The committee investigating the trust resumed session today. Chairman Gray says the committee will continue its investigation leaving the district attorney to deal with witnesses who refuse to answer. He says Secretary Carlisle has not been summoned. If he appears it will be voluntary.

FROM CRIPPLE CREEK.

The Court Refuses to Issue an Injunction.

DENVER, May 31.—In the United States court Judges Riner and Hallett concurring, refused to grant an injunction restraining the Miners' union from interfering with the working of the Raven Gold Mining company, Cripple Creek, for lack of jurisdiction. The injunction was asked for on the ground that the government still has an interest in the mining claims which the company has been acquiring under the mineral land laws.

GOV. WAITE DETAINED.

CRIPPLE CREEK, May 31.—Owing to washouts on the Florence & Cripple Creek Railroad, Governor Waite is unable to reach Colorado Springs for a conference with the mine owners before tonight. It is thought his mission will be fruitless.

The situation here is unchanged today.

New York 'Change.

WALL STREET, May 31.—At the opening sugar was 1 per cent lower, early trading restored the loss. In other shares the fluctuations were within smaller limits. The gold exports today amount to $2,500,000.

Oregon Improvement broke 1½ per cent. Sugar receded ½.

THE COAL STRIKE.

The Miners Ready to Confer With the Operators.

SPRINGFIELD, Ill., May 31.—Forty operators were present at the conference today. The Southern and Central operators would not go into conference unless the consolidated and larger operators did, being afraid of being squeezed. A mass meeting of miners was held and the men said they were ready to treat with the operators.

PREVENTED FROM WORKING.

LEAVENWORTH, Kans., May 31.—Nearly one-third of the miners employed at North Leavenworth shafts were prevented going to work today by agitators who blocked the main road to the shaft.

A company of 200 business men is being organized by Mayor Dodsworth, who will be at the shaft this evening and tomorrow morning to prevent a recurrence of the outrage.

ACCOMPLISHED NOTHING.

SPRINGFIELD, Ills., May 31.—A conference of the coal operators of Illinois was called to attempt a settlement of the strike but adjourned sine die this afternoon, having accomplished nothing.

AINSWORTH FREE.

The Collapse of Ford's Theater was His Fault.

WASHINGTON, May 31.—Col. Fred C. Ainsworth, chief of the recorders of the pension division, indicted for manslaughter on account of Ford's theater disaster last June, in which more than a score of government clerks were killed, is now free. Justice M. Coons of the criminal court today ordered the indictment quashed, because it did not show that the falling of the building was due to the personal neglect of Ainsworth.

The Otoe Reservation Act Approved.

WASHINGTON, May 31.—The President has approved the act providing for the sale of the remainder of the Otoe reservation, Nebraska and Kansas.

Wyoming Coal Lands Sold.

DUBUQUE, Iowa, May 31.—J. K. Graves, of this city, has concluded the sale of Latrobe coal lands in Wyoming. The transaction was made in Chicago, and the purchasers are eastern capitalists. The coal is of superior quality and very abundant.

MURDEROUS WORK.

A Union Pacific Freight Crashes Into a Work Train.

TWO MEN KILLED, MANY INJURED.

The Freight Train Should Have Been Flagged, but Was Not—Workmen Had No Warning.

Special to the News.

ECHO, Utah, May 31.—The Union Pacific track is now clear and trains are running again regularly after the terrible accident of Tuesday. The track was wholly blocked from noon till 10:30 Tuesday night, when it was sufficiently cleared to let the west bound passenger pass. This train, which left Evanston at noon Tuesday, was held nine hours between Castle Rock and Wasatch stations, Echo canyon.

The wreck occurred as follows. A force of men were engaged on the line between Castle Rock and Wasatch, and just before 12 o'clock the men were called on the train, which was expected at the station at noon, pass. The work train had just got under good headway when the crash came. The special freight had come down on orders, and should have been flagged at Wasatch, but by some blunder was allowed to go through the station without stopping. It was going about ten miles an hour, when it suddenly came upon the work train, and almost before any one could realize the situation the locomotive of the freight had smashed into the rear end of the freight train.

The workmen practically had no warning, so were unable to get out of the way, and the result was terribly disastrous. On the freight train the engineer and fireman both were hurt, but not fatally. On the work train two men were killed outright and ten or twelve others more or less severely injured, receiving broken arms or legs, lacerated bodies and dangerous bruises. One of the dead men was from Echo, the other from Evanston. The names of the injured men and one of the persons killed could not be obtained outside of railway sources. One of the men killed is James Lewis.

The men most severely hurt were taken back to Evanston for surgical attention. A crew of men were put at work as quickly as possible, and cleared the track of the wreckage. The freight locomotive was all [illegible] badly smashed. Ten to fifteen cars were derailed and more or less badly wrecked.

By Associated Press.

IN CONGRESS.

The Hawaiian Resolution Passed by the Senate.

WASHINGTON, May 31.—The Senate, Senator Mills of Texas alone voting no, today passed a resolution declaring that the United States will not interfere with the affairs of the Hawaiian Islands and the United States will regard the interference by any foreign power as an unfriendly act.

Senator Turpie introduced a resolution for the abrogation of the Russian extradition treaty, and Senator Hill a resolution for open sessions of the sugar investigation.

Turpie's Hawaiian resolution is as follows:

Resolved, by the Senate of the United States that of right it belongs wholly to the people of Hawaii to establish and maintain their own form of government and domestic policy; that the United States ought not in any way to interfere therewith and interference in the political affairs of these islands by any other government will be regarded as an act unfriendly to the United States.

Mills explained that the resolution did not meet his approval, although he did not vote against it. Believing this government has overthrown the existing government of Hawaii, he thought that it was the duty of the United States to tear down the oligarchy set up in its name.

The resolution was passed unanimously, 55 senators voting for it. Mills did not vote.

Peffer offered a resolution which was appropriately referred, instructing the judiciary committee to report whether the government of the United States could by virtue of an act of Congress constitutionally take possession, paying compensation therefor, of all the coal beds of the country.

The tariff bill was then taken up. Several amendments offered to the lumber paragraphs looking to a duty on rough lumber were voted down by a strict party vote.

Allen moved to strike out paragraph 178 as follows:

Lumber, any sort of planed or finished on each side, 50 cents per 1,000 feet, board measure; if planed on one side and tongued and grooved, $1 per 1,000 feet; if planed on two sides and tongued and grooved, $1.50 per 1,000, and in estimating board measure under this schedule no deduction to be made on account of planing, grooving or tonguing.

Vest surprised the Republicans by announcing that the amendment would be accepted by the Democratic side.

The amendment was agreed to, 35 to 24, a strict party vote, Peffer and Allen voting affirmatively. This will have the effect of putting lumber on the free list.

The sugar schedule was reached and Senator Sherman, of Ohio, took the floor.

THE HOUSE.

WASHINGTON, May 31.—General Sickles introduced and the House today passed a resolution instructing the secretary of war to do what is necessary under the act of March 3, 1893, for the preservation of Gettysburg battlefield.

The bill for the repeal of the tax on state banks was taken up. Black, of Georgia, resumed his speech in favor of repeal.

A Truly Social Sociable.

A very enjoyable afternoon and evening was spent last Tuesday by about twenty invited guests at the residence of Elder Laron Pratt, in the Seventeenth ward of this city. Following the substantial dinner at 5 o'clock, came vocal and instrumental music charmingly rendered by the Misses Pratt, an interesting exhibition by the host himself of the method of teaching children who are deaf and dumb, addresses and sentiments of sincere friendship and hearty good wishes by some of the guests besides prayers and blessings feelingly pronounced; all of which, with recitations, reminiscences and conversation caused the time to pass quickly and agreeably to everyone present. There was an entire absence of formality, and a corresponding abundance of real enjoyment and congenial relaxation. Presidents Woodruff, Cannon and Smith were present, also Elder A. M. Cannon, president of the Stake, Dr. J. M. Benedict and others; and in addition to the wives of those already named were Mesdames Zina D. Young, Bathsheba W. Smith and Emmeline B. Wells and Dr. Ellvira Barney, Misses Woodruff, Benedict and others.

A Councilman Hits Hard.

There was a very lively little "scrap" on First South street shortly before noon today in which Councilman Spencer Clawson and F. Brieger, a green grocer and fruiterer, figured as principals. It appears that Mr. Clawson, as a representative of the B. Y. Trust company, served notice on Brieger, who occupied a portion of one of the company's buildings, to vacate the premises. Brieger stated that he was entitled to sixty days' notice. Mr. Clawson said he was mistaken. Brieger became belligerent and called Mr. Clawson a liar. The next instant he was on the ground, having received a powerful right hand blow from the councilman. And there the matter stands, for the time being at least.

AMUSEMENTS.

THE WORLD—a new and revised edition—with Harry Emery, an old time Salt Lake, and husband of Katie Putnam, as leading man, played Tuesday and Wednesday nights at the Theater to small audiences. The second night was an improvement on the first, however, which may be taken as indicating that the piece found favor with the patrons of the galleries, as nearly all the patronage was confined to those quarters. While this version of the World is far and away behind that which has previously been done here, it is a good instance of the average blood and thunder drama, and of course goes with howls of delight from those who delight in that sort of thing. Harry Emery himself worked hard as the hero, but we hardly think his forte lies along heroic lines. The Jew of the Hebrew gentleman was of course well portrayed; the remainder of the cast was by no means brilliant.

THE CHICAGO CONCERT CO., under the management of Prof. H. S. Krouse and aided by several well known Salt Lake artists, appear at the Temple of Music in the Dooly block tonight. The company is immensely spoken of by the eastern press.

THE CHICAGO LADY QUARTETTE appear at the Theater next Wednesday evening for one night only.

SAM WALL, the pioneer advance agent representing, as of yore, those sterling favorites, Grismer & Davies, is in town, consulting Manager Burton in regard to the forthcoming production of The New South.

Police Items.

The police have had a quiet day and only petty cases occupied the attention of Justice Smith this forenoon. The cases on the docket were as follows: Two drunks, one leaving team unhitched, fighting, one; doing business without a license, two; trespass, several; and stealing a ride on the railroad, ditto.

Coroner Taylor Ill.

Mart. O. Taylor, the Salt Lake county coroner, is lying at his home very ill. The immediate cause of his confinement is a surgical operation which he underwent a few days ago. His condition is not regarded critical and it is expected that he will be able to get out again in the course of a week or so.

"Pugs" Must Leave Salt Lake.

City Detective Sheets has served notice on eight of the pugilists who are now in this city that they must depart from the ways of their "profession" or leave Salt Lake. Some of them declare that they will do neither. They say further that they make a living at fighting and if they cannot do it in public they will do so in private.

THE BICYCLE RACES.

A Sport that Has Succeeded Baseball—Some Very Fine Events.

The baseball crank is no more in Salt Lake—or he has gone into seclusion so deep that he is seldom heard of—but his place has been taken, and taken with a vim, by the bicycle crank. The local cycle association, after having met with steady discouragements for years past, at length sees the tide of popularity setting in its direction, another instance like the case of the man who advertises—of the benefits of "keeping everlastingly at it."

The attendance at the Decoration day races at the grounds on Tenth South and State was fully 1,000; it would have been double that figure but for the storm that blew up just at the hour for beginning. It was enthusiastic and cheerful, however, and a big part of it was made up of ladies, while in the grand stand the colors of the various wheelmen were gaily represented.

There was some excellent sport witnessed, even though it was marred by the weary waits that took place between each of the events. If the association desires to double the popularity of future races it will make a change in this unfavorable dragging out of the program, which is well enough [illegible] in the interest of the bar and the pool sellers, but which had no sort of excuse yesterday.

Race No. 1, was a one mile heat for "Novices," contested by McIntyre, May, Hessard and Robbins. McIntyre soon showed that he at least didn't come under that nomenclature, for he won handsomely in 2.51.

Race No. 2 was a boys' half mile, the entries were Hamilton Cuffin, H. Jensen, Frank Thatcher and Howard Marx, the two latter being given 40 and 50 yard starts. Thatcher won in 1.12 4-5.

Race No. 3, half mile open, contested by McIntyre, Weiler, Evans, Angell and Jensen, was a very pretty affair, but came very near being a serious one, as several of the riders collided, and all but Angell and McIntyre went off limping with smashed wheels. Angell won in 1.14.

Race No. 4, one mile, 2.50 class, entered by McIntyre, Butler, Liday and A. W. Caine Jr., was won by McIntyre in 2.45½. Caine went over the bank and narrowly escaped injury; he was doing some very pretty work when he lost control of his wheel.

Race No. 5, quarter of a mile open was taken by Angell from Weiler and McIntyre.

Race No. 6, the five mile handicap, was the most interesting one of the day, run by Weiler and Angell, who competed with Butler, with a start of 100 yards, Liday, May and Caine with one of 84 yards and Haggard one of 44 yards. It was a beautiful sight to see the boys keep in an almost even procession for nearly three miles, and the excitement mounted high as the positions began to change. Young Caine, however, took the lead and kept it, finishing in 15:41, May second, Weiler third, with Angell close behind.

The boys hereafter will be careful how much of a start they concede to Caine.

Haggard and Liday closed the day by a mile race, which the former won in 3.19.

Befouling the Water.

J. F. Ostler, a sheepman, and his two herders, Jos. Ostler and Hiram Ingram, were tried before Justice Peterson of Levan, on the charge of befouling the waters of Four Mile creek and found guilty. Ostler was fined $25 and costs, and the herders $2 each. The case will be appealed.

Territorial Items.

Fred Welhaupter and D. A. Maxwell came down from the mines in Gibbs' canyon, Monday, says the Brigham *Post*. Mr. Welhaupter reports that the mine up there is improving daily and making a better showing the farther in the tunnel is driven. Mr. Maxwell came down to meet his family the same evening at Ogden, where they had just arrived from Tenino, Washington. Mr. M. has not seen his wife and children for seven years.

E. G. Rognon, Esq., of Salt Lake, was in Brigham the latter part of last week, says the *Post*. Mr. Rognon came to meet a Mr. Davis, of Paradise, with whom he rode out into the mountains toward La Plata to look at some mining property. Mr. Rognon found and inspected the grounds, of which he owns a controlling interest, and found it more than his most sanguine hopes had pictured. The property is undeveloped but it has a good vein of gold and lead bearing quartz. It is the intention to put a force of men to work on it this summer.

The price for spraying trees in Sanpete county is five cents for two sprayings.

THIRD DISTRICT COURT.

Judge Merritt's Decision in the Case of Davis County vs. "General" Smith, et al.—Culmer Cliff Case Submitted.

At the conclusion of the hearing of the case of Davis county vs. "General" Smith's detachment of the Industrial army, on Tuesday afternoon, a recess was taken until 2:30 p.m., at which time Judge Merritt rendered his decision, dissolving the injunction.

After reading the complaint his Honor proceeded to comment upon the prayer for relief as well as the demurrer and answer to the same. An injunction was an extraordinary remedy and should only be resorted to when there was no adequate remedy at law. He referred to the condition of affairs prevailing at the present time. It had been decided at Ogden that the Southern Pacific had no right to bring the men in, and he felt sorry the court's order had not been enforced. But the question now was, should this injunction be allowed to stand against these men, or had the court the power to grant it and prevent indigent persons from passing through the county; and if the court had the power to grant the injunction what would it do if the defendants violated it?

The statute on vagrancy was referred to, and quotations were made from the answer wherein the defendants denied any intention to extort food and clothing from the residents of the county by force or threat, and said that aside from the denials as contained in the answer, he did not think sufficient were shown to justify the granting of an injunction, although it had been improvidently granted. He continued, "I think the restraining order should be dissolved and the demurrer to the bill sustained. If these men come in and become vagrants the criminal statutes will govern them."

Mr. Varian thought as the demurrer had been sustained and it would not be possible for the complaint to be amended so as to constitute a cause of action that it should be dismissed, but the court refused to do so as the attorneys for plaintiff were not in court.

There was very little business transacted by the courts this morning, the attention of Judge Merritt being occupied by the arguments in the Culmer Cliff case.

The case of J. H. Fishleigh vs John L. Snow et al. Dismissed as to defendant Mason.

George F. Culmer vs Francis D. Clift et al. Argued and submitted.

Court adjourned until Saturday morning at 10 o'clock.

DR. SMITH'S GANG.

The Advance Guard Arrived in Salt Lake This Morning.

HOME RESERVES NOT PLEASED.

It is Expected That the Contingent Will Exceed Three Hundred by Tonight.

The advance guard of the "Dr." Smith wing of "Industrial Army" arrived in this city shortly before noon today. They form the minstrel part of the organization and are anxious to give a show in Salt Lake before they leave here.

They camped at Bountiful last night and with the brazenness that has characterized their former conduct in this Territory, informed the citizens of that quiet place that they would move along just as soon as arrangements could be made to transport them and their baggage this way on wagons. That was done this morning and the people of Bountiful are heartily glad they are rid of their presence.

Smith and the remainder of his men camped at Layton last night and this morning headed this way. They will arrive here tonight says Chief Pratt, and by midnight it is expected that not less than 300 of them will be in Salt Lake.

Not a few of Smith's men declare their intention to stop here and go to work on the gravity sewer. To prevent such a proceeding Hoyle and a number of other representatives of the home reserves waited on some of the city officials this forenoon and requested that the Smithites be given no work or encouragement to remain. They further asked that their own members be protected from the invaders, but were informed that under the order of the court Smith and his men could go where they pleased and would only be interfered with or punished when they broke the law.

It has been decided that they will not be given aid by the city in any way. They must look out for themselves. In case their wants are not attended to by the home reserve they will be permitted to send out soliciting committees among the citizens. How long they intend to remain is not known.

WANT THEIR PROPERTY PROTECTED.

Chief Pratt at 3 o'clock this afternoon received a telephone message from the lime kiln companies near the Warm Springs asking for protection to their property from the ravages of the Smith horde. They claim that they are afraid the men will help themselves to coal and provisions and other articles that may suit their fancy.

AN OVERDOSE OF BROMIDE.

Taken by Mrs. Nettie Levy While Her Husband was in Salt Lake.

At 10 o'clock last night, says the Denver *News*, of the 28th inst., Mrs. Nettie Levy, 30 years of age, living at 1444 Tremont street with her 15-year-old son, Ben, took an overdose of bromide and was unconscious until 1 o'clock this morning. Police Surgeon Johnson attended the woman, and after considerable difficulty restored her to consciousness. She will probably recover. The woman's husband, Louis Levy, is a traveling salesman for a furniture house and has been visiting Salt Lake City. He was expected home last night, but did not come. Mrs. Levy had been suffering from severe headaches for some time past and took bromide without the knowledge of her husband, telling her son to not inform his father of the fact. Bennie found his mother unconscious at 10 o'clock and became alarmed and notified the neighbors. Levy left the city Monday last and will return today.

Saltair Music.

The music at Saltair cannot be too highly complimented. The general verdict, as the News representative gathered it yesterday from the music lovers in the large crowd was unanimous that Messrs. Nichols and Christensen's efforts to please the public cannot be excelled and as a just reward for their pleasing endeavors they are gaining popular favor. It is certainly an enjoyable treat to visit Saltair and listen to the music of the Christensen orchestra.

Interested in Utah.

Letters of inquiry are being received by Secretary [illegible] of the Chamber of Commerce from different sections of the country in regard to the Intermountain congress and also the resources of Utah. There appears to be a desire on the part of many to make their homes within her borders. The open letter issued by the Chamber has been extensively published throughout the country.

"Home Reserves" Go Free.

The case of Vinson and Holsing, members of the "Home Reserves," came up in the police court this afternoon after various continuances. The charge was inciting riot. The chief witness against the men had disappeared and the case was dismissed and the men turned loose.

Joined In Wedlock.

The following marriage notice appeared in the San Francisco *Chronicle* of the 29th inst., with a request for Salt Lake papers to publish:

"Constantine-Constantine.—In this city, May 27, at the residence of William B. Force, by Rev. John Bos, William Constantine to Mabel Force Constantine."