

SNOWDEN WANTS A NEW TRIAL.

Claims Court Allowed Trial to Proceed During His Absence.

HE FILES AN AFFIDAVIT.

At the Request of County Attorney Putnam Matter is Continued Until Tomorrow Afternoon.

Dr. Cornelius R. Snowden, the Richfield dentist, convicted by a jury yesterday of adultery, was to have been sentenced this afternoon, but the defendant was given a further respite of twenty-four hours in order that Judge Norrell might pass upon a motion for a new trial.

The motion, filed by the defendant's attorney, L. R. Rogers, this afternoon, is based on the following grounds: "That the trial of the cause was had in the absence of the defendant, and that the information upon which he was tried is for a felony."

"That the court misdirected the jury in matters of law, and that the court erred in the decisions of questions of law arising during the course of the trial, and that the court erred in allowing the prosecuting attorney in his closing argument to make statements and arguments to the jury prejudicial to the substantial rights of the defendant."

"That the verdict is contrary to law and to the evidence."

Accompanying the motion was an affidavit, sworn to by Snowden, which reads as follows:

"During the forenoon session of said court, while trying said cause, the court took a recess, and that shortly after said recess was announced, I left the court room and went into another part of the building, and remained absent for about thirty minutes, and when I returned, the trial was in progress, the judge was on the bench, and the jury was in the box, and Mr. Van Cott, the assistant county attorney, was engaged in arguing the case to the jury."

Mr. Rogers was heard in favor of the motion, but County Attorney Putnam asked for more time. Judge Norrell thereupon continued the matter until 2 o'clock tomorrow afternoon.

Hutchinson Divorce Suit.

Clara Hutchinson today installed divorce proceedings against William Hutchinson, a painter, asking for an annulment of the marriage ties on the ground of failure to support. The parties were married in this city on December 19, 1890, and have two children, a girl and boy, aged 8 and 2 years, respectively.

Martl Gets \$200.

The case of John Martl vs. The American Smelting company was submitted to the jury this afternoon and a verdict returned in favor of plaintiff for \$200.

Martl, who owns a farm in Murray, sued to recover \$200 for a horse killed by a train on his property by reason of the defendant company filling up a ditch with slag and flooding his land.

Allen is Acquitted.

The jury in the case of James Allen, accused of the larceny of a horse valued at \$25, belonging to John McEvoy, returned a verdict of not guilty this afternoon and the defendant and his bondsman were discharged.

Suit on a Contract.

C. C. Dunham filed a suit against W. E. Travis in the Third district court today to recover the sum of \$227.75 with interest alleged to be due on a contract. The complaint alleges that from July, 1895, to June, 1896, defendant was engaged transporting the mails from Belle Plaine to Irving in the State of Iowa. The work, it is alleged, was sublet to plaintiff at \$75.00 per annum and Dunham says the amount he now sues for is owing him on the contract.

ONE PRISONER TOO MANY.

Lodger Locked Up in Jail by Mistake.

When "Uncle" Sol Kimball went to give the prisoners their bean soup today he was greatly astonished to find that he had one prisoner that he knew naught of. Jailer Kimball questioned that he was merely a lodger locked up in jail instead of being supplied with a berth in the bunk house. The individual is Harry More, a youth of 18 summers, who applied for a night's lodging at 2:30 this morning. "Uncle" Sol gave the young fellow a good talking and sent him on his way rejoicing.

OLD MANS' BRUTAL ACT.

Unmercifully Clubs a Little Girl Because She Had on her Mother's Dress.

Citizens residing near the Ninth ward meeting house are getting enraged over the cruelty of an aged man who resides somewhere in the neighborhood. Yesterday afternoon a little seven-year-old girl was walking along the street dressed in a long calico dress that in all probability belonged to her mother. Farther down the street came an old man with a club in his hand and overtaking the poor little girl proceeded to beat her unmercifully until she fell to the ground.

"I can't take the dress off," she screamed, "you've hurt me too much."

Some gentlemen who witnessed the affair started toward the scene when the old brute quit whipping the child and took her away. An effort was made to locate the man and have him properly punished for his brutality.

SENTENCE SUSPENDED.

In the Case of J. W. Att. Convicted of Disturbing the Peace.

J. W. Att, who needs no introduction to the public whetters, was convicted yesterday afternoon in Judge Timmony's court of disturbing the peace of Mrs. Mary May, and a number of other people. A few weeks ago Att and his wife broke up housekeeping and Mrs. May offered to care for Mrs. Att and her five-months-old child, but the unworthy spouse could do something for them.

Last Tuesday Att went to the May residence and got into a row with his wife and threatened to kill her. He was intoxicated at the time. After the testimony was all in Judge Timmony said:

"I am going to suspend sentence on this case, although there is no doubt but that you are guilty as charged. I have seen your baby and your wife, and I am convinced from what the lady told me that the child is very ill of pneumonia, and that the recovery is

MORE WATER CASES.

Jens Jensen and Hans Anderson Accused of Befooling Water.

Jens Jensen and Hans Anderson were arraigned before Justice Timmony this afternoon on the charge of befooling the water in Parley's creek. Both entered pleas of not guilty to the accusation, and the trial set for next Wednesday, at 10 a. m.

ALL ARE DOING WELL.

Reports That Come From City Hospitals This Afternoon.

Friends of Messrs. Mortenson, Bramkamp and Miller, the three men who were injured in the railway accident on the Short Line south of Juab on Monday morning, will be pleased to learn that they are rapidly recovering at St. Mark's hospital where they were taken on being brought to the city.

Little James Lunt, the 7-year-old son of Mr. and Mrs. James E. Lunt, of Nephi, who underwent a surgical operation at the Keogh-Hosmer hospital yesterday afternoon, appears to be gaining strength slowly, and it is now believed that his condition will continue to improve.

The word that came from the bedside of Charles Larson at the Holy Cross hospital this afternoon was of a reassuring character. While he has by no means passed the danger point his condition is better than it has been for weeks.

JUDGE TIMMONY'S COURT.

There was quite a startling incident in the police court this afternoon, and one that caused all present to shudder.

During the arraignment of one of the chronic drunks, James Farron, a young man accused of vagrancy, suddenly threw up his arms and uttering a piercing shriek for headlong to the floor in a violent fit. For a moment all was excitement. Officers and spectators rushed to the assistance of the unfortunate man, who writhed in agony upon the floor. It was some time before he could be raised, and when he did come and quiet came and the court proceeded with the cases on hand.

Gus Anderson said "Yah, I was drunk."

"Why did you get drunk?" asked the court.

"Vel," replied Anderson, "because I vos drink, but please I haf bane try to come away from here since last summer."

"Do you think you can stay away this summer and next?"

"Yah, I tank I do dat."

Quasi was allowed to depart in peace.

C. W. Westman, Gus' partner in sin, did not fare so well.

The judge had looked upon his countenance, and said, "Judge, I wish you vould please, but that is as far as the erring German rot, for he was cut short by the court saying:

"It will be \$3 this time and if you don't quit coming here I'll send you to jail."

F. C. Olsen, who trespassed upon the jail yard yesterday to carry on a flirtation with Mrs. Westman, a prisoner, was sent up for twenty days at hard labor in default of \$20.

T. S. Smith, a burly engineer, pleaded guilty to assaulting and beating his little wife Emma Smith.

"I am very sorry, your honor," snarled Smith, "and if you will be lenient with me, I promise the court and all my friends, I'll never touch another drop of liquor or do anything wrong again."

The court desired to hear testimony in the case and Mrs. Smith then placed on the stand.

"My husband tried to drive me out of the house last night," she said, "and he knocked me down and kicked me."

That was enough for the judge, who ordered Smith to stand up.

"I wish," began the court, "that there was a whipping post in the city that you might get a few dozen lashes before going to jail, for a brute who would beat his wife as you have done should be punished in just that way."

The sentence of the court is that you pay a fine of \$80 and in default of payment be committed to the city jail for 30 days, and also that you be imprisoned in the city jail for a period of 100 days, making in all 130 days."

Smith gasped a few times and was led away to jail.

BANKRUPTCY NOTES.

The final report of Trustee R. A. Shipp in the Andrew C. Smith bankruptcy case was heard before Referee Baldwin today, the case was closed, and referred to the Federal court.

"Evil Dispositions Are Early Shown."

Just so evil in the blood comes out in shape of scrofula, pimples, etc., in children and young people.

Taken in time it can be eradicated by using Hood's Sarsaparilla. In older people, the aftermath of irregular living shows itself in bilious conditions, a heavy head, a foul mouth, a general bad feeling. It is the blood, the impure blood, friends, which is the real cause. Purify that with Hood's Sarsaparilla and happiness will reign in your family.

Bladder Trouble—"Was a long time getting over the grip, which was followed by severe bladder trouble. Nothing helped until I used Hood's Sarsaparilla. Two bottles made me sound and well." Mrs. Lois Werts, Evans, Tex.

Poor Health—"I was not feeling well, took Hood's Sarsaparilla with quick and satisfactory effects. Have been in good health ever since." P. L. McLaughlin, 445 Hale St., Augusta, Ga.

Hood's Sarsaparilla Never Disappoints

Hood's Pills cure liver ills, the most distressing and only cathartic to take with Hood's Sarsaparilla

TEACHERS WILL DRAW SALARIES.

Supreme Court Decides Against Board of Education.

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