AROUND THE COURTS

The Third District Judges Take Up the Law and Motion Calendar.

ELDRIDGE TUTS ESTATE UP AGAIN

Fruit Tree Inspector Price Enforcing the Ordinance Requiring Trees to Be Sprayed.

In the Third district court today Judges Merrill and Hurich took up the law and motion calendars. A number of judgments were also entered.

JUDGMENTS ENTERED.

In the case of Joseph Cluton vs the Utah Undertaking company et al, the demurrer to amended answer was sustained. Defendants elected to stand on their answer, and judgment was rendered in favor of the plaintiff for $1,847.84.

Joseph P. Hanks, trustee, vs Richard C. Watt et al; judgment by default and decree of foreclosure for $1,044.67, and $125 attorney's fee.

Elizabeth B. Eastmond vs Newton Learned et al; motion to strike out answer and for judgment on pleadings argued. Judgment for plaintiff. Decree of foreclosure as prayed and $25 attorney's fee.

In the case of Mary J. Pearson vs Henry L. Steed et al, demurrer to complaint overruled and ten days allowed to answer.

STORY OBJECTIONS.

In the case of M. H. Beardsley vs S. W. Morrison et al, demurrer to complaint, was continued for the term.

John P. Cabeen vs Nat H. Brigham; demurrer to amended complaint, continued for the term.

Samuel Cupples Wooden Ware company vs Chas. M. Freed; demurrer to complaint; motion for security for costs; continued for term.

Edward P. Snyder vs Jacob Newman et al; motion to tax costs; continued for the term.

Samuel McMillan vs John J. Smith et al; demurrer to complaint; stricken from the calendar.

Odd Fellows Building association vs W. A. Stanton et al; motion to set aside order of reference overruled.

The same order was made in the case of Fred Furniture company vs W. A. Stanton et al, and the case of S. F. Fogus vs W. A. Stanton et al.

Mary E. Smith et al vs Salt Lake City Railway company; motion to strike statement from files argued and overruled; motion for a new trial argued and submitted.

Edith C. Knowlton vs Princess H. Young; motion to extend answer sustained, defendant to pay costs of motion.

Z. C. M. I. et al vs Heber A. Smith et al; demurrer to complaint in intervention and motion to dismiss complaint in intervention sustained.

William S. McCornick vs Louis Hyman; demurrer to complaint withdrawn; fifteen days to answer.

American Brewing company vs Fred H. Harris; demurrer to complaint overruled and ten days allowed to answer.

THE TUTS ESTATE.

The hearing on the petitions for letters of administration in the matter of the estate of Eldridge Tuts, came up regularly in the probate court this morning. The respective parties interested in the estate were represented by their attorneys, and the case was fully stated by them. It was finally decided to leave the matter of appointing an administrator with the probate judge, and the appointment will be made tomorrow.

SPRAYING ORDINANCE VIOLATED.

Samuel Whittemore was arrested late yesterday afternoon, on the complaint of Fruit Tree Inspector Price, for failure to spray his fruit trees as required by law. Defendant was arraigned before Justice W. J. Harvey and the hearing was set for 4 o'clock tomorrow afternoon.

Late Orders.

The application of Amos Morelon for a writ prohibiting Justice Stolz from proceeding with the case of Minnie Heller vs Amos Morelon et al, was argued before Judge Merrill yesterday afternoon and submitted.

H. P. G. Coates vs Louis Hyman; demurrer to complaint argued and submitted.

J. A. Fetterolfe vs Thomas W. Jennings; motion for new trial argued and submitted.

People's Saving & Loan association vs W. Kalstrom et al; demurrer to complaint argued and submitted.

J. H. E. Webster vs Thomas Reed; motion to take depositions overruled.

Peter E. Iversen et al vs Fred Hadley; judgment by default on two counts of action.

Percy Wrathall vs J. F. Meehan et al; demurrer to complaint overruled.

R. R. Hirsh & Co. vs Mr. Accounting; motion to set aside judgment argued and taken under advisement.

Lavinia Heinel vs Clarence W. Heinel; demurrer to complaint overruled.

Personal Mention.

Prof. Kiehle, of the University of Minnesota, was an interested visitor at the Utah University summer school this afternoon. He expressed himself as being highly pleased with what he saw this board.

Principal W. H. Lyon, of the Murray schools, is in the city today. He says the people of Murray are making extensive preparations for the celebration for the Fourth of July.

LOCAL ADVISORY BOARD.

An Organization Effected Last Night to Do Away With Private Sanctyship.

At a meeting held at the Deseret National Bank last night a local advisory board of the American Surety company of New York, was organized for the purpose of doing away with private suretyship. The board is composed of L. S. Hills, resident vice-president; Geo. M. Downey, second resident vice-president; W. S. McCornick, M. H. Walker, John C. Cutler, Geo. M. Scott, Boyd Park, Geo. A. Lowe, Geo. W. Wallace, and Geo. L. Nye, resident assistant secretary.

The board is really a branch of the American Surety company of New York. Its purpose is to issue bonds of all kinds right here, arrangements to be made with the board, the business to be directly transacted with Geo. L. Nye, assistant secretary.

In the law department three classes of bonds may be obtained through this board. The judicial class includes bonds of appeal, injunction, attachment, etc; the fiduciary includes bonds for the fidelity of administrators, executors, guardians, trustees, etc, and the commercial includes bonds and contracts of assignees, receivers, grain warehouse, internal revenue bonds, guarantee bonds and contracts, etc.

This company has a capital of $2,000,000 and a reserve fund of $1,500,000, and is doing business in all the principal cities between New York and San Francisco. The bonds are issued by the New York company, the local board acting as agents.

The Divine Hearing.

The hearing of the complaints made by firemen against Chief Devine will begin tomorrow at 10 a.m. before the board of fire and police commissioners. There are many witnesses and the investigation promises to be a long as well as a tropical one.

Horse and Barn Burned.

There was a blaze late yesterday afternoon on the premises of George Larkin, situated on First West, between First and Second North streets. The fire originated in a barn in which there was a horse and considerable hay. Both were burned, the horse so badly that it had to be shot. The loss is estimated at $200.

G. A. R. CAMP FIRE.

Colonel Lawler and Adjutant General Jones Still Being Entertained by Local Veterans.

The local veterans of the G. A. R. who have been looking after Colonel Lawler and Adjutant General Jones for the last two days, have and are still entertaining them in true style. Tonight an all-night hop will be held at the G. A. R. hall and tomorrow the visitors will depart for their homes.

Agricultural Patents.

The following homestead patents have been received at the local land office, from Washington, and may be obtained by their owners:

No. 5321, to Evan Williams, of Cedar City, Iron county, 161 acres.

No. 4806, to David E. Thomas, of Fairview, Sanpete county, 160 acres.

No. 5322, to George Stewart, of Meadow, Millard county, 160 acres.

No. 5323, to Chauncey J. Perry, of Morgan, Morgan county, 160 acres.

No. 5311, to Olof Olsen, of Fountain Green, Sanpete county, 160 acres.

No. 5159, to Isaac Mathie, of Fountain Green, Sanpete county, 153 acres.

No. 5320, to Wm. A. Keen, of Teasdale, Wayne county, 160 acres.

No. 5182, to James P. Jensen, of Richmond, Sevier county, 80 acres.

No. 5313, to Walter James, of Castle, Tooele county, 160 acres.

No. 5314, to Jacob Kuffers, of Price, Emery county, 160 acres.

No. 5315, to James Searle, of Panguitch, Garfield county, 160 acres.

No. 5184, to Orson Wilber Hatch, Franklin Avra Hatch, Amanda Permelia Hatch, Julia Dora Hatch, Ida Victoria Hatch, and Rosie Beatrice Hatch, minor orphan children of Orson S. Hatch, deceased, of Panguitch, Garfield county, 160 acres.

No. 5325, to John William Farnsworth, of Mount Pleasant, Sanpete county, 160 acres.

No. 5191, to Simeon H. Brady, of Fairview, Sanpete county, 160 acres.

No. 5309, to Thomas H. Archibald, of Plymouth, Box Elder county, 159.80 acres.

No. 5322, to George Gill, of Holden, Millard county, 160 acres.

Ward Entertainment.

A dramatic entertainment will be given in the Eleventh ward meeting house, on Thursday and Friday evenings, June 27th and 28th, for the benefit of the ward, commencing with the music-drama, in two acts, entitled Robert Macaire, or the Two Murderers; to conclude with the farce, Yankee Peddler. Doors open at 7:30 o'clock; curtain rises at 8.

Ten Days for Ada Amelia.

Ada Amelia Hewsly, the 15-year-old miss, who told such a glowing story of her implication in the stealing of Dr. Wilcox's buggy when put upon the witness stand late yesterday afternoon admitted that while she had met Hartsligen, she had not with him, that he had no hand in the theft at all but that she alone was the culprit. Justice Smith gave her a liberty lecture and then sentenced her to ten days' imprisonment in the county jail, that being made possible by a modification of the charge from grand to petit larceny.

Land Office.

The following filings were made in the local land office under date of June 25:

Orson P. Allred, of Beaver, final proof of homestead entry of 160 acres in township 29 south, range 7 west, Beaver county.

George E. Bassel, of Salt Lake City, desert entry of 40 acres in township 16 south, range 1 west, Sanpete county.

Joseph D. Smith, of Wah Wah Springs, desert entry of 320 acres in township 27 south, ranges 14 and 15 west, Beaver county.

Wm. J. Weyman, of Holliday, final proof of desert entry of 80 acres in township 2 south, range 1 west, Salt Lake county.

Abigail L. Graves, of Wah Wah Springs, desert entry of 320 acres in township 27 south, range 15 west, Beaver county.

(Continued from Page One.)

A BROTHER'S DREAM.

Upstream and Westland are in custody pending a fuller investigation of the case.

DEATH WAS ACCIDENTAL.

At 8 o'clock the NEWS received the last message from Binghamton. The post mortem examination, conducted by Dr. A. Jo Chamberlain, had just been concluded a few minutes before. Instead of the suspicions of foul play being strengthened or confirmed, they were entirely dissipated. During the two inquiries which were held today eleven witnesses in all were examined. The jury was out but a few minutes and on returning rendered the following verdict: "We find that the deceased came to his death by falling over an embankment of Binghamton creek, his death being accidental."

SUSPECTED MOTIVE DISCLAIMED.

The finding seemed to meet with pretty general approval, though it by no means removed the mystery connected with the dream portion of the case. Immediately after the verdict was announced, steps were taken to secure the discharge of the two men arrested as Westlake absconded. There was little difficulty in that direction, and late this afternoon their liberty was restored to them and the charge dismissed. Whether or not they will attempt a vindication of themselves in the courts remains to be seen. Colonel Offenbach will come in on the evening train.

Eric was 21 years of age and to the look of health and sturdy good to be disappearance. His brother John is two years his senior. Both have been residents of Binghamton for several years past and were universally liked. Judge Quinn said today that they were as fine a pair of young men of sobriety and exemplary habits.

Funeral Services.

The funeral services over the remains of the late John Brinley, who died as reported in last evening's NEWS, will be held in the Fifth ward meeting house, tomorrow, at 2 o'clock p. m. The deceased was 49 years of age, and was born in Leyland, Lancashire, England. He was held in high esteem by all with whom he had been associated. He was a devoted husband and father, and leaves a host of friends to mourn his loss. He has been ill for about eight weeks. He leaves a wife and eight children. Friends of the family are cordially invited to the funeral services.

For Wife Beating.

A warrant was issued this afternoon for the arrest of Albert Butterfield of Taylorville, on the charge of beating his wife. The complaint was sworn to by S. M. Butcher. The sheriff was to go out and make the arrest this afternoon.

Healing things to eat.

Things may be fed this whole year and to do good in the manner set in the title box. It is truly more desirable to have the cows in shape to do the greatest service in the winter. The weather then is the most severe on them, and in the warmer days in the fall, while the cold is healthful when it is not severe, the fact the feeding of silage may be a valuable practice in the summer and the cows will rest comfortably, the cool blood cooler, keep clean in city and free from flies, which are a great detriment to the cows in the heat of summer. But on account of the quick decomposition of the moist food in the summer it need be made a rule to remove the portion of silage left in the feed troughs twice a day and to use the day immediately, or the sweetest season will surely taint the milk and its products—Exchange.

OBITUARY.

ROBERT HARRISON.

The funeral services over the remains of Robert Harrison were held yesterday, at 2 p. m., from the Nineteenth ward meeting house, Elder W. B. Barton, Bishop, presiding. The following were the speakers: Elders N. S. Sowden, Wm. McMillan, Joseph M. Walker, Jas. Sewell and Royal B. Young, all of whom spoke in terms of the highest praise and testified to the unwavering integrity to the Gospel always manifested by the deceased during a period of over half a century of a life devoted to the cause of Truth.

The deceased will be well remembered by a host of relatives, who in different places have labored in the Sunday school conference. He was for many years the presiding Elder of the North and South Shoshone branches of the Church and was universally loved and respected by all who knew him. His life was charitable and exemplary and his loss will be sorely felt by a multitude of friends and acquaintances.

He departed this life at the ripe old age of 77 years, and it may be truthfully and consistently said of him, in the language of the sacred scrolls, "Blessed are the dead that die in the Lord, for they rest from their labors and their works do follow them."

The deliverer prayer at the grave side was offered by Elder William McMillan.

McMillan, Idaho, June 20, 1895.

MARY P. HEATH.

At Oxford, Idaho, Sister Mary P. Heath departed this life for a more exalted sphere early Wednesday morning, June 19, 1895. Her sickness and death were very sudden, yet she was conscious almost to the moment of her departure. She called upon her Father in prayer and her last words were: "Father, I pray for my husband and loving children."

Deceased was the daughter of Dr. R. and Mary Fullmer, and was born in Salt Lake City, Feb. 22, 1850. Her life was a model one, kind, charitable and possessing a sweet disposition, she was endeared to all who knew her. She left a husband and seven living children, three of whom are married. Her loss will be felt by a large circle of friends and acquaintances.

The funeral took place at Oxford meeting house, Bannock county, Idaho, on June 20th, 1895. The services were very solemn and impressive. Words of comfort were spoken by Bishop Budge, Joseph Smith and others, and a glorious tribute to her character and work were delivered by Elders J. Y. Fullmer, Wm. F. Fisher, Wm. Budge, Jas. Z. Fullmer and Bishop N. B. Lewis.—Communicated.

COMMERCIAL.

SALT LAKE CLEARING HOUSE.

Today's clearing house exchanges amounted to $188,203. Same day last year, $103,499.

TODAY'S QUOTATIONS.

New York.—Silver, 68; lead, $3.125. London.—39 5-16 d.

ORE AND BULLION.

Mel Shalek & Co. received today silver and lead ore, $5,300; Hanauer Bullion, $1,500.

T. R. Jones & Co. received today ores, $3,000; bullion, $6,900. Total, $9,900.

STOCKS AND MARKETS.

New York, June 26.—Trading was very active in stocks yesterday. Lead stocks led in the list, the after MID taking a dive.

NEW YORK STOCKS.

New York, June 26, 1895.

Sugar	111	Pacific Mail	34
Tobacco	91	Reading A	3
Lead Pipe	24	Reading P. C.	45
Lead Works	35	Reading Coal & Iron	17
Lead Trust	27	Rock Island	75
Lead Preferred	97	Pacific	5
Western Union	91	St. Paul	72
Lake Shore	132	St. Paul Preferred	72
Northern Pacific	17	Texas Pacific	5
Preferred	37	Union Pacific	19
Northern Pacific Preferred	75	Wabash	5
Preferred	30	Wabash Preferred	15
Louisville & Nashville	50	Western Union	91
New York Central	97	Silver Bullion	68
Cap Sugar	35	Silver Certificates	68

CHICAGO MARKET.

CHICAGO, JUNE 26, 1895.

Wheat—June	71	Pork—July	9.50
September	71	September	9.65
December	73	Lard—July	5.40
Corn—June	47	September	5.52
July	48	Ribs—July	5.20
September	48	September	5.30
Oats—June	19	Sheet—July	4.80
July	19	September	4.90
September	19		
Pork—June	9.50		

THEATRES.

[illegible]

SLEEP & REST
For Skin Tortured
BABIES
And Tired
MOTHERS

In the Application of
Cuticura
The most speedy, permanent, and economical treatment for skin, scalp, and blood diseases with loss of hair, from infancy to age, is the Cuticura Remedies. Complete treatment, internally and externally, for sale everywhere. Price, Cuticura, 50c. Resolvent, $1. Soap, 25c. Prepared by the Potter Drug and Chemical Corporation, Boston. Send for "How to Cure Skin Diseases," 64 pages, 50 illustrations, and 100 testimonials.

FOREMAN CHARLES ROLFE.

Superintendent of One of the Biggest Composing Rooms in America.

Up in the top story of the Globe building, where the typewriting and other machines are everything but dark, and the rooms under have a pleasant hand, clear atmosphere, light complexion and manner to, who has been with the Globe since back the birthday of the great paper. He is the right foreman of the composing room, and, he has held those years years, or than he really is. He is known to Mr. Charles Rolfe.

Nervous temperament that unhappy drives him to the extent that he is a slave to Pabst's celery compound. This was five years ago, and ever since he has been one of the most enthusiastic apostles of prepared compounds he ever lived in the city.

Since the Pabst's celery compound was first brought to his attention he has not complained, but it has done him so much good that he could not be silent. He was so much benefited by the use of good health until he, and he thinks he gives full credit to Pabst's celery compound, for what he has to say about his condition.

"I am always ready to recommend Pabst's celery compound when I hear of a case similar to my own. Some five years ago I was suffering from headaches which were sometimes so severe during working hours of the night that I would sleep my hands over my head to keep the top off," the pain being excruciating. These attacks would come some days as often as three times a week. Sleep was out of the question, the pillow scorching hot a block of wood.

"Just at the time I was suffering most I for the benefit of Pabst's celery compound, heard of it and took it, and before a week had passed the headaches began to disappear. I felt almost a new man before the bottle was empty. I purchased more, and for two years lay it in the house for use whenever I felt a return of the old pains. It never failed in giving me relief. Therefore my sympathy for family has led to take it—my wife for a feeling of general weakness, she being at that time more 'run down' and never doing well enough to perform the work of the house. Within a week she was, as she expressed it, 'as well as ever in her life,' and similar reports came from all our friends to whom we had recommended it.

"I feel confident that in nervous headaches and a 'run down' system the compound will be beneficial every time, if used a proper case.

"In some instances we have not only recommended it, but furnished it to our aged friends, and the effect of one bottle has wrought marvelous, long particular and lasting results, being one that, before we first tried it, we had to 'tell at least ten times' strength, and certainly did not know so good for the money.

"During the last five years I have used a great many bottles of the compound myself, as well as my family. I am positive that it has saved me from the nervous headaches and a sleeplessness during, especially in the case of nervous persons.

"There is one case in particular I call to mind in which Pabst's celery compound asserted its good qualities. We have a young married lady friend, who was suffering for a long and wild, and found that she could not perform her household duties on account of the weak condition and nervous system to be in the morning, and yet she was so in the morning, and for two years lay