EVENING NEWS.

Thursday, - February 17 1887

FRAGMENTS.

THE Police Court was quite active to-day.

NOW we have yielding soil in abundance again; plain people call it mud.

THE wires east were not working this afternoon, what little did come getting here via St. Paul, Helena and Ogden.

BISHOP EDWIN STRATFORD and John Reeve, Esq., of Ogden, were in the city to-day.

IN the case of the People vs. Richard Hook, the U. S. Marshal was to-day directed to subpœna the witnesses for the defense.

LAST night's snowstorm interfered seriously with trains on the Union Pacific, Utah & Northern and Central Pacific.

THE *Swiss Cross* is the title of a monthly magazine published by the Agassiz Association of New York; it is devoted to spreading among the people an accurate knowledge of nature. The February number contains several articles by well-known naturalists.

WHEN Mr. Sheedy, the manager of Sullivan, the slugger, was here recently he stated that the champion had not touched a drop of liquor for months. A New York paper declares that he still continues to avoid the flowing bowl. If he has knocked out John Barleycorn he has scored the greatest victory of his life.

Grand Jury Business.—The grand jury came into the Third District Court to-day and reported having found six indictments. Three of these were for violations of the Territorial statutes, and three under the laws of the United States.

Arraignment.—This morning Richard Bubbles was arraigned in the Third District Court on an indictment charging him with receiving stolen goods. He pleaded not guilty, and the court appointed Mr. M. Kirkpatrick to defend him.

Dismissed.—The case of the United States vs. John Cartwright, for unlawful cohabitation, was dismissed on motion of the District Attorney, who had come to the conclusion that as the defendant was in England during the period named in the indictment, he could not secure a conviction.

In the Snow.—The Park City express failed to reach this city to-day. The Utah Central waited at Ogden until 11:30, when it was learned that the train from the Park had been unable to get through the snow and had to return. It is doubtful whether the Union Pacific train will get through on time to-night.

Another Failure.—Yesterday J. A. Peterson, who has been running a grocery on Second South Street, made an assignment to H. L. A. Culmer. His assets are reported to be about $3,200, and his liabilities $4,000. He has been struggling to keep up for some time, but business was too dull with him, so he was compelled to go down.

Continued.—In the Third District Court this morning, District Attorney Dickson asked that the case of the United States vs. B. H. Schettler, for unlawful cohabitation, be continued until the first week in March. The reason given for the application was that the alleged plural wife had not been found by the Marshal. If she was not found by the time indicated, he would ask a further postponement. The case was set for Monday, March 7.

Opera Enjoyed.—Emma Abbott, who is slowly wending her way toward Salt Lake, is billed to appear in Butte on the 23d, 24th and 25th, and the denizens of that burg, in view perhaps of this being their first season of grand opera, must be in ecstacies judging by the following from the *Miner*:

"The appearance of this famous operatic organization in Butte will be the greatest treat ever offered our citizens, and one that will be taken advantage to the fullest extent, for opportunities are rare indeed that is offered for hearing so celebrated a company."

Daily Mail Wanted.—Complaints come from Price, Emery County, that people in that region who get their mail distributed there—especially residents of Huntington, Castledale, Orangeville and Ferron—do not receive it till four or five days old from here. The mail that leaves here on Friday gets to Price the same evening and remains till the following Tuesday, and so on; and the only way this state of things can be cured is by a daily mail. We understand the people there are getting up a petition to Postmaster General Vilas, and this is the proper thing to do.

Record of the Road.—At the inquest on the body of Conductor Adam C. Brown, of the Utah & Nevada Railway, one of the witnesses stated that probably two millions of passengers had been carried over that road since its construction and that there had been only three fatal accidents during that time, and that those killed were all employes of the road, not a single passenger having been seriously injured. It is questionable whether the same number of people could have been carried the same distance by other means of conveyance with greater immunity from fatal results.

Children's Day.—Yesterday was a field day in the contemplation of the children of the Fifth Ward, and they will undoubtedly remember it for some time to come. Some 300 of the little ones interspersed with whom were some also of varying ages but with a uniform purpose, congregated in the school house by invitation, the Sunday School and Primary Associations of that ward having made everything ready for their reception. In addition to partaking of the viands set out so plentifully, there followed singing, dancing, recitations, etc. The good things provided were duly discussed and disposed of, and all departed with feelings of gladness.

The Coming Concert.—With reference to the principals in the concert at the Theatre next week, we append the following notices of their performances in New York:

"The genuine artistic triumph of the evening was that won by Madame Trebelli. Here was the exposition of beautiful singing. Her execution is finished, and repose, ease, gracefulness and symmetry mark every phrase she utters. She commands an extraordinary range of dramatic expression and fairly widened the horizon of the role which she interpreted.—*Tribune*.

An orchestra of sixty opened the programme with Beethoven's overture, "Fidelio." Then M. Musin appeared. And so great was the applause that greeted him that a couple of minutes elapsed before he could find hearing to begin his solo. He played finely, delicately, and at the finish was rewarded by an encore and flowers in abundance.—*Herald*.

TRIAL OF E. T. CLARK.

THE DEFENDANT CONVICTED — SENTENCE ON MONDAY NEXT.

To-day the trial of Ezra T. Clark, an old resident of Farmington, Davis County, was held in the Third District Court. An indictment containing three counts had been found against the defendant, charging him with unlawful cohabitation.

The following witnesses answered to their names: Mary, Annie, Alice, Susan, Lucy and J. B. Clark. Edwin Pierce, John Wood and wife were not present.

Mr. Dickson elected to proceed on the first count in the indictment.

The following jurors were accepted to try the case, all "Mormons" being excused:

Louis Hyams,	B. H. Conklin,
J. F. Lubeck,	Louis Martin,
Wm. Larabie,	Joseph Durkin,
Wm. Whitehill,	James Ashman,
W. H. H. Bowers,	A. J. Stranchfield,
D. B. Stover,	J. H. Edgerly.

The indictment covers the period from October 1, 1883, to October 1, 1884, and alleges unlawful cohabitation with Mary Clark, Susan Clark and Nancy Clark, as the defendant's wives.

At the request of Mr. Dickson the witnesses were excluded from the court room.

Mrs. Mary S. Clark was the first witness called by Mr. Dickson. She testified—I am the defendant's first and legal wife. I was married to him in 1845, in Iowa; he had no other wife at that time.

The defense objected to the witness being compelled to testify against her husband.

The objection was overruled.

Witness to Mr. Dickson—I live in Farmington, Davis County; I have several children; know Nancy Clark; don't know where she is now, up north somewhere; I saw her a year ago, at meeting; the defendant lived at my house, in Farmington, in 1883; Nancy Clark left Farmington three years and eight months ago; I remember testifying before the grand jury; I made a mistake there in estimating the time; I have learned that since; the man who rented the house is not here; I did not state the time positively to the grand jury; my recollection then was that she had gone two years and a half; this was in last September; when I considered the matter, I remembered that it was more than three years; I did not think what I was saying; my son told the grand jury the correct time; I don't know Commissioner McKay; I testified when my husband was arrested; we all talked about it when we went home, and I learned my mistake; I know Nancy moved away three years and eight months ago; she left in June, I think; I am telling the truth; Nancy Clark was my husband's plural wife; I don't know what year it was; it was over three years ago; it was not as late as October; it may have been September; she went to Goose Creek; in Farmington she lived across the street from me; she had four children, the youngest 23 or 24 years of age; she was married to my husband about 20 years ago; she never had any children by him; he never lived at her house; he was there part of the time, but never made his home with her; he lived with me most of the time; don't know where he was the remainder of the time; Susan Clark is the defendant's wife; she lived near Nancy's house; one of Nancy's children is at Kanab, one at Morgan, and one in the States; none of them are at Farmington; Nancy has been back two or three times, visiting her daughter; the first time was nearly three years ago; I sometimes visit Susan's; she is recognized as my husband's wife; he goes to her house to see the boys; he changed his manner of living three or four years ago; her youngest child is four or five years old.

T. B. Clark testified—The defendant is my father; my mother's name is Mary; it is understood in the family that Nancy is my father's wife; I do not know where she is; I think she left four or five years ago; mother may have heard me state when Nancy left; I do dot remember saying it was three years and eight months ago; I estimate the time from renting some property to the man who lived in Nancy's house; he was Henry Clark, an Englishman, who came to the country nearly four years ago; Nancy left in the summer or fall; I think it was over four years ago; I don't think I told the grand jury what time it was; I told them I rented the house to Henry Clark over two years ago, and he lived in Aunt Nancy's house a year before then; the time of renting is what I base my estimate of the time on; I have not reckoned the time, and don't know it exactly, know it was over three years ago; I don't believe I testified as you say before the grand jury; it's about four years since Nancy moved away; I know Susan Clark; she is understood to be father's wife; I do not know whether he visits her house; I have seen him around the premises.

Miss Annie Clark testified—The defendant is my father; my mother's name is Susan; I know Nancy Clark; she moved from Farmington three or four years ago, I do not know exactly when; it was over three—nearly four—it is not two years last fall since she left; it was longer than that; it was in the fall—in September, I think; father comes to our house; we visit each other; father does not take meals with mother; he has done, but not since 1882, except in 1886; this was when there was hired help; he comes once or twice a week; he provides for her.

To Mr. Richards—My father calls at the house to see if the boys are ready for work and to direct their labor; they work for him; he also comes to see how the family are; he does not sleep or eat at mother's house.

To Mr. Dickson—Fath has taken meals at mother's prior to 1883, and has slept there part of the time before that date; I think he stopped living there about four years ago.

To Mr. Richards—When I say father has not eaten or slept, I refer to the time named in the indictment.

Mrs. Susan Clark testified—I am the defendant's wife; live in Farmington; was married in 1861; know Nancy Clark; she left Farmington about four years ago; I told the grand jury I could not then tell the time; if I have said it was a year and a half ago, I made a mistake; I am sure I said I did not know the time; my husband visits my house occasionally; we recognize each other as husband and wife.

To Mr. Richards—From Oct. 1, 1883, to Oct. 1, 1884, he called to see that all were well, and would stay a few minutes; he did not either sleep or eat their during that time; may have eaten there, but I do not remember; he came with the workmen; I did not eat with them; during the time named in the indictment I have not lived with him as his wife.

To Mr. Dickson—I sustain the relation of wife to him; I meet him as my husband; I recognize him as my husband at all times.

This closed the case, which was submitted to the jury without argument.

The court gave the usual charge, the jury retired, and a recess was taken until 2 p. m.

When the jurors returned they handed in a verdict of guilty as charged.

Sentence will be passed on Monday, February 21st.

Mr. Dickson After the Bonds.—Hyrum North, John England and Henry Whittaker were called for arraignment in the Third District Court to-day, but were not present. Mr. Dickson wanted the bonds forfeited. Mr. Richards wanted a reasonable notice to be given to the defendants to be present. He did not understand it to be necessary for parties to come at the first day of the term and wait to see whether they were indicted or not.

Mr. Dickson insisted that this latter course should be followed. If a man was away, the Marshal was not required to be put to the trouble of giving notice.

Mr. Richards said he did not ask that the Marshal be put to any trouble of notifying defendants, but that those under bonds should have a reasonable time to get notice that they were wanted.

The court ordered that the bonds in each case be declared forfeited, with the understanding that the forfeiture be set aside if the defendants came in during the term.

The bondsmen of Mr. Whittaker are W. N. Williams and John Sandberg. Those of Mr. England are W. G. Anderson and James Solomon.

The Accident.—Yesterday afternoon the body of Adam C. Brown, who was killed on the Utah & Nevada track yesterday morning, was brought to this city, and an inquest held by Coroner George J. Taylor. After hearing the evidence, the jury returned a verdict of accidental death.

One of the incidents of the disaster was the narrow escape of the capsized train from destruction by fire. When the cars were overturned the burning coals in the stoves were emptied out. Fortunately Superintendent W. W. Riter was on the train and unhurt, and with his characteristic coolness and promptitude, the flames were extinguished before gaining much headway.

All of the passengers were removed from the train as quickly as possible, one coach was righted, and they were taken on to Black Rock for shelter and attendance. Drs. Benedict and Atkin, who were both injured, gave needed assistance to their fellow passengers, who were badly shaken up, but none of whom were dangerously hurt.

That the passengers escaped so lightly, considering the nature of the accident, is due to the care exercised by Conductor Brown and his assistants. Realizing to some extent the danger that existed with the gale that was blowing, the train had been slowed up and was running at not more than five miles per hour when struck by the hurricane.

After the excitement had subsided and the passengers been made comfortable, the following was drawn up and signed:

We, the undersigned, who were on the train of the ill-fated Conductor Brown, hereby sympathize with Mrs. Brown, the widow, and her orphan children; also desire to return our hearty thanks to Drs. Benedict and Atkin who rendered such unselfish aid to us all, forgetting their own injuries until all others were cared for; and especially do we thank Superintendent W. W. Riter, who did all in his power to make all comfortable.

J. G. Gillilan,	Gillie McKinley,
Mrs. Eli B. Kelsey,	Thomas McManus,
Mrs. P. J. Sullivan,	Ernest Weston,
Mrs Geo. Denton,	J. F. Brim,
J. W. Fletcher.	Geo. Weston,
L. C. Johnson.	

The following persons were on the cars at the time they went over:

Adam C. Brown, conductor, killed.

Wm. Openshaw, brakeman, slightly bruised.

Dr. J. M. Benedict, cut over the right eye.

Dr. Emma Atkin, scalp wound.

Mrs. P. J. Sullivan, head considerably bruised.

Maggie Sullivan, bruised about the head.

Mrs. Margaret Denton, L. C. Johnson, E. P. Cassidy, J. J. Brim, I. W. Fletcher, slightly hurt.

Rev. J. D. Gillilan, cut and bruised severely.

Three children of Mrs. Sullivan, Gillie McKinley, George and Ernest Weston, T. M. McManus, Mrs. E. B. Kelsey and Hon. W. W. Riter were unhurt further than being shaken up.

THE GROW CASE

IS TAKEN UP FOR TRIAL.

The case of the United States vs. Henry Grow was taken up for trial in the Third District Court this afternoon. The defendant is under indictment for unlawful cohabitation, and his case has been postponed from term to term owing to the inability of the deputies to find the alleged plural wife. The lady was arrested three weeks ago, however, and the case was proceeded with.

In calling the jurors the even numbers were laid aside, and the following jury impaneled:

Y. R. Penney,	Parker Norton,
Joseph Durkin,	Louis Martin,
B. H. Conklin,	D. B. Stover,
W. H. H. Bowers,	Wm. Whitehill,
Wm. Larabie,	J. F. Lubeck,
Louis Hyams,	J. H. Edgerly.

The witnesses were excluded from the court room at the request of Mr. Dickson.

The indictment covers the period from Dec. 1, 1882, to Oct. 15, 1885, and charges that the defendant lived with Julia M. Grow and Emily Sarah Rawlins as his wives during that time.

Miss Maud Grow was the first witness and testified—My mother's name is Julia M. Grow; Henry Grow is my father; we live in the Nineteenth Ward, Salt Lake City; mother has four children; I do not know Emily Sarah Rawlins; may have seen her; I am 13 years old; I think my father lived home in 1883 and 1884; I don't know; he sometimes sleeps at the shop; I don't know where he was in 1883 and 1884; he was home, I suppose; there were nights that he did not sleep at home.

Ernest Rawlins testified — Emily Sarah Rawlings is my sister; in 1882 1883 and 1884, I do not know where she lived, except in the Nineteenth Ward; she was there from November, 1884, to May, 1885; Mr. Grow's niece, Jennie Grow lived there also; she was about eleven years old; I do not know who the house belongs to; my sister has no children; Emily was not living at home; she left 10 or 12 years ago, and went to the Nineteenth Ward; since May, 1885, I do not know where she has lived; she has been away; I have known of her being at Mill Creek and other places; have seen her in the city; never met Mr. Grow in the house; have never seen him around; he had men working there nearly all the time I was there; I never saw him at meals; he may have been at the house once or twice a week—I don't know; I never saw him there before or since if I lived there; I do not know Julia M. Grow.

To Mr. Richards—When Mr. Grow called at the house he never stayed more than a few minutes; I never saw him in the house; he came to attend to the workmen.

To Mr. Dickson—Work was going on most of the time; never saw the defendant there except when the workmen were.

Miss Jennie Grow testified—The defendant is my grandfather; I live in Emily S. Rawlings' house; have been there for about nine years; was there in 1883, 1884 and 1885; Miss Rawlings lived there; the defendant came there when men were working on the house; never saw him there at any other times; I do not remember just the times when the men were engaged there; they came several times; they were there two or three years ago; I do not remember just the time or how often; Ernest Rawlings lived there some time, but I do not know when; I do not remember Mr. Grow being in the house at that time; he sometimes called to see me, and bring letters; he never stayed long or sat down in the house; he generally called in the morning and had not time to stay; never heard that Emily Sarah Rawlings was his wife.

Emily Sarah Rawlins testified—I have been married to the defendant seventeen years; live in the Nineteenth Ward, in my own home; it was conveyed to me in 1882.

The case was in progress when we went to press.

Police Items.—John Reese is in custody awaiting trial on the charge of battery.

Jackson Jones was arrested this morning, drunk. He had $208.30 in his possession.

Frank Engler and May Jensen were arrested at 1 a. m. to-day on the charge of vagrancy.

F. H. Sutherland pleaded guilty to drunkenness in the Police Court this morning. Sentence was suspended.

J. D. Kimball, for drunkenness, was fined $5 to-day.

Obsequies.—The funeral service over the remains of Conductor Adam C. Brown will be held in the Sixteenth Ward Schoolhouse at 2 o'clock to-morrow. Friends of the family invited.

PASSED!

The Edmunds-Tucker Subjugation Infamy

REACHES A VOTE IN THE HOUSE,

And is Adopted, 202 to 39.

Special dispatches to the NEWS.]

WASHINGTON, D. C.,
February 17, 1887.

The confe rence report was called up in the House to-day, by Hammond, of Georgia. Bennett spoke half an hour, opposing, and finished with applause from the gallery and House. Eden, of Illinois, of the Judiciary Committee, opposed portions of it. Hammond occupied the remaining time of the hour. He refused to make a correction of fact, when requested by Bennett, regarding the Utah law. On the vote being called the point of no quorum was raised by Delegate Caine. The ayes and nays were demanded and are now being taken.

IT PASSES.

A later dispatch says:

The vote stood—two hundred and two for the conference report, thirty-nine against it.

Levi North Pleads Guilty.—This afternoon, in the Third District Court, Levi North, of Mill Creek, was arraigned on an indictment charging him with unlawful cohabitation from March 1, 1884, to Feb. 7, 1887, with Aramintha North and N. K. Rasmussen as his wives. A plea of guilty was entered.

The Court asked—Do you want to be sentenced now?

Mr. North—I would like a little time, say four weeks.

Court—I will give you till next Wednesday at 10 o'clock.

GARDEN SEEDS,

in great variety, at wholesale and retail, *fresh* and *reliable*, also in packets with a large discount for dealers. Sample packets sent by mail gratis on application. Flowerseeds, 300 kinds. All kinds of House, Bedding and Basket Plants, Shrubs, Hardy and Monthly Roses, Dahlia Roots, Chrysanthemums, etc., etc. Fresh Flowers preserved cheap and perfect, and only first class work.

All floral decorations for weddings, funerals, etc. of natural flowers. Cut flowers for sale. Orders by mail promptly attended to.

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3d South Street, 240 West.

AUCTION!

On Thursday, February 17th, at No. 26 W. Fourth South, at 11 a. m., of Parlor and Bedroom Suits, Carpets, Range and Heating Stoves, Glass, Crockery and Tinware, Fine Oil Paintings, Window Drapery, Dining Chairs and Tables, etc. I. M. BARRATT, Auctioneer.

AUCTION! AUCTION!!

Important Sale at the Clift House, to commence at 10 a.m., Thursday, February, 24th, 1887, and continue until every thing is sold.

Stock consists of Beds and Bedding, Carpets, Heating Stoves, one large No. 20 Van Range with complete Steam Heating Apparatus connected, Ice Chest, Kitchen, Dining Room and Office Fixtures, Dishes, Castors, Tables and Chairs. In addition I will sell a large lot of Unclaimed Baggage, consisting of Trunks, Valises, Blankets, Overcoats, Gold and Silver Watches and Chains, Pistols and Guns. In fact, mentionable and unmentionable, all will be sold.

ANDREWS & WHITELEY,
d Auctioneers.

EXCELSIOR.

A car load of Excelsior just arrived at Dinwoodey's.

WANTED.

A girl to do general housework, apply to

MRS. WM. JENNINGS,
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GRAIN CHOPPING!

Oats, Corn, Barley, Peas, and all kinds of Grain Chopped, for horse or hog feed, at the

PIONEER ROLLER MILLS.

MEN'S AND BOYS' SUITS, ready made and made to order from Provo Cloths, at JNO. C. CUTLER & BRO., No. 36 Main Street.

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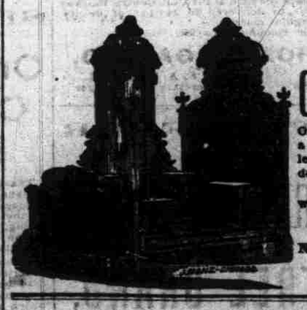

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The Best and Largest Assortment in the City, and at PRICES TO PLEASE EVERYBODY. ☞ Call and see us.

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Our prices throughout the season having been the lowest in this city, our reductions may not seem as large as some, but all we ask is to call and be convinced that our reductions are bona fide, our prices the lowest in this city, goods the most desirable and

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One lot of Silks and Satins at 50 cents per yard; worth double.
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One lot of All-Silk Two-Toned Brocades at 85 cents per yard; worth double.
All our Satin Rhadames, Gros Grains, Satin Rayes, Black and Colored Silk Velvets, Plushes and Velveteens have been marked down to cost, and some below cost—the best bargains ever offered in this city.

Special Reductions in Stylish Short Wraps, Jackets and Ulsters; we mention only a few.

One lot of Boucle Wraps at $8.50; reduced to $5.75.
One lot of Diagonal Jackets at $5.00; reduced to $3.50.
One lot of Homespun, Silk-Lined Jackets at $10; reduced to $7.50.
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One hundred Ladies' Jerseys, a bargain, at 50 cents.
One hundred " " " 75 cents.
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One thousand pieces of elegant Embroideries to be sold at prices that will astonish the ladies.
One hundred Combination Dress Patterns of this season's importation reduced 25 per cent.
Five hundred pieces of latest style Jet Passementeries, Astrachan, Fur, Feather, and Felt Trimmings at cost. They are displayed on our centre tables.
One hundred Children's and Boys' Suits and Overcoats at cost.
Odds and ends in Curtains, Turkoman's, Bed Sets, Tidies, Table Cloths, Towels, Marseilles Quilts, etc., at half price.

☞ *Innumerable other bargains; among them Carpet Remnants, Dress Goods Remnants, etc., at LOWEST POSSIBLE PRICES.*

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