### DESERET EVENING NEWS: FRIDAY, FEBRUARY 15, 1901.

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since their death. She then alleges that the Bishop of the Fifteenth ward, who was Mr. Chatfield's spiritual advisor, had gained great influence over him, and in this way got Chatfield to con-vey his property to the Church. She also alleges that Chatfield was weak both in body and mind when he did this and defendant asks the court to enter a decree, cancelling the deed whereby the Church received the land in ques-tion. David S. Truman is attorney for

Nettle W. Allen has filed a com-plaint in the district court, praying for a divorce from her husband, Willard Allen, on the grounds of desertion and failure to provide, which it is al-leged plaintiff is guilty of since September, 1900.

When Prof. Munyon says his Dyspepsin Cure will cure indigestion and all forms of stomach trouble he simply tells the truth. It will cure a stomach that has been abused by over-sating and over-drinking. It will cure a stomach that has been weakened by old-style drugs. It will do much toward making an old stomach net like a sound one. At all druggists, as cents. Fifty-six other cures, Munyon, New York and Philadelphia. The parties were married in this city on July 25, 1894, and two children have been born to them, which, plaintiff al-leges, she is compelled to support by going out to work. Mrs. Allen, besides praying for a divorce, asks for the cus-tody of the children, and \$20 per month permanent alimony, and \$50 for attorney's fees,

Mary E. Fithen has commenced another sult for divorce against her husband, J. E. Fithen, in the district court, on the grounds of failure to provide The complaint sets up that th parties married in Sait Lake on the 20th day of August, 1899. But accord-ing to the plaintiff's complaint they have been divorced once before. Their first marriage occured in 1889, the result being the birth of a boy, who is now ten years of age, whom plaintiff desires the custody of.

Yesterday afternoon the Supreme court rendered a decision in the case of Francis Wild, by his guardian, Mat-thew Wild, against the Union Pacific Ratiway company, appellant, affirming the-judgment of the lower court.

The record shows that the case was originally brought in the district court, where the jury awarded the plaintiff \$4,000 damages, for injuries he alleged to have received while walking on the railroad track of the defendant. The case going against the defendant it moved the district court for a new trial, based on several alleged errors, but the court said if the plaintiff would waive and remit all of the verdict over and above \$2,500, it would overrule the motion and enter judgment accordingly. This the plaintiff assented to and the defendant appealed on the ground of insufficient evidence. The Supreme court after reviewing the case held that the evidence was sufficient, and that the verdict of the lower court could not be disturbed, hence found no reversable error and affirmed the judgment. Justice Baskin wrote the opinion,

Chief Justice Miner concurring. tice Martch, however, dissented. Jus

alleged violation of quarantine regulations occurred again yesterday, and a complaint was issued from County Attorney Christensen's office against Oscar Wilson. The facts as far as they could be learned are, that Wilson was in the Wilde boarding house at Bingham when it was placed under quarantime because of scarlet fever having broke out there, but afterwards Wilson disregarding the quarantine regulations went forth and mingled with the public. Assistant County Attorney Loofbourow went to Murray this afternoon to prosecute the case before Justice McMillan, but the result of the trial could not be learned before press time.

An information was yesterday afternoon filed in the district court by Coun Attorney Christensen against the Itah Junk company, charging them with receiving stolen goods. These are the people, it is alleged, who bought the railroad brass of J. W. Jetter, who, a short time ago was convicted for purchasing the stuff from small boys, when he knew it to have been purloined. when he knew it to have been puriodica. Jetter, it will be remembered was sen-tenced to ninety days by Judge Tim-mony for the offense. Proceedings were also commenced against the Junk company, and Judge Timmony held them over to the district court.

for consideration, the county attorney suggested that it be fixed at \$5,600, but Judge Powers, who appeared for Mr. Kuran, thought that \$5,600 would be sufficient. After some hesitation the sufficient. After some hesitation the sum of \$5,000 was agreed upon, and the accused went out in search of bonds-men. Up to a late hour today he had not furnished bonds.

OLD UTAH ARTIST DEAD.

in New York. New York, Feb. 15 .-- Joseph A. De La Harpe, who was well known as a scenic artist in the theaters of this country, and who of recent years was connected with the Brooklyn theatrical house of Hyde & Beahman, is dead at his home in Brooklyn, of liver trouble, with which he had been alling for nearly a year. An attack of grip

cause of death. He was born in Lausanne, Switzer-land, on June 1, 1850. He was the child of a Russian officer and his mother was an artist. While still a youth he acted as guide for orned block is to the Booky as guide for expeditions into the Rocky mountains and painted scenes from them. While living in Salt Lake City, he painted many sketches and paintings for Brigham Young, among them ani-mals of the Rocky Mountains, some of which are now in the Smithsonian In-stitution. He also painted portraits of Brigham Young and other "Morm notables for the "Mormon" Temple. "Mormon'

His first scenie work was for the Salt Lake City Theater, of which Brigham Young was proprietor. It is said that he painted scenery for forty-seven theaters.

### UNLUCKY MEN ARE ALL ALIKE.

"The unlucky men all are kin; they all have certain qualities alike," says 'An American Mother" in the February Ladies' Home Journal. "They have eyes keen to look into the root of things, but which also dream dreams and see visions; they have not human blood: they love or hate in no half way measure. To each of them, too, comes at times-no matter what the business at times-no matter what the business or pursuit may be by which they strive to push their way among men and to grow rich-a sudden dis-gust of it, heartfelt and real, a contempt for the work and for its success. They dream of something before them better than money or office, and try to clutch at it. So they go through life, for their dream with one hand and for their dream with the other, and-they lose both. We must choose either God or Mammon as master and keep faith with him if we mean to suc-

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# **HEAVY COLONIST** TRAVEL TO UTAH. DYSPEPSIA

For Two Days All Westbound Trains Have Been Loaded.

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## NEARLY 500 COME IN TODAY

#### Rio Grande Western Captures Nearly All of the Homescekers' Business from the East.

The first day of sale of the colonist tickets to Utah and the Pacific coast occurred on Tuesday from Chicago and other advertised points, and the Rio Grande Western, with its eastern connections, secured the overwhelming balance of the patronage. Indicative of the heavy travel which has been occasioned by this excursion. The train was in two sections. No. 1 came in two hours later, had over 200 on board, while last night's train, No. 3, had not a vacant seat in evidence. Today the same story is in evidence with trains same story is in evidence with trains from the East running in two sections and over 460 people availed themselves of the cheap rates on No. 5 this morn-ing. A large percentage of these peo-ple are for Utah points while the mafor portion of those who are going through to the coast are taking in the sights of Salt Lake ere continuing on

their journey west. These colonist excursions will be in vogue on every Tuesday during Febru-ary, March and April, and it is mainly through the efforts of General Passen-ger Agent George W. Heintz, of the Rio Grande Western that this boon to the traveling public has been brought about. The Utah road is essentially a prime factor in the upbuilding and ad-vertising of the State of Utah.

### TO BUILD TO MEXICO.

#### Two Extensions of the Southern Pacific Said to be Contemplated.

San Francisco, Feb. 15 .-- The Examiner says:

It has leaked out that one of the obfects of the visit of President C. M. Hays, of the Southern Pacific to New York, is to consult with the directors regarding proposed extensions in Mex-The company owns the New Mexico, Arizona and Sonora' rallway. It runs from Benson, a station on the Sunset Route, southwest via Sonora to Guaymas, on the Gulf of California. It is now proposed to build two extensions on the road. One is to be ninety miles long and will tap vast beds of coal in the State of Sonora. The other extension is to start from

a station called Ortiz and run to Mazat-lan, 420 miles to the southwest. It is expected that this road will greatly develop mining claims and agricultural districts in many sections of northwestern Mexico.

New York, Feb. 15.-When asked to-day as to the object of President Hay's visit to New York, Chas. H. Tweed,

MUNYON'S INHALEB CURES CATABEH. John Burleigh and other warblers. When the fun became fast and furious John Critchlow was Introduced to thos present and furnished ample evidence that he was a past master in the art of shuffling his pedal extremities and rendering a correct exposition of the High-land fling as it is danged in the land of

MUNYON'S

CURE

The party broke up at a very early hour-this morning.

### Goes to Witchita.

Roy Adamson, city passenger agent for the Rock Island, leaves for Witchita, Kansas, tomorrow night, in response to a wire received appointing him a assistant ticket agent in the town made famous by Mrs. Carrie Nation. Mr Adamson is numbered among the young and pepular railroad men of this city and will leave Railroad Row amid uni versal regrets on the part of his numerous friends here.

#### SPIKE AND RAIL.

E. E. Hoffman of the Missouri Pa-cific at Detroit is among the guests at the Kenyon.

As predicted by the Associated Press dispatches George Gould was yesterday elected a director of the Denver & Rio Grande

Chief Clerk Dan C. Spencer of the passenger department of the Oregon Short Line, went up this morning to Logan as chaperone for the legislative junketers.

J. O. Phillippi, assistant general freight agent of the Missouri Pacific, with headquarters in Omaha, returned home this afternoon after spending a few days in this city.

"Which Way Shall I Take?" is the catch line on a neat folder just issued by the Rio Grande Western. The fol-der is illustrated with eight cuts and a map and bears all the earmarks of the facile pen of George W. Heintz.

General Agent Donnell of the Colo-rado Midland received a wire from Leadville this morning asking for the name of the theatrical company "re-ported" quarantined in Salt Lake for smallpox. Needless to remark Mr. Don-nell wired back that there was no smallpox in evidence in Salt Lake to any extent.

Contracts for building the first 100 miles of the extension of the Chicago. Rock Island & Pacific from Liberal, Kan., to White Oaks, N. M., are reported to have been let, the first 50 to Creech & Lee, Kansas City, Mo., and the second 50 miles to Winston Brothers of Saint Paul, Minn. Work is in progress on the branch from Anadarko to Fort Sill, Okla., 32.86 miles, and 15 miles have been graded.

# VARIOUS COURT CASES.

Joseph A. De La Harpe Passes Away

complicated matters and was the imme-

chairman of the board of direc the Southern Pacific said that Mr. Hays was here to discuss general matters with the directors. Mr. Hays, he said, had been here several days and has not as yet mentioned anything regarding the extensions of the road in Mexico. He, Mr. Tweed, had not heard that such extensions were to be built and did not know of any action of the directors looking to that end.

### Another Rumor Denied.

New York, Feb. 15 .- President Ripley. New York, Feb. 15.—President Ripley, of the Atchison, Topeka and Santa Fe, left for the Weşt last night. Before leaving Mr. Ripley stated that there was no truth in the report that the Atchison and Southern Pacific had entered into a traffic agreement. "We have many interests in common "with have many interests in common," said Mr. Ripley, "and these require frequent conferences between myself and Mr. Hays, but there is no formal traffic arrangement in contemplation, nor is there a union of interest in prospect."

### Freight from South America.

New York, Feb. 15 .- The Journal of Commerce says: Vice President Hawley, of the South-

ern Pacific railroad, has confirmed the report that arrangements had been made for handling, via San Francisco, freight from South American ports destined for eastern states and Europe which formerly was shipped via the Panama railroad. This arrangement is due to the termination of the contract between the Panama railroad and the Pacific Mail Steamship company, and establishes a new branch of freight business for the Southern Pacific. It is understood that merchandise consigned New York will go via Ogden, and that European shipments will be made over the Sunset route. This arrangement was put into practical operation with the arrival recently at San Fran-

cisco of the steamship City of Para. An official of the Panama Railroad company when questioned with regard to the new deal and its effect on that road said that the Panama railroad at the present time was handling a large volume of traffic both ways and it was his impression that the shipments which would be made via San Francisco from South American ports for New York and Europe would consist chiefly of cargoes which previously have been sent around the Horn. The have been sent around the Horn. The route via San Francisco, he said, was much longer and an unnatural route as compared with that via the Panama rallroad. He inclined to the belief that the Southern Pacific deal would not make any serious inroads on the traffic handled by the Panama rallroad and its steamship compactions. steamship connections.

#### No Appointment Yet.

At a late hour this afternoon there was no action reported to have been taken in New York regarding the appoint. ment of a traffic manager to succeed S. W. Eccles, who retires from the Oregot Short Line today. It is understood that there was to have been a meeting held in New York today among the Union Pacific and Oregon Short Line directors, who are there to consider ways and means and the future policy in regard to the Oregon Short Line. In this connection the semi-weekly query in regard to the closing of the general offices of the Oregon Short Line here and transferring them to Omaha was duly received by the "News" this morning from Omaha.

### Social Smoker.

The Royal Arcanum, which is made up for the major part of employes of the Oregon Short Line general offices, indulged in a joyous occasion last evening under the caption of a "smoker." The society gathered in the lodge rooms appointed hour and threw open the portals to the Rio Grande Western, boys from round the corner. It was a festive gfair and during the course of the evening considerable wassall, and longfillers were disposed of by the 150 gentlemen present. The festivities were punctuated throughout by vocal and in-strumental solos on the part of Roy Williams, Dr. Davis, the Hadley bro-thers, J. S. Critchlow, Fred Graham, in the Scott-Auerbach building at the

The following business was transact-The following business was transact-ed before Judge Stewart yesterday: George Simmons and Fred Big-by, charged with burglary, were arraigned and pleaded not guilty. A motion to quash the information against the accused parties was over-ruled. Defendants both refused to dis-along their rule names.

close their true names. In the case of Salt Lake City vs Grace Reynolds, now confined in the city jah for vagrancy, application for writ of habeas corpus was denied and defend ant was remanded to the custody of chief of police,

Frank C. Garland, who killed Norton Williams in a saloon row at Bingham Williams in a saloon row at Bingham, about six weeks ago, was ordered ad-mitted to ball by Judge Stewart, upon the defendant giving a bond of \$15,000. It is very doubtful if Garland will be able to furnish the necessary sureties. Upon motion of District Attorney Eichnor, a new venire of fifteen jurors were drawn, to serve during the Janu-ary term. The names of the following parties were drawn from the jury box: ary term. The names of the following parties were drawn from the jury box: Ulrich Auer, Frank Stanley. Stephen H. Lynch, Mark M. Dasky, Samuel F. Fenton Frank Brown, Lee Grow, J. E. Taddock, George Speirs, William Suh-den, Melvin D. Wells, John D. Kidd, George A. Lowe, Frank R. Snow, Alma H. Davis, all of which are returnable Feb 15th

H. Davis, Feb. 15th. The case of the Postal Telegraph and Cable company of Utah, respondent, vs the Oregon Short Line Railway comthe Oregon Short Line Raiway con-pany, appellant, was the only one be-fore the Supreme court yesterday. The case was originally brought before Judge Cherry, of the district court, and is in the nature of condemnation pro-ceedings instituted to allow the Postal company to crect and maintain a teleceedings instituted to allow the Postal company to erect and maintain a tele-graph line, along and over the right of way of the Oregon Short Line Railway company in this State and on into Ida-ho. The railroad people claim that if this new company be allowed to great this proposed telegraph line that it will perpit people to be in and upon their permit people to be in and upon their right of way, over whom they will have no control, and thus rendering them lia.

Judge Powers represents the respond-ent and Hon. P. L. Williams appeared for appellant. The case was argued and submitted.

cases of George C. Whitmore vs the Rio Grande Western Railway company appellant: and Kaysville City vs E. P. Ellison, appellant, were both con-tinued for the term.

Lillia Park has filed a petition in the district court, praying that letters of administration in the estate of James Park, deceased he issued to William G. Park, a brother.

Park, a brother. The petitioner says the decedent died in this county February 3rd, 1901, and left an estate consisting of real and per-sonal property, of the probable value of \$7,231.71, as follows: Cash in Deseret National bank, \$531.71; 2,300 sheep, \$5,500; 944 acres of land in Mill Creek, \$1,000; household effects, farming im-plements, etc., \$200. The petitioner, aged 31 years, is the wife of the de-ceased, who, together with six children, ranging in ages from two months to ten years, constitute the only heirs.

ranging in ages from two mouths over years, constitute the only beirs. Mrs. Park also filed a petition asking that she be appointed the guardian of the children of herself and her deceased the children of herself and her deceased husband, claiming that as heirs of a portion of the above estate, they should have the care of a fit and proper person to look after their interests.

In the suit of the corporation of th in the suit of the corporation of the members of the Church of Jesus Christ of Latter-day Saints residing in the Fifteenth ecclesiastical ward of the Sait Lake Stake of Zion vs Helen Wat. son, the defendant, has filed her an-swer, claiming to be the owner and entitled to the possession of the premises described in plaintiff's complaint, which

WANTED TO BE A POLICEMAN Mongolian Expresses a Desire to Swing a Club With the "Finest."

Jong Ming, the Chinaman "reformer." has new aspirations. He wants to wear blue, brass buttons and a helmet, and swing a "billy."

Yesterday afternoon he unfolded a startling plan to Mayor Thompson. He informed the city's executive that if he would appoint him a member: of the police force he would make odoriferous police force he would make odoriferous Plum Alley look like a cyclone had struck it, and struck it hard. He would clean out every hop "joint" and trans-form every gambling game into a prayer meeting. In his opinion, the police force is not doing its duty in that regard, but if he could only get on the force he would make Chief Hil-ton wish he had died when he was a ton wish he had died when he was baby. His argument was that because he

was a Mongolian and could of course speak the Chinese language, he was the right man to undertake the big job. Mayor Thompson explained to Jong as best he could that, all appointments were made by the chief of police, and had to be confirmed by the City Council, and, therefore, he could do nothing for him. Jong couldn't see it that way though, and left, muttering something about Chinese policemen.

## ATTACKED BY BOYS. Hotel Runner Has an Uneuviable Ex

perience With Hoodlums. Fred Jones, a runner for the Cullen notel, appeared at the police station last evecing with his left eye in mourning and almost closed as the result of a sudden and swift contract with a snowball thrown by a youth who, if signs are to be believed, would make a first

class pitcher for a baseball team. According to Jones' story, he was passing the Fremont school yesterday afternoon, when a gang of hoodlums, armed with snowballs of the icy, variety, charged on him like a band of old time guerillas raiding a squad of "blue coats." At a signal from the leader, he received a broadside. He said that the boys seem to have it in He for everybody in general and hotel-runners in particular.

Some cheerful wiseacre remarked as the runner left the station, that the snowball which hit him, had a rock in

### INQUEST ON DEAD INDIAN.

Yesterday morning an inquest was held at Kaysville, over the remains of the Indian who was killed by a Rio Grande Western train Wednesday morning. Justice Frank L. Layton selected a jury composed of George Swan, E. W. Layton and O. C. Burton. The jury rendered a verdict to the effect that the unfortunate man was drunk and was killed by being caught by the cattle guard. No blame was attached to the railroad company.

### THE VAN KURAN CASE. Short Line Treasurer is Formally

Charged With Embezzlement. Shortly after 4 o'clock yesterday afternoon, Auditor Fred Hills, of the Oregon Short Line, swore to a complaint in Justice Dana Smith's court charging Arthur J. Van Kuran with the embezzlement of \$5,000, funds entrusted to him by the company. About twenty minutes after the complaint was filed. Van Kuran voluntarily surren-dered himself to the court and was taken in custody by Deputy Sheriff Busby. When the question of bonds came up



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DESERET NEWS.

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