COURT PROCEEDINGS

The McLaren-Ivins Row Aired Before a Jury.

RUGGALD'S CASE SET FOR DEC. 3

The Randomus Case Submitted—Irrigation Company's Suit for Damages—Notes.

The trial of A. G. Ivins and Frank Francis was held in the Third district court today, on a charge of assault and battery on James McLaren, the type founder, on the 10th of October last. A jury was impaneled, and Mr. McLaren testified that he had sold some material to J. K. Shingle. On the sale money he went to get his pay, and found that Mr. Shingle had transferred the property to Mr. Ivins. When McLaren asked for his pay, Ivins ordered him out. McLaren talked back and Ivins seized him, knocking him down and kicking him in the face. Ivins struck several blows, when Francis came up and struck McLaren, saying "Give the thing up." McLaren resisted, and his wife interfered in his behalf, receiving several slaps. McLaren went for a policeman, who came, and at the request of the defendants McLaren was arrested for disturbing the peace, but was discharged. McLaren got a black eye in the left eye, and several other injuries as a result of the assault. McLaren is a cripple having lost a leg and received several bullet wounds during the war.

John McLaren, a 14-year-old boy, corroborated his father's statement of the affair.

Mrs. McLaren told of her boy calling her to assist her husband, and of going over and finding her husband on the floor, where the defendant was beating him and Francis was standing by the door. She tried to push Ivins off, when Francis interfered with her, seizing her by the wrists. Ivins continued to beat her husband, Francis and Ivins threw her against a couple of stoves, severely bruising her.

W. A. Nelson, a member of the grand jury that found the indictment, testified that after the alleged affair Mr. McLaren was before the jury with a very black eye, a cut and swollen nose, and other bruises on his face.

A. C. Ivins testified in his own behalf, and told an entirely different story to that of the McLaren witnesses. He said that McLaren came in and began calling him names. Ivins offered him to go out if he did not talk decently. McLaren defied him, so he put him out of the editorial room into the business office. Then there was further conversation about some time Ivins said he knew nothing of. At this time Mrs. McLaren came in with a club, and struck at Ivins, calling him names. Ivins caught her by the wrist and tried to parify her. She gave her husband a club, and Ivins tried to get it. There was a scramble, in which Mrs. McLaren struck Ivins. Francis interfered, and by a jerk Ivins threw McLaren down, securing the club. McLaren and his wife came at them again, and Ivins slipped them. Then there was another struggle, and finally Mrs. McLaren fainted. Ivins said that McLaren was intoxicated. He was not kicked, nor was he struck with a club. Neither Ivins nor Francis struck McLaren or his wife. Mrs. McLaren slapped Ivins in the face several times.

Frank Francis, the other defendant, told about the same story as to McLaren being the aggressor throughout, and the other merely acting in self-defense. Francis had interposed to stop Mrs. McLaren in her attack upon Ivins and had held her by the wrists, but did not strike her, nor did Francis strike either McLaren or his wife.

Elliot S. Young corroborated the statements of Ivins and Francis as to McLaren's boisterous conduct, in being put out by Mr. Ivins, and Mrs. McLaren's warlike proceedings upon his arrival. Witness declared that Mr. Francis did not strike either McLaren or his wife, and that Ivins did not strike Mrs. McLaren, but threw McLaren down in getting the stick from him.

Other witnesses for the defense testified in the same line.

The case went to the jury this afternoon, for that body to determine which of the conflicting stories was nearest the truth.

THE M'DONALD CASE.

In the matter of the sentence of ex-Policeman Frank McDonald, convicted of assault with intent to murder Emil Sakerson, the date of passing judgment was postponed till December 3.

M'KAY'S MANDAMUS.

The hearing on the writ of mandamus, issued to determine whether or not the Utah Commission has a right to refusing to permit A. N. McKay to witness the canvass of the election returns on behalf of certain candidates, was taken up this afternoon, and was being argued by Judge Powers and Mr. Varian, former appearing for Mr. McKay.

A. N. McKay had been authorized to be present at the canvass of the returns relative on behalf of C. H. Rice and Glen Miller, who were candidates. The Utah Commission declined to permit Mr. McKay to attend, alleging that he was in fact a representative of the Tribune, and the authorization he had received from the candidates named had been given to merely accommodate McKay's employers, that they might gain the information, and not in the interest of the said candidates. The Utah Commission admit that the only reason for excluding Mr. McKay was because he was a newspaper representative.

NOTES.

The North Point Consolidated Irrigation company has begun suit against the Utah and Salt Lake canal, the South Jordan canal and North Jordan canal companies, and Salt Lake county and city, for $20,000 damages. It is alleged that the defendants allow behind waters to run into the Surplus canal, thus rendering useless the North Point company's water by causing it to be strongly impregnated with alkali. December 7 is the day set to show cause why an injunction should not issue.

Mr. Carle Franks has sued E. A. Franks for divorce, alleging failure to support.

Wm. Reese was acquitted on Wednesday afternoon of the charge of shooting at C. D. Smith with intent to kill.

THE PAGE INQUEST.

(Continued from Page One.)

"Mrs. Page's friends were there and we had enough children."

"Who first told her of Dr. Carrington?"

"I don't know."

"And didn't inquire?"

"I did not."

The husband was a very unwilling witness and what he said was drawn from him by the closest kind of questioning. Medicine and instruments had been used by Carrington. The price agreed upon for his services was $10, but on account of the costly character of the medicine he later wanted $15. He is, however, still waiting for the remaining five. His wife expressed no regrets to him for having taken the fatal step.

HER DYING STATEMENT.

County Attorney Whitemore said that he visited Mrs Page of the afternoon of the 20th and secured a statement from her which she was unable to sign but which she affirmed with her latest breath was true. At first she was perfectly calm but as the statement was slowly read to her she became very much agitated and tears welled up in her eyes. She was in the full possession of her faculties and made the confession indicated. It was in substance as follows:

I, Ida Page, being conscious of my impending death, do hereby make the following dying statement: Dr. J. H. Carrington performed an operation on me at Brigham City, Utah, on or about the 6th day of October, 1895, for the purpose of producing an abortion. The result was brought about by the use of instruments and medicine. I went to Dr. Carrington a second time about the 15th of October, 1895, and he repeat of the operation. I grew very weak and he called on me in Salt Lake City. He said I was not well and did not need medical attention so he made no examination. A few days after this I called in Dr. W. T. Beers, who has been attending me since. I have been informed by Dr. Beers that there is no hope for me and I make this statement as the truth, and with the firm belief that I am about to die.

WITH FELONIOUS INTENT.

The jury found a verdict in less than three minutes to the effect that the deceased came to her death on the 27th of November, 1895, being caused by blood poisoning superinduced by an operation performed by Dr. J. H. Carrington, on or about the 6th day of October and repeated about the 15th of the same month, for the purpose of causing an abortion, the said operations being felonious. The mother of the dead woman arrived here from Los Angeles today and the funeral will probably be held tomorrow.

WHOSE FAULT IS IT?

George Veach Still in the City Jail Awaiting Commitment to the Reform School.

George Veach, the young incorrigible, who possesses every qualification necessary to a commitment to the Reform School, and who should have been placed in that institution about a week ago, is still confined in the city jail awaiting the action of the proper authorities.

The municipal officers have communicated with the territorial authorities, asking that a commitment be issued, that the lad might soon be removed to the reformatory, rather than occupy a cell in the city jail, with criminals from whom he will learn no good, but as yet no action has been taken in the matter, and as a consequence the youthful offender is allowed to revel among a criminal class.

The Federal Judgeship.

For some days past there has been talk of a movement among local attorneys antagonistic to the nomination of Governor C. W. West as Federal judge of the coming State of Utah, for which position he is understood to be a leading candidate. It is learned, however, that while there is some tangibility to the movement referred to, it is by no means as widespread as has been represented. In view of the Governor's strength and popularity with the powers that be, a good many of the attorneys are disinclined to engage in active opposition to his selection, shrewdly preferring not to be arrayed against one who may be the successful candidate.

In addition to the Governor there are a number of other candidates, some of whom deny the soft impeachment, but who are nevertheless prominently mentioned, and each of whom is hoping that the quality of his local support, backed up by eastern friendship and influence, may secure for him the prize.

MINOR MENTION.

Congress meets on Monday next, December 2, and then comes the President's message.

Another storm is brewing. The king of winter seems thoroughly in earnest this year.

A rush of officers-elect for installation into municipal and State offices may be looked for in about 30 days.

The election for members of the city board of education is to be held on Wednesday next, Dec. 4.

Eleventh Quorum.

The eleventh quorum of Elders will hold their monthly meeting on Monday, December 2nd, at 7:30 p.m. A full attendance is requested, as a reorganization of the quorum is expected.

IN THE WORLD OF BEAUTY

Cuticura SOAP

IS SUPREME

Not only is it the most effective skin purifying and beautifying soap in the world, but it is the purest, sweetest, and most refreshing for bath, nursery, and toilet. It originates in a source of last consequence, Selling Rate, and simply sold, Cuticura, 75c. THE POTTER DRUG AND CHEMICAL CORPORATION, Sole Proprietors, Boston.

Send Stamped for 64-page Book (Skin and Scalp Diseases).

UTAH TO STATEHOOD

President to Have Opportunity to Transfer by January 1, 1896.

CANVASS TO FINISH ON MONDAY.

Result of the Vote on State Constitution to be Certified and in the President's Hands by Dec. 15th.

The work of the canvassing board on the election returns of November 5 is being pushed forward rapidly. As to the count on the State Constitution vote, that is to be completed by the Utah Commission by Monday at the latest, and that body will lose no time in informing President Cleveland of the people's will in this Territory respecting the document submitted to them according to the provisions of the enabling act.

"The work will be done quickly," said a member of the Commission today. "With the canvass on the Constitution vote completed on Monday next at the latest, it will take but little time to finish the work so far as the Commission is concerned. The Commission is disposed to expedite matters as much as possible, so that the returns will be certified to and the necessary papers will be in the hands of President Cleveland by the 15th of December at the latest. That will give the President time to look into the matter and issue the proclamation by January 1, so that Utah may have Statehood as a New Year Gift. I believe that it will come about that time."

FIREMAN EARL HURT.

Rides a Fractious Horse Which Runs Away and Throws Him With Serious Results.

Fireman M. W. Earl was the victim of a serious accident today. Shortly after noon he was riding a fractious mare and at the intersection of State and First South streets had considerable trouble in guiding the animal. As a chastisement for its rebellious spirit Mr. Earl applied the lash with much vigor, whereupon the beast ran away with him. At the intersection at State and Second South a collision occurred with an express wagon filled with coal and driven by Edward Lokin of the Tenth ward.

Earl's animal sprang clear over Lokin's, knocking it down and throwing its rider headforemost on to the hard rocks. His shoulder and face struck simultaneously. And for a couple of minutes he was unconscious. He slowly regained sensibility and was taken to Gries Bros.' drug store where he was attended by Dr. Fisher. He was painfully bruised and cut but it is expected that he will soon recover from his injuries.

Lokin's outfit was badly damaged, both shafts of his conveyance being broken square off and one of the wheels rendered unrevolutionizable.

POLICE COURT.

A Very Light Day Considering Yesterday's Thanksgiving Holiday.

Despite the fact that yesterday was a holiday, the arrests made were few and far between and hence today's business in the police court was light.

Eph. Kelly, who frequently calls on Jailer Kimball, was tagged just before the dawning of Thanksgiving, and this morning was rewarded to the tune of 15 days.

O. S. Gurney, whose liking for drink overcame him, was discharged, while W. Holdman's inebriety cost him $10.

Lee Sing and Hop Wah, the Chinese laundrymen who were charged with receiving stolen goods, had a jury trial, which resulted in their discharge.

Joseph Smith, charged with assault and battery, was allowed to go, the evidence against him being insufficient to warrant a contrary ruling.

Balke and Harry Gainwood will least for the next forty days at the city's expense, both having been convicted of vagrancy.

Y. M. C. A. Gymnasium.

The gymnasium class for ladies, organized last Tuesday afternoon, will have their first lesson in the gymnasium rooms tomorrow at 3 p. m., and will meet regularly in the future at same hour on Tuesdays and Saturdays. The membership is open to all ladies, and any one desiring to join the class can learn the style of costume to be worn and kind of exercise to be given by calling on the physical director of the gymnasium, 25 west Second South street. Light work will be given at first, and will be increased gradually according to the ability of the class about fifteen ladies already have joined, and several more have signified their intention of doing so.

The class for ladies opened three weeks ago is designed to fit men for the directorship in gymnasium work, and teaches not only the principles of gymnastics and body-building, but the art of controlling classes and individuals in such a manner that the greatest amount of instruction may be imparted and the largest direct benefit received by the student. No one is admitted into this class until he has demonstrated to the physical director in the general work that he is a proper candidate for this position.

ONE HUNDRED AND FOUR.

Death of the Llanelly, Wales, Centenarian.

Mrs. Elizabeth Morris, mentioned in the following sketch from the Llanelly (Wales) Guardian, was the mother of the late Mrs. Daniel Leigh, of Malad, Idaho, and Grandmother of W. M., Joseph, Daniel and Samuel Leigh, Mrs. Sarah Campbell, Mrs. Fred Peck and Mrs. Herbert James all of them at one time residents of Malad.

The death took place Saturday morning, at Cilfegfaen, Llanelly, of Mrs. Elizabeth Morris, better known as the Llanelly centenarian. Up to recent date the aged lady had enjoyed wonderfully good health, but during the last few days it was seen that she was slowly, but surely, losing her grip of earthly things, and on Saturday the end came peacefully. The venerable lady celebrated the hundred and fourth anniversary of her birthday on Tuesday, the 5th of March last. The auspicious day was spent very quietly, although she received numerous congratulations. Mrs. Morris was a Llanelly girl born and bred. In fact, she was only once out of town. Her husband was a miner, and many years ago he found it necessary to go to Illinois, where he was offered work under rather favorable conditions. But Mrs. Morris could not longer endure absence from the partner of her joys and sorrows. So shouldering a big heavy parcel, and taking her baby in her arms, Mrs. Morris began a long and weary walk to Illinois. The journey occupied five days, and Mrs. Morris was fond of recalling her delightful trip when it was over. That was about seventy years ago. Her parents were staunch churchgoers, but when she married Mrs. Morris followed her husband, who was a Baptist, and became a member of Adullam church, Felinfoel. She was a great admirer of "John Jones Felinfoel." Many years ago Mrs. Morris underwent an operation for her eyes at the hands of the late Dr. Thos. Llanelly. For some years prior to that she had been deprived of her sight, but the operation was successful, and as a result her sight, almost up to the day of her death, was remarkably good. In spite of her advanced age, the subject of our notice retained possession of her faculties to an astonishing degree. She was a good conversationalist, and nothing pleased her better than to have a chat about the Llanelly that was in the "good old days." It is an interesting fact that the massive fireguard which occupies the hearth of her cottage where Mrs. Morris lived now lying dead was the first article cast at the Old Llanelly Furnace in the time of the Rahys. It certainly is a relic of the past as also is the old arm-chair in which she sat awaiting the "one clear call" which summoned her hence. The chair belonged to her mother, and is said to be about 150 years old. Of the fourteen children born to her only one survives, in the person of Mrs. Evans, who is now 69 years old. With them she is a boy of 14, who is the son of Mrs. Evans's daughter, and, therefore, great grandson of the subject of our notice. Early in the present year the attention of the Princess of Wales was brought to the case of Mrs. Morris by Mr. J. V. Evans, Llanelly, and her royal highness sent her a valuable parcel of clothing and flannel, which was most appreciated by the aged recipient. Mrs. Helen Walney, one of the Rahys, and a literary lady of some note, formerly of Llanelly, had always taken a lively interest in old Mrs. Morris, and had for some years not forgotten her on her birthday. Mrs. Walney, among others, will be grieved to hear of her death.

GREAT GEODETIC SURVEY.

THE DISTANCE FROM OCEAN TO OCEAN IS FOUND WITH MATHEMATICAL PRECISION.

Captain Rodgers, of the coast and geodetic survey, has received word that the government geodists, who have been for twenty-four years surveying a line from Cape May to Point Arena, says the San Francisco Chronicle of November 7th, have at last met on the summit of Uncompahgre in southwestern Colorado, where they have joined the mathematical lines which will accurately determine the 39th degree of latitude.

This is one of the most important pieces of work ever accomplished by American scientists. They began in 1871, a party working from the Atlantic and one from the Pacific. The first great western quadrilateral, one of the largest ever determined, ran from Mt. Diablo to Round Top, thence to Mt. Helena and Mount Cloke, the long side being 165 miles. This is known as the Davidson heliographic determination. When this work was in progress the heliographers on Round Top used to flash the sunlight to those on Diablo, a distance of 150 miles, both on one of the western mountains, so that the sun's rays told their story to the western party while they were still enveloped in the darkness of early morning.

There has never before been a measurement of very great mathematical importance along the 39th line of latitude, and when the data and maps are all determined, which will be a laborious work, the exact distance from the Atlantic to the Pacific along this line will be fixed with microscopic accuracy. This will give a more accurate determination than is now known of the earth's figure.

Few people understand the great labor this survey has involved, the tireless years of work with the theodolite and surveyors' instruments. The work has involved many astronomical observations to determine latitude and longitude, and the final result may disturb the basis of many old surveys along state lines and elsewhere.

"Millions of Money For an Inch of Time,"

wailed poor Queen Bess.

Time is just as valuable today—it is *priceless*. How many Queens of American homes could save half their time by using in their daily, monthly, yearly cleaning.

GOLD DUST WASHING POWDER.

This wonderful preparation not only saves a woman's money, but it saves her time and strength. It's the home comfort that makes other home comforts possible. All grocers sell Gold Dust in large packages—price 25 cents. Made only by

THE N. K. FAIRBANK COMPANY.

St. Louis. Chicago. New York. Boston. Philadelphia. San Francisco.

COMMERCIAL.

SALT LAKE CLEARING HOUSE.

Today's clearing house exchanges amounted to $257,668, being one day last week, $348,869.

TODAY'S QUOTATIONS.

New York.—Silver, 67½; lead, $3.20.
London.—Silver, 30 11-16d.

BIDS AND BUSINESS.

Wells, Fargo & Co., received today: Paris, [illegible]; $7,224.
C. H. Jones & Co., received today: Oregon, $14,[illegible]; California, $12,[illegible]. Total, $27,[illegible].

STOCKS AND MARKETS.

New York, Nov. 28.—Stock market opened fairly active, irregular. The refusal of the gold shipment took some sharper turn in the stocks.

The following are the closing statements of the trading was followed by a drop as the pressure to which gold was being drawn made a decided impression. The stock transactions on the Exchange are figured was the present for the week.

The market at 12 o'clock yesterday is to be gathered from the early sections as showing a good condition, but the tone was feverish and hesitating.

Silver, Lead.

New York, Nov. 28.

Silver, 67½; lead, $3.20.

Chicago Live Stock.

Chicago, Nov. 28.

[illegible]

STOCK MARKET.

Chicago, Nov. 28.

Wheat—November, 58½; December, 59½.
Corn—November, 36½ asked; December, 36½ asked.
Oats—November, 27½; December, 27½ asked.
Pork—November, $7.15 asked; December, $7.15 asked.
Lard—November and December, $3.37½ asked.
Ribs—November and December, $3.30 asked.
Wheat—[illegible]
Corn—[illegible]
Oats—[illegible]
Pork—[illegible]
Lard—[illegible]
Ribs—[illegible]

DEATHS.

POTTER.—At Ketchum, Utah, November 24, 1895, of appendicitis, Harry Clifford Potter, son of William E. and Jessie Bishop Potter, born March 4, 1895, at Lyon, Lake county, Oregon.

Also at the same place, November 24, 1895, of pneumonia, Marion Scales, daughter of the late Marion Collard and Elizabeth H. Simpson Potter, born December 31, 1894.

Oregon papers please copy.

GOOD FOR EVERYBODY

Almost everybody takes some laxative medicine to cleanse the system and keep the blood pure. There is one SIMMONS LIVER REGULATOR (liquid or powder) that gives all the benefits of a mild and pleasant laxative and tonic that purifies the blood and strengthens the whole system. Another than that SIMMONS LIVER REGULATOR regulates the Liver, keeps it healthy and healthy, and when the Liver is in good condition you and yourself are free from Malaria, Biliousness, Indigestion, Sick-Headache and Constipation, and all other ills and miseries resulting therefrom. These are all caused by a sluggish liver. Good digestion and freedom from stomach troubles will only be had when the liver is properly at work. If troubled with any of these complaints, try SIMMONS LIVER REGULATOR. The King of Liver Medicines, and Better Than Pills.

EVERY PACKAGE

Has the Z Stamp in red on wrapper. J. H. Zeilin & Co., Phila., Pa.

Catarrh in the Head

Is due to impure blood and cannot be cured with local applications. Hood's Sarsaparilla has cured hundreds of cases of catarrh because it purifies the blood and in this way removes the cause of the disease. It also builds up the system and prevents attacks of pneumonia, diphtheria and typhoid fever.

Hood's Pills become the favorite cathartic with every one who tries them. 25c. 6

MILLENNIAL STAR

JOURNAL OF DISCOURSES

from 1854 to date;

TIMES AND SEASONS,

Vol. 6, 1845.

FOR SALE AT

DESERET NEWS OFFICE.

R. K. THOMAS,

26 to 32 East First South St.

THE UP-TO-DATE RETAIL HOUSE

Of the State of Utah.

Modern Merchandising Means Making Moderate Margins.

THIS KIND OF SELLING FROM NOW 'TIL AFTER CHRISTMAS.

Jackets. CAPES

In addition to the largest and lowest marked stock of Jackets and Capes in the city, we have a few lines of last season's goods to close. They'll keep you just as warm as new goods.

A $5.75 Jacket for $3.75.

A $9.75 Jacket for $5.75.

Yes, that's right, $3.75 instead of $5.75. $5.75 instead of $9.75.

Jackets. CAPES

People come to us for their Capes and Jackets because, as they say, we are lower on these goods than any other house. Of course we are. We know how to buy these goods, and are satisfied with a moderate profit.

FROM NOW 'TIL AFTER CHRISTMAS.

Dress Goods.

"R. K. Thomas for Dress Goods." Has become a household expression, which speaks volumes. From now 'til Christmas we are going to offer some rare bargains in this department.

Shoes.

Yes, we know how to buy Shoes—bought before the advance in leather. You'll get the benefit of our shrewdness. From now 'til after Christmas we'll place before you the best Shoe for the money you ever bought in your life.

Underwear.

We've had to duplicate and re-duplicate our fall purchases on Women's and Children's Underwear. That tells the story better than anything else—we are headquarters for these goods. We continue our small margin selling 'til after Christmas.

Handkerchiefs.

We always have been, are now and always will be headquarters for Handkerchiefs.

Our usual grand display from now 'til after Christmas.

Gloves.

We have the best 75 cent Kid Glove in the market. Come to us for Gloves.

Remnants of DRESS GOODS.
Remnants of OUTINGS.
Remnants of TOWELINGS.
Remnants of TABLE LINENS.
Remnants of SILKS.
Remnants of BUTTONS.
Remnants of FLANNELS.

Silks.

Six pieces of Black Silks, assorted weaves, in lengths suitable for a waist, skirt, or a full dress. So that all may have a Silk dress, we have marked these goods just two-thirds their value. Don't miss it.

Blankets & Comforts.

The cold, chilly nights of December, January and February, you need not be cold. We sell Blankets as low as 75 cents a pair. We sell a good Comfort for $1.25.

We sell Blankets and Comforts.

Men's Goods.

Our 75 cent wool ribbed Shirts and Drawers are the best things ever offered for the money. Ask to see them.

We carry a complete line of Men's Furnishings, but remember this:

There's no fancy prices on them.

Babies' Bonnets.

We were successful in securing another big drive in these goods. So we can sell you Babies' Bonnets at just half what they are usually sold for elsewhere.

A powerful line of Boys' and Girls' Caps for winter, just arrived.

Remnants of SHOES.
Remnants of SHEETINGS.
Remnants of LININGS.
Remnants of TRIMMINGS.
Remnants of LACES.
Remnants of EMBROIDERY.
Remnants of Everything.

Wrappers. SHAWLS

Our superior buying ability has made it possible for you to buy these goods cheaper than you can make them for.

$1.25 Wrappers for 79c.
$1.50 Wrappers for $1.00.
$2.00 Wrappers for $1.50.

Our Wrappers are cut full.

The prices are cut short.

What is nicer than a good warm Shawl.

Fashion's fancy brings us many new warmers, but the shawl, the old faithful, holds its own.

Just ask to see

Our $2.25 Shawl,
Our $3.25 Shawl,
Our $5.00 Shawl,
Our $7.50 Shawl,

HAVE ONE.

Wrappers. SHAWLS

R. K. THOMAS