The Evening paper is the paper of Today, the morning paper is the paper of Yesterday.

DESERET EVENING NEWS.

5 O'clock -EDITION.-

TRUTH AND LIBERTY.

WEDNESDAY, NOVEMBER 22, 1893. SALT LAKE CITY, UTAH. VOL. XXVII.

NO. 2.

THE PACIFIC COAST.

Senator Mitchell of Oregon on the Islands Question.

TAXES HELD IN ABEYANCE.

The Civil Party—Senator Calhoun's Views—Minister Thurston's Letter.—Floods in Japan.

WASHINGTON, Nov. 22.—Senator Mitchell of Oregon arrived here yesterday from San Francisco and was seized by an Associated Press reporter to get his opinion concerning the attitude of the people of the Pacific coast towards the Hawaiian question. He said: "I have talked with several prominent people in San Francisco and all other places on the Pacific coast and they say the general sentiment in that part of the country is very decisive and emphatic in their opposition to what the people there seem to understand to be the policy of the administration and their misapprehension of the situation, was that this policy looked to the overthrow of the existing government, and the reestablishment of the queen. He declined to speak in regard to the suggestion of some that Minister Stevens, that Cleveland had intimated, on the ground that in such an event the Senate would be the court to try him, and it would be unseemly for him to speak in advance. The senator did not, however, hesitate at saying he believed that sentiment of the Pacific coast was that the present government of the Sandwich Islands ought to be let alone by the United States. "It is," said he, "to say the least, a government in fact which has been recognized, not alone by our government, but by nearly every civilized government of the earth, certainly by every government having a representative in Hawaii. While I had been asked to this government by the President. If, then, we are correct in the impression, which we are justified in entertaining, Willis is instructed to use his influence and the influence of this government, without authority, to overthrow the instrumentalities alone, or by means of a great demonstration on the part of the United States, to overthrow the government to which he is accredited, if, I say, this view of the case is correct, it presents an anomaly in diplomacy. At present, I think I am safe in saying, a case heretofore unknown in the annals of international courtesies. There would be as much consistency in instructions to our minister to France to investigate the means by which the present form of government in that country was inaugurated or the present administration installed, and to attempt to overthrow it and restore the Bourbons or Bonapartists to power, as there is in our effort to reinstate Queen Liliuokalani. Really it is ridiculous and would be laughable if it was not a matter of such importance, even if the way was clear and unobstructed, and it seems to me that our government might be engaged to far better purpose than in an attempt to hoist back on the throne the deposed queen of the Sandwich Islands."

FORCIBLE ARGUMENTS.

Discharged, Scarcerated and Held to the District Court.

SPECIAL DISPATCH TO THE NEWS.

HANNA, WYO., Nov. 22.—Walter Morrison and his wife got mixed up in a family row, and to emphasize his argument Morrison began smashing the furniture. Mrs. Morrison retaliated by taking a shot at her large lord, the charge taking effect in his nasal. Morrison was arrested but afterwards discharged. Shortly afterwards a fire was discovered in a barn belonging to Job Nixon, Mrs. Morrison's father. The building together with a number of head of cattle and a large quantity of feed was burned to the ground. A fine was found leading to the barn, and it was evidently set on fire to that way. Suspicion pointed so strongly to Morrison, as the guilty party, that he was arrested and will be held to the district court.

FROM THE N. A. C. CO.

A Demand for Taxes Held in Abeyance.

WASHINGTON, Nov. 22.—Some time ago the treasury department made a demand upon the Northern American Commercial company for $299,000, being an assessment of taxes, etc., authorized by Secretary Foster, because the company was not allowed, owing to the operation of the means revested, to take its stipulated quantity of seals on the islands during the years '89, '91 and '92. This demand took the company by surprise, as it did not expect the strong stand made by Secretary Foster would be changed by the present administration.

A reply has been made in the form of a long brief, protesting against being compelled to pay the money demanded. The treasury department has referred the brief to the attorney general, who has the matter under consideration.

THE LOST CARLIN PARTY.

Claims they Have Plenty of Food for the Winter.

FORT MISSOULA, Mont., Nov. 22.—A man living near Lolo claims to have escaped with the lost Carlin party three weeks ago in the middle fork of Clear river. He says the party were well supplied with food for the winter, having 300 pounds of flour and plenty of meat.

THURSTON'S LETTER.

Not Considered as the Minister's Official Statement.

WASHINGTON, Nov. 22.—Minister Thurston of Hawaii is not likely to receive his passports, although it was said at the state department this morning that there is considerable feeling in some quarters. Were it in any other country or in the country under any other circumstances, his passports would be issued immediately. It is claimed that his letter is a breach of diplomacy and amply sufficient to warrant this movement to immediately dispatch Minister Willis to Hawaii. Such action would be taken only if the President should be of the opinion that the Hawaiian people intend no good to the United States. The right of any man to work and give his advice to a foreign power is almost as old as the hills, and is a very common practice, and to have Minister Thurston recalled would be tantamount to the power of a foreign government to allow the citizens of a country. The question is claimed to resolve itself into an attempt by Thurston, a totally interested party in the overthrow of the Hawaiian government, and not the official statement of the Hawaiian minister.

Wolves for Pets.

PORTERVILLE, Cal., Nov. 22.—Over a dozen of the wolves of Tulare Valley collectively are about to be taken up and made pets of. Will Elliott, for instance, has captured a male and female there and other hunters in the valley have captured several.

Fatal Fire.

NEWBERG, Tenn., Nov. 22.—A fire last night destroyed half a dozen business houses here, causing a loss of fifty thousand dollars. Lee Brockman and Pat M. Hill, white, and Ed. Gilbert, colored, are burned to death. It is believed there are other bodies in the ruins. Several others are seriously hurt.

DISCOVERY AT CLARKSDALE.

CLARKSDALE, Nov. 22.—A discovery has been developed of over an hour between the Spanish family of the country and the Indians. The discoveries in the Hernando county in the earlier, and we have reason, further endeavors to the complaint made May 3 and the meeting May 11 last, an explanation is given varying a difference of one day in the dates.

SENATOR CALHOUN.

Suggests that the Country Go into Bankruptcy.

WASHINGTON, Nov. 22.—In an interview today Senator Calhoun of Illinois expressed the opinion that Congress, on reconsidering, would take up the Hawaiian question in a vigorous way. Hawaii then would be an early demand for all, remarks he, in conclusion, "what Congress can do as the treaty has been withdrawn, but there is nothing to prevent a general calling of opinion by Congress and if, in the meantime, the Hawaii devising how the queen has been restored to the throne by the intervention of the United States, there is no telling what might be done. The country will not tolerate longer the situation created by the present administration. In my opinion the best course is to go into bankruptcy, where, by its policy it has proved so many good men."

Not Very Much Alive.

WASHINGTON, Nov. 22.—Under Release City date some reckless newsmonger sent out a report that United States Senator Vest of Mo. had committed suicide, adding: "No one knew where Vest was." The fact is, Vest is here, and very much alive.

Floods and Loss of Life in Japan.

VANCOUVER, B. C., Nov. 22.—Advices from Japan. Floods devastated the harbor of Nagasaki, and did considerable damage as far as Yokohama and Tokio. The number of lives lost was unascertained but is heavy. Disturbances on the west coast, bordering on the inland sea, suffered most by the storm. In Oregusen prefecture 102 lives were lost and 240 houses destroyed. In Yamagashi prefecture 209 fishermen were drowned and a large number of unidentified bodies were washed ashore.

AN IMPORTANT FIND.

Anarchist Literature and Bombs Found in Barcelona.

BARCELONA, Nov. 22.—The police this morning searched the headquarters of the Spanish anarchy to the city from which the movements of the anarchists in all parts of the country are directed. They arrested Miguel Nacher, president of the Spanish anarchists, and two women who have acted as messengers in carrying orders to other points and to others waiting outside the city. The police also captured a large quantity of dynamite and chemicals used in the manufacture of bombs, besides a quantity of bombs bound and unbound, and a large number of plans and a mass of anarchist literature. Besides these they secured incriminating documents which will probably lead to arrests in Spain, France and Italy, besides other foreign countries. It is reported the anarchists are already fleeing from Spain in the large direction to France. The French government has been asked to search all persons crossing the frontier and over two hundred people are already under arrest for connection with the recent explosions.

A Raging Massachusetts Fire.

LITCHFIELD, Mass., Nov. 22.—The fire which broke out in the Dickinson block at midnight is not yet controlled. Eight blocks have been destroyed, resulting in an estimated loss of eight hundred thousand dollars. Besides Dickinson's block the following are destroyed: A five story brick owned by J. Weber, grocer; two freestory bricks, owned by J. R. Gozier & Co., rag dealers; a five story brick owned by John Dodge, rag dealer; a five story owned by A. N. Mayo & Co., stock dealers; the Gleasmeyer hotel, the Abbey block and part of the Wright block.

The Hawaiian Secret Resources.

CHICAGO, Nov. 22.—A paper this afternoon publishes a Washington dispatch saying it is confidentially asserted at the state department that the queen was restored to the Hawaiian throne yesterday. Gresham, it is said, contemplates issue the mission in a matter-of-fact way, rather concerning to administration men. According to a high official the administration has not the least doubt the queen has been restored. It is stated the queen has taken the slightest doubt of the restoration on the opposite way.

American Beef in England.

LONDON, Nov. 22.—The house of lords committee is considering the question of making foreign meat imports strictly "killed beef from the United States." It is so like the English beef the public are unable to tell the difference. In fact, the committee are of the opinion that large quantities of English beef is inferior to the American. The committee recommend that dealers in foreign meats be required to sell or exhibit the meat for what it is, whether it be American or English.

Foreign Family Cremated.

JERSEY CITY, Nov. 22.—All the inmates of a house in Jersey City, including the family of Jacob Rosenberg, were burned to death early yesterday morning.

Medical Jurors Fined.

NEW YORK, Nov. 22.—Eighty Jurors in Coroner Hagan's office, at the request of Judge Martine, were fined $5 for the Medical Society has not been secured at precedent. No excuses was made by the Jurors in the matter. Dr. Hanson, who was fined $5 for not attending, said he was Sick Excuse enough. He said he was fined $5 for the same by Dr. Fairchild. Each took the place under advisement.

THE GOVERNOR'S MENSAGE.

How Will He Be Made Up Next Year.

VIRGINIA, MINN., Nov. 22.—The Merchants National Bank was robbed in the Midwinter county now known as the gentle section of the state. It is supposed Dr. Hatch of Hudson will contest for governor. The governor will be under the auspices of the Knight Templars and the Knights Arch of the Brigade.

To Stop Adulteration.

ROME, Nov. 22.—A report has been issued by the department of foreign affairs, based on the report of the Italian consul at New York, recommending the adoption of Italy of San Francisco, asking as further enlargement in the United States, on account of the commercial conditions prevailing.

Dissolution of Respect.

WASHINGTON, Nov. 22.—The employees of the department at some time ago passed resolutions of respect to the memory of the late Secretary Rusk.

Strikers Relatives with the Strikers.

EAGLES, N. Y., Nov. 22.—The many suppressed excitement and the London strikers is increased by rumors of men coming from Buffalo to take their places. The leaders consider extent because but the men say they will stick out. The sheriff refuses to comply with the request to call out troops.

EASTON, Pa., Nov. 22.—The Lehigh strikers resolved to call on all still at work to join them. Stevedores engaged in the Bethlehem from Buffalo to Philadelphia, the Baltimore & Ohio and the Reading roads suffered loss this morning and were distributed along the road. Deputy sheriffs patrolled the yards all night and had considerable trouble in keeping employees checkers off the tracks.

Silver in London.

WASHINGTON, Nov. 22.—Treasury advices state that silver is steady in London at 34¾ pence.

Cost of Silver Under Sherman Act.

WASHINGTON, Nov. 22.—Director Preston of the mint has prepared for the use of Secretary Carlisle a statement showing in detail the amount of cost of the silver purchased under the Sherman act from the time of its enactment to its repeal.

PARDON FOR CASS HITE.

Governor West Promises to Release the Prisoner.

Cass Hite, the well known Cuba prisoner in the Utah penitentiary for the killing of J. B. Kohler, near Green River, will soon be a free man says the Denver News. His attorney, Colonel H. P. Montgomery, formerly of this city, but now of Salt Lake, is in town and told a reporter for the News last evening that Governor West had given his word that he would release Hite.

The tragedy occurred on September 8, 1891, and Hite was tried shortly afterward. The jury was out thirty-two hours and compromised on a verdict of murder in the second degree, Judge Blackburn sentenced Hite to twelve years in the penitentiary.

Since the sentence Hite's attorney and his friends have been working assiduously for his release and so successfully that now United Montgomery says he expects the pardon before Thursday of this week.

"These Signs Shall Follow," Etc.

Sister Julia A. Tyler Macdonald, of St. George, Utah, is engaged at present in a very interesting labor. She has undertaken to collect all available information concerning every known miracle that has ever been performed in the Church, with the expectation of publishing it in book form. There are doubtless many persons in the Church who know of remarkable cases of divine healing or other miracles which have never been published. Sister Macdonald would be pleased to have such persons submit to her all the facts in these cases in their possession. She will not greatly obliged to any of the Saints who may know of any occurrences of this character, if they will communicate them to her, at St. George.

Populists Organizing.

The organization of a local Populist party is going right along on the quiet as announced in the News on Monday evening. At the last meeting it is said by one of the promoters that 150 signatures had been enlisted to their platform which is yet to rather an indefinite shape but which is being put into regular form. In a short time they expect to openly proclaim their existence and plant a banner to the breeze. While C. E. Allen is an ardent and particularly active part of the movement appearances go, it is admitted that he is helping the scheme along as much as he can to a minister sort of way.

CAN'T GET IT READY.

Why Salt Lake City and County Building Will Not Hold the Legislators.

ONLY WHITE HORSE CHANGES.

The Industrial Home Building Has Their Heating Apparatus.—Other Available Rooms.

The committee on the Salt Lake city and county building met yesterday and decided that it will be impossible to complete the building sufficiently to allow the committee and successor to the convention of the solons.

Now that the joint building is out of the computation there are but three others to choose between, none of which are fully satisfactory to the purpose. Two of these are owned by private parties and are successfully looking to the central part of town. There are some serious objections, however, which take of from back. Webber, in the judgment of the officials who are to pass on the matter, seems the most desirable of the three, but it is not certain yet to be one.

The industrial home of orphanage building on Fifth East street is the remaining location. While the building is well fitted for number of rooms and their structure would be used by the house representatives would be unfavorably small for the purpose. There is some room for a caucus if deemed necessary in other legislative such as Gold Mines, but there is no accommodation for citizens to go and watch the proceedings of those in the discussion.

There is another objection to the industrial home, it is, the heating apparatus, as one of the Utah Commissioners remarked it would freeze out a congress. The entire apparatus is not sufficiently throughout, and it is said would be more additionally serviceable in the winter season. These defects, added to the distance from the center of town, weigh heavily in the balance against the industrial home being selected for the legislative hall.

George Gaylor Sent.

An effort will be made to bring on the trial of George Gaylor, young Harry Baumont's alleged accomplice in the killing of Clyde Sullivan, not later than the middle of December. As Baumont will be a witness in the case, he will not be taken to the Columbus Reform school until the case is tried.

AMUSEMENTS.

PEOPLES saw another handsome and heavy downtown audience last night, and one that gave the players and the play the warmest sort of commendation. There were the usual certain smile after every act, and at the end of the great act of the play—the third—the whole company was brought before the curtain, and Mr. Berle, the author, was individually accorded a reception that must have warmed the honest cockles of his heart. The attraction may still be given for the last time tonight.

FRED DALEY and his company, including May Lewis and Ada Lewis, will appear at the Theater Friday night in a Country Sport.

Today's Probate Court.

Estate of Abram Walen, deceased. Hearing on final account and petition for distribution and same allowed.

Estate of James Durnford, deceased. Hearing on petition for letters of administration, with will annexed, Arthur J. Durnford appointed administrator on filing a bond of $200.

Estate of Hans Olsen, deceased. Hearing on petition for order of sale of real estate, which was allowed.

Spinning Out.

The grand jury of the Third district court have been trying for the past two weeks to get in their final report and remove their dockets, but fresh cases and other matters continue to crop up that slow and keep them going. Today the jurors have been again in session, and the report will not, it is said, be presented before Friday week—if then.

Recall Items.

On Thursday, Nov. 9th, at 2 p.m. old Boreas blew on the windy transept with great violence for about four hours, accompanied by his friend Neptune, with a blinding snowstorm, carrying everything before them like the storm of the season. On Friday morning the sun was warm. I have travelled many miles on the sea and the cold coast of Newfoundland in the depth of winter, but I thought last Friday the north pole had moved to Heath and that the icebills had cleared out all the cold weather at a reduced price, to make room for more cold weather which no doubt we shall get at the fall of the moon on the 27th inst. It is blowing a gale from the northwest, and is cold. If Neptune would turn up some more water with his channel of leaks in the summer, instead of six month wind, it would be more to his credit. But as he has been blind the whole of the season, "we must bear and not complain."

Bishop A. O. Ingelstrom has been very sick, which has caused him to remain in bed. He was unable to attend conference at Hooper. Brother and Sister Pope and family have also been stricken down with sickness. Quite a few more members of the ward for the past three years, due to colds, a water and bad luck. Perhaps to spend breakfast, dinner or supper on the market size people has to have, yet most of our people have come to the conclusion that it is far better to use moderate. We were pleased to see little Hattie Chinn at the meeting school practice very nicely "Sweet Sweet of Spring time."

Some of the farmers are breaking up their land. They mean business and a big crop is the important consideration now. Home made and home everything. I trust they will all be remembered the year of 1893 and the wonder of the times. Now's great fall to wear new hats.

In spite our winter nights shortly we are going to organize our Improvement Association on Wednesday evening next, and will meet the young men Mutual Improvement Association on Friday evening next. Let us be practical.

LOOKOUT.

For Beaver.

Judge Zane expects to leave for Beaver within the next day or two, to hold court there.

The Dull Times.

A resident of Rosebud, Sevier county, writing to a friend in this city says: "Times is nothing to fight. Money is something unknown here at present. All the money in the Knight behind the county, and there is no prospect of their opening."

Gone to the Coast.

Anton Pratt, the newly-elected city marshal, and his family, have gone to the coast to spend two or three weeks. They will stop over at Portland for a few days en route. The popular pair of this town in state of the honeymoon. Mr. Pratt will be spent in San Francisco.

Orange Blossoms.

Hyrum J. Young, who is employed at the Deseret National bank, and Miss Vilate Carrie will become man and wife at the residence of the bride's mother, No. 34 west Seventh South street, this evening. The ceremony will be performed at 8:30 by Elder Orson F. Whitney, Bishop of the Eighteenth ward.

Looking for Office.

Among those who are circulating petitions for appointment to office under the new city administration when it takes hold of the reins of government are John T. Lynch and T. O. Angell. The former wants to be city watermaster and the latter superintendent of waterworks.

Going to Ogden.

Mr. A. C. Ivins, an ex-member of the reportorial staff of the Herald of this city, will leave Salt Lake this evening to accept a similar position on the Standard. For the present his family will remain here.

Lieut. Beck's Trial.

The trial of Lieut. Beck, of Fort Douglas, on an indictment charging him with being concerned with others in the shooting of Joe Leonard, has been specially set down for tomorrow, in Judge Zane's court.

BUSINESS AND MINES.

THE IRRIGATION CONGRESS.

The official proceedings of the International Irrigation congress, held at Los Angeles, California, October 10 to 14th, have just been issued in pamphlet form. The book contains nearly two hundred pages and embraces the call for the congress, the address of welcome, a list of delegates, permanent organization, a review of the congress; formal opening addresses; addresses introduced by members; addresses delivered, (a) by foreign delegates, (b) by American delegates; principal discussions; address to the country; national executive committee; organization of the committee and the plan of work for the next congress.

The discussions cover a wide range of topics on irrigation subjects and the book contains medley of deep interest to all the citizens of the arid states. The proceedings are published by the Los Angeles chamber of commerce and extra copies can be secured by sending six 5-cent stamps, to cover cost of printing and postage, to Fred L. Allen, secretary International Irrigation congress, Los Angeles, California.

WASHINGTON WOOLEN MILLS.

The woolen mills at Washington, Washington county, are thus spoken of by the Beaver Chronicle: The institution of our southern neighbor is astonishing a great amount of attention. Within the past six weeks about $10,000 worth of goods has been sold. It has required a great deal of labor to produce these goods, and we are informed that the present demand so far exceeds the supply that it will be impossible to keep pace with it. Running continually day and night, it could not fill the orders it has on file to date and keep up the local trade. The mills have material enough on hand for a year's run, and more manufacturers could find employment there. We are proud to know that southern Utah has one institution being so much for its people as the Washington mill is, and hopes that we are not far from the time when the Beaver mills will once more be functioning and opening up a means of employment and support to many of our worthy citizens. The benefits from the Washington mills are being widely felt. The good people of the south only appreciate a good thing when they have it, and will not be so fooled as to soon let it be taken from them. They order in abundance to support it. They use its products almost to the exclusion of all other products of the same kind.

NICKEL MINE.

RENO, Nevada, dispatch: The National Nickel company, owning a mine located forty miles southeast of Lovelocks, Churchill county, is about to commence the construction of the works at that point for reducing the ore found in the mining claims. Superintendent C. Hall was a passenger from the west on Monday morning from a visit to the mine. He says the work has been suspended for the past three weeks, but that the machinery would commence to arrive in a few days. An English company owns the mine. Enough ore is in sight to justify the erection of the works. Authorities who ten years in the greatest mining the past five weeks says that it is the richest mine in the world.

SILVER.

A patent has been issued to Nils Christensen, of Rosebrook, Wilson county, for a tanning ley.

Daily Bullion says of business in Salt Lake the past week: "Jobbers report slow sales without signs of the desired improvement. Money continues slow and collections are not nearly better."

Beaver Chronicle: Some time ago the Rob Roy mine set a pace in swing to the extent that the miners generally were the time to supply water to the stamp mill. The necessary repairs have now been made and everything moves along smoothly once more. The boys are taking gigantic work, and as the property is in the district is looking well, with fine indications of future greatness.

Eureka, Nevada, News: We had a pleasant call from Mr. A. Goodfellow Thursday, who is now operating some mines in Osceola. He tells us that the mines in Osceola is very bright at present. The Tombstone & Osceola company's mill is nearing completion, and they expect to start up by the first of next month. Mr. Millick, the energetic superintendent of the company, is hurrying work on the mill, that it will commence to run night and day for great benefit from the outset.

Laramie Boomerang: William Lewis, who lives nineteen miles east of Laramie, it is reported, discovered a valuable vein of coal in his massive ten weeks. The discovery is three miles this side of the Dot-A-Tee ranch and is only six miles from the Cheyenne and Northern railroad. He has noticed the indication of coal and went down and found the genuine article. No particulars regarding the quality of coal or the vein have been heard in Laramie, but it is said he has no intention to the formal laying of the corner stone, there will be eloquent speeches made by orators from abroad with a full representation present of state, county and municipal officers. It is expected that all secret societies will lend their assistance and join in the successful performance of the ceremony which will serve as a key to the opening of the door to inflicting humanity, constituting the grandest boon that has been granted our people within Wyoming.

Boise, Idaho, Statesman: D. S. Murray, of Salt Lake, superintendent of the Rocky Mountain Bell Telephone company, is at the Overland. Mr. Murray has just returned from Montana where several extensions have recently been made in the telephone system. The line from Livingstone to Missoula is 300 miles long. Its perfect is the system that the ticking of a watch held to the instrument at one end of the line can be distinctly heard at the other end. J. A. Welch, of Topeka, spent a few hours in the city Friday. Mr. Welch is interested in several placer mining claims near Blackfoot where he has been for some time. The amount hand four gold saving machines, of which one much has been paid of late, is being worked on Mr. Welch's claims. He says the machine will, in his opinion, prove a failure. So far not enough gold has been taken out to pay the wages of the employees of the company. Mr. Welch says if the capacity of the machine could be materially increased, it would probably give more satisfactory results.

W. S. Kerr, a mining operator, was arrested in San Francisco Saturday at the instance of H. M. Buckley, treasurer of the Mayflower Gold Quartz Mining company, on a charge of embezzlement. The arrest was the result of a disagreement between the treasurer and Kerr, who insists on retaining certain moneys belonging to the company. Kerr was sent East to place some of the stock of the company in April. While in Chicago he telegraphed that he had sold 25,000 shares of stock for $500. He afterwards wrote that he had placed 20,000 shares with a gentleman living in Chicago, getting twelve hundred Southern Pacific bonds worth $100 each. Upon his return he proceeded to Kern county to get a second-hand stamp mill which had been bought for the Mayflower mine in Siskiyou county. The expense of the box was paying from the funds received for the sale of the stock. This, it is alleged, was contrary to the bylaws of the company, which directed that all moneys should be paid over to the treasurer as soon as received. Mr. Buckley demanded the money. Mr. Kerr said he had sold the work as a guarantee that the money paid for it should be put into erecting a stamp mill on the mine. He therefore felt that the money ought to be kept separate from the other funds and he was going to keep it. The proceeding will be investigated in the courts.

Utah Democratic Club.

The Utah Democratic club will meet in the rooms in the Progress building on Saturday night next, at 7:30. The attendance of the members are expected to deliver addresses on the issues of the day. Arrangements are being made for a full attendance.

THE DISTRICT COURT

Judge Zane Listens to a Long Story from Davis County,

ABOUT A DISPUTED PURCHASE.

D. Conveys a One-Eighth Share of an Estate.—Appeal from a Commissioner's Judgment.

Judge Zane and Hatch were kept going again this morning with civil cases. In the chief justice's division the case of Colombia al vs the Forest Mercantile Co., reported in these columns yesterday, was ordered temporarily to give the plaintiffs an opportunity of obtaining their complaint, and so another suit was taken up in its stead. Judge Zane and a jury were occupied all morning with a small appeal case.

A DISPUTED DEAL.

The equity case of H. W. Haight vs. C. C. Peterson was heard before Chief Justice Zane.

The action is brought to obtain a permanent injunction restraining the defendant from assigning, or in any manner encumbering, a certain one-eighth share of the estate of Homer C. Haight, deceased, assigned to the defendant in March, 1891, by Alma Dowse Miller Haight, and praying that such share be conveyed to the plaintiff, who was represented by Attorney Zane and Parsons. Judge Anderson and Colonel Knight appeared on behalf of the defendant.

Plaintiff is one of the heirs and devisees named in the will of the deceased, who was formerly a resident of Farmington, Davis county, and as such the owner of a undivided share (one-eighth) of the estate. The will was admitted to probate on August 15th, 1876, in the Probate court of Davis county, and the estate was to take the undivided third of the minors to whom any portion was given became of age. The plaintiff says that that in February, 1891, Alma D. Miller Haight, aged twenty-two, was, under the terms of the will, the owner of an undivided one-eighth share of the property and he (plaintiff) asserting that Alma was desirous of disposing of his share employed the defendant, who is an attorney, to purchase the same for him, at a reasonable figure, at the same time promising to pay him well for his services. The deal was eventually consummated in consideration of the sum of $375, the defendant representing himself to Alma as plaintiff's agent in the matter, but plaintiff avers that defendant has persistently refused to convey the share to him, Peterson claiming it to be his own—that he bought it for himself, and not as an agent.

The defendant, in his answer, absolutely denies that he was employed by the plaintiff in any such capacity, or that he received any instructions from him in regard to the subject at issue. He admits the purchase, saying, however, that such was not on plaintiff's behalf at all, but was in good faith solely for himself. Defendant also contends that the plaintiff, being a minor and being guardian under the will, is inhibited by law from either directly or indirectly purchasing any interest to the estate. He asks that the suit be dismissed with costs.

The case is proceeding this afternoon.

BEFORE JUDGE BARSCH.

The case of Wolf & Kohner Co. of Missouri, vs E. J. Pace & A. Lewis, who ran a second-hand store on West First South street, was tried before a jury. The action originally sought to recover $17 for furniture supplied, and the hearing took place in ex-Commissioner Martin's court on June 18, 1892, when judgment was rendered for the plaintiff in the sum of $11.75, including interest, which was taken at $3.25. From this the defendants now appealed. They were represented by Attorney Keenan, Shepard, Cherry and Shepard appeared for the plaintiffs. The defense admitted the purchase of the goods, but it was claimed that whereas the contract specified that they should be delivered at the defendants' store, they were never received. It transpired that they were subsequently sold by the railroad company to defray certain charges.

The jury after hearing all the evidence found for the plaintiffs, thus sustaining the commissioner's decision.

COURT NOTES.

One of Salt Lake's lawyers, Theo. Harmester, had a hearing in Commissioner Pratt's court yesterday afternoon on a charge of unlawfully killing a duck, on September 16th. The evidence was inconclusive and he was discharged.

The Wasatch Asphaltum company has brought suit against N. V. Lesher in the Third district court to recover $4204.50 claimed to be due for paving materials.

Nellie Carroll has instituted divorce proceedings against Robert E. Carroll in the Third district court. The parties were married on January 2nd, 1892, and plaintiff alleges that the defendant deserted her one month later, since then he has treated her nothing about her.

Supposed Incendiarism.

Montpelier, Idaho Pod: Just as we go to press word comes to us from Bear river the river, that on Thursday night, while David Kunz was away from home, his barn, corrals and stables and two sets of harness, together with his cheese house and all the apparatus and about 600 worth of cheese, were destroyed by fire. There is no clue to the origin of the fire, but Mr. Kunz thinks it must have been purposely set fire to by some one as it is said the fire broke out all around the building at once. The loss will amount to $1200. We have not heard whether there is any insurance on the property or not.