

## INFORMATION WAS INSUFFICIENT

John H. Williamson, a State Convict, Now a Free Man.

### WAS GIVEN FOUR YEARS.

Supreme Court Holds That the Charge Against Him Was Not Properly Drawn Up.

The Supreme court handed down an opinion this afternoon in the case of the State vs. John H. Williamson, appellant, reversing the judgment of the trial court, with instructions to sustain the demurrer and dismiss the case.

The defendant was convicted of carnally knowing a fifteen-year-old girl in Iron county October 10, 1898, and sentenced to four years in the State prison.

A demurrer was filed to the information on the grounds that it did not state facts sufficient to constitute a crime. The demurrer was overruled by the trial court, and the prisoner's counsel assigned this as error. One of the reasons urged by counsel why the information failed to charge a crime against the defendant was not alleging that the girl, Belle Anderson, was not at the time of the offense the wife of Williamson.

The court holds that "when an act under some circumstances is unlawful, and under others is innocent, an indictment or information which fails to allege the special circumstances which make the act criminal, does not charge the accused with the commission of any crime."

The attorney general contended that the allegation that the parties were not married to each other being negative in character was not necessary in the information, but was a matter of defense. The Supreme court, however, says that where the negative matter, as in the case at bar, is a constituent element of the crime, it must be alleged in the information.

The opinion was by Justice Baskin, and concurred in by Chief Justice Barch and Justice Miner.

#### Orders by Judge Cherry.

The following motions were disposed of by Judge Cherry today: Andrew P. Anderson vs. the Halthusen Mercantile company; motion for new trial argued and submitted.

Maud Harman vs. the American Steam and Hand Laundry; Isaac Harman appointed guardian, an indictment for new trial argued and submitted.

H. E. Zerbes vs. W. C. B. Allen; demurrer overruled and twenty days given to answer.

#### Order by Judge Hiles.

The following orders were made by Judge Hiles today: D. B. Brinton vs. Philander Butler; motion for new trial dismissed. Daniel Turngren vs. S. B. Milner et al; trial set for April 10th.

Utah National Bank vs. A. S. Farnen et al; demurrer stricken from files and settled.

John D. Scott, et vs. James Crouch et al; leave given to file amended complaint and ten days to answer.

G. B. Chong et al vs. G. J. Hay; application of receiver to sell property allowed.

John S. Bowdidge vs. Henry Harker et al; demurrer confessed and ten days to amend.

Frederick H. Hanson vs. Milando Pratt; motion for new trial argued and overruled.

J. W. Burton vs. J. H. Bacon et al; demurrer of J. H. Bacon overruled and ten days to answer.

John Harter et al vs. P. A. Sorenson; demurrer overruled and ten days to answer.

#### Probate Orders.

The following probate orders were made by Judge Hiles today: Estate of Frank H. Grice, deceased; Albert W. Grice appointed administrator under a \$50 bond.

Estate of George S. Swan, deceased; petition for sale of real property allowed.

Estate of William Marden, deceased; property set aside to widow.

Estate of Foster Greenwood, deceased; will admitted to probate and Frank Greenwood and Orson Greenwood appointed executors; bond \$1,400.

Estate of Karter Tofts, deceased; John Tofts appointed administrator under a \$1,500 bond.

Estate of Alexander Watson, deceased; Alex Burt appointed administrator; under an \$800 bond.

Estate of Grace D. Critchlow, deceased; John Critchlow appointed administrator; bond \$2,000.

Estate of S. L. Lovendahl, deceased; order made for sale of real estate.

Estate and guardianship of Rosaline Gibson, deceased; person now of age, guardian discharged and sureties on bond released.

Estate of Robert W. Callaway, deceased; Frederick W. Francis, appointed administrator; bond \$1,000.

Estate of Stuart Stephenson, deceased; final account approved and executrix discharged.

#### LAND CASE DECIDED.

Supreme Court Affirms Judgment in Case of Smith vs. Jones et al.

The Supreme court today affirmed the judgment of the lower court in the case of Robert K. Smith vs. R. T. Jones et al, appellants, and the same plaintiff vs. J. L. Forbes et al, appellees.

In these two actions plaintiff sought to quiet title in him to one-fifth interest in the surface of a certain parcel of land in Bingham canyon, and for partition thereof. By agreement both cases were consolidated and the court below found in favor of the plaintiff, from which judgment the defendant appealed.

Appellants contended that the lower court erred in holding that a certain contract, introduced by the defense, did not constitute a covenant running with the land. The plaintiff on the other hand, insisted that the contract was merely an option to purchase, with a House to extract mineral from the land. The Supreme court coincides with this latter view and affirms the judgment of the trial court. There were other questions presented by the attorneys for appellants, but the court did not deem them of sufficient importance to discuss in the decision.

The opinion was written by Chief Justice Barch, Justices Miner and Baskin concurring.

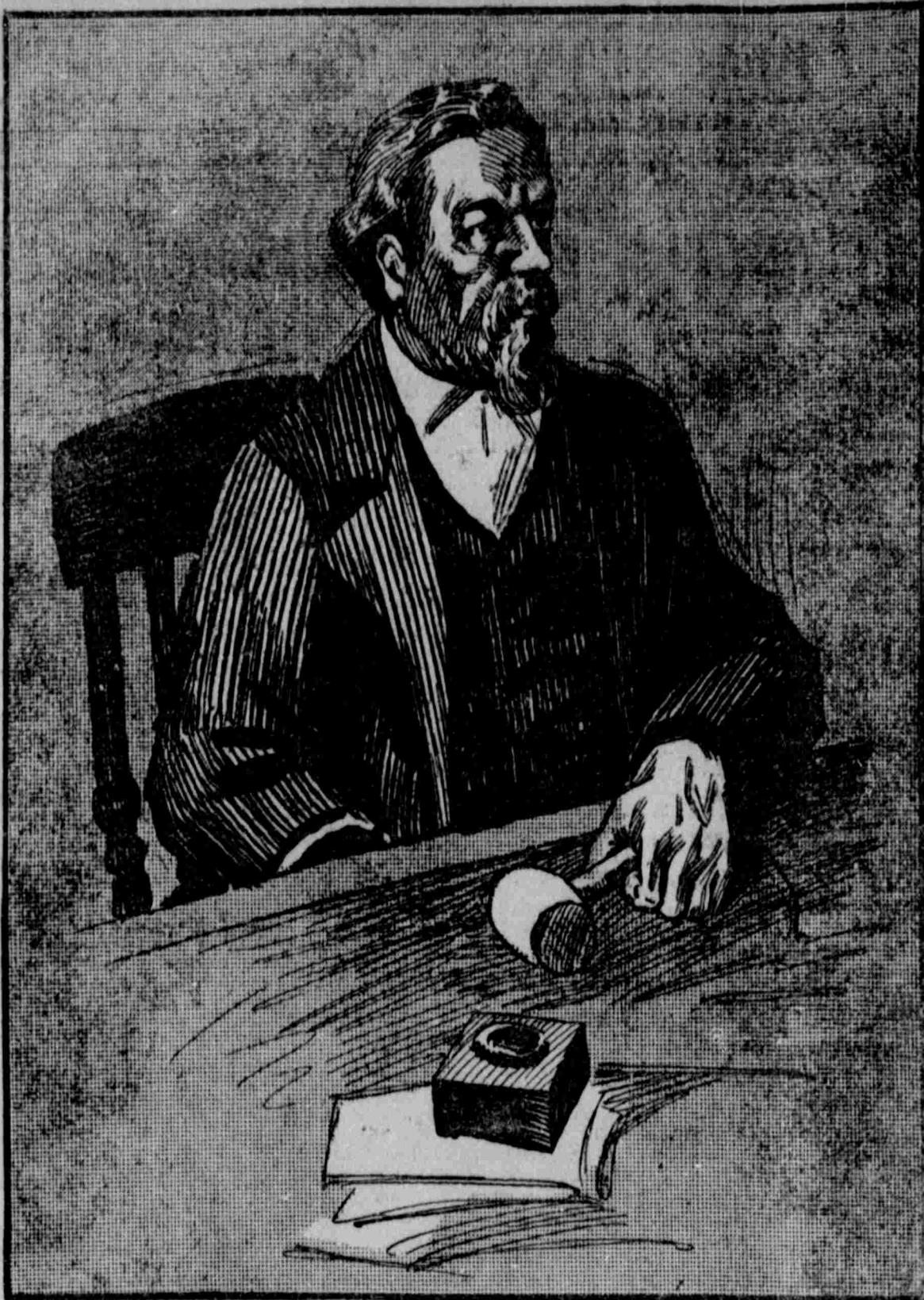
#### THE CASE DIVORCE SUIT.

Referee Files His Report Recommending a Decree be Granted.

The report of Referee Grant in the divorce suit of Margaret Case vs. Hyrum H. Case was filed in the district court today.

Mr. Blair took the testimony of Mrs. Case, her mother and Henry T. Thorp, a testator for the Z. C. M. L. and recommends that a decree be granted in accordance with the prayer of plaintiff's complaint.

Mrs. Case, in replying to her attorney, J. H. Hamilton Esq., said that she married the defendant on the 14th



JUDGE J. D. MOORE, WHO PRESIDES AT FRANKFORT.

"Old Dan Moore," as he calls himself, is the judge who presides at the Goebel hearing in Frankfort. When pistols "saw too much in evidence," Judge Moore adjourns court.

of last July, 1899, at Farmington, Davis county. A child was born to her the month following. Defendant never lived with her since the marriage; neither did he furnish her with any assistance during her sickness. Plaintiff further stated that her husband told her he only married her because he had to.

Mr. Thorp said he had heard the defendant say he would not look after his wife, and that he "didn't care a cuss if she had forty children." The defendant also told witness that he did not love his wife or have any respect for her.

HAD NO OTHER ESCORT.

Mrs. Isabella Smith, mother of the plaintiff, testified that she knew the defendant before he married her daughter.

"Was he a frequent caller at your

house, and the escort of your daughter?" asked Mr. Hamilton.

"Yes, sir," replied the witness. "He was the only young man that called for some time."

"Yes, sir," replied the witness. "And she had no other escort?"

"No, sir."

"Did you know of your daughter's delicate condition at the time of her marriage?"

"Yes, sir; I did."

"After their marriage you expected, did you not, that defendant would care for her and live with her?"

"Yes, sir; he refused to provide for her."

"And he failed to do anything for her

or lend any comfort to her at the birth of the child?"

"Yes, sir; he did nothing."

In addition to a decree of divorce Mrs. Case asked for \$500 for the support of the child, but the referee does not make this recommendation in his report.

The defendant drives a delivery wagon for Hyrum Case, a grocer at 479 south Fifth East.

GUILTY OF ASSAULT.

Frank Whitlock Convicted and Given Three Months in Jail.

The case of the State against Frank Whitlock (colored) charged with assault with a deadly weapon, upon the person of William Green, was submitted to the jury today, and a verdict was returned finding the defendant guilty of common assault.

The defendant requested immediate sentence and Judge Norrell gave him three months in the county jail. The affair took place at a colored dance in Murray last March.

Roxton were freely used, Green getting pretty badly cut up.

#### WITH THE JUSTICES.

Nick Gulbranson appeared before Justice Nielson today and swore to a complaint, charging Abe Hunter with petit larceny.

It is alleged that Frank McDonald, on the 6th of December, 1899, stole a watch, valued at \$40, belonging to George Davis, and on the next day Hunter bought the watch, knowing that it was stolen property, and with intention to defraud the owner.

Hunter's hearing will come up on Thursday next.

#### LATE LOCAL NEWS.

A marriage license was issued today to Mr. C. L. St. Emmerman, 26, and Alice Chapman, 22, both of Salt Lake City.

The Western Passenger association has announced a one-fare rate, plus \$2 to St. Paul and return, for the National Republican league convention, to be held in St. Paul July 17.

#### CLEARING HOUSE REPORT.

March 31, 1900.  
Today's clearings, \$240,259.61  
Same day last year, \$211,111.12  
Week's clearings, \$1,562,830.77  
Same week last year, \$1,641,528.13  
Month's clearings, \$8,061,351.14  
Same month last year, \$7,826,546.49

#### CONFERENCE NOTICE.

The Scandinavian meeting on Sunday, April 7th, will be held in the Assembly Hall, in the afternoon, immediately after the Conference meeting in the Tabernacle. All visiting friends are cordially invited.

Scandinavian Conference visitors interested in the coming jubilee, are requested to meet in the Fourteenth ward assembly room, on Saturday at 4 o'clock p. m., to confer about that proposed gathering.

J. M. SJODAHL,  
M. CHRISTOPHERSON,  
J. S. JENSEN.

#### BUILDING.

The following building permits were issued by Inspector Ulmer during the past week:

Wm. S. Muir, corner Second and H street, frame addition, \$200.

Geo. Perrell, L. between Seventh and Eighth, brick cottage, three rooms, \$600.

J. H. Francon, 272 north Sixth West, frame addition, \$100.

H. W. Dorchester, 31 south Sixth East, brick addition, \$200.

Connington & Co., rear 45 & 50 Main street, warehouse, \$3,600.

James T. Shaw, corner Sixth and J streets, brick cottage, three rooms, \$700.

Mrs. Currie, 54 west Seventh South, repairs, \$400.

Sarah A. J. Cannon, Eighth West, between Ninth and Tenth South, frame barn, \$200.

Robert Patrick, 167 B street, brick residence, twelve rooms, \$4,000.

Mrs. McMonsters, First, between P and Q, two-story brick residence, \$2,500.

M. W. Vayssing, 134 Mead street, two-story brick residence, \$1,800.

Total, \$20,200.



## Look Out For It.

Many people are looking out for an opportunity to save a dollar. Many times they neglect the opportunity to save even when they can get a higher quality article at a saving price. Our Three Crown Baking Powder offers the greatest amount of value for a given price. You cannot fail to get full value for every purchase you make. It is better in quality, cheaper in price, and while it saves it also insures you more wholesome food.

Ask your Grocer for Three Crown Baking Powder, Extracts and Spices, and refuse all substitutes.

## HEWLETT BROS. CO.

## THE CONTROL OF THE HOUSE.

#### Special Correspondence.

Washington, March 26.—There is great anxiety among the Republican members of the House regarding the coming congressional elections. The majority in the House is now very small, and even by unequaled men it is still but 16. A few absentees or the refusal of a few Republicans to support party measures makes it very difficult to carry through programs agreed upon by the leaders.

There are 12 Republican members of the House who were elected by majorities ranging from 10 to 37. It is easy to see that a change of 500 votes in the case of the largest majority would result in sending men of the opposition party to Congress. There are many districts where a change of from 600 to 1,000 votes would mean the defeat of the sitting members. In view of the fact that the shifting sentiment of the country might easily affect that number of votes in a congressional district it is not surprising that many men are now being elected by narrow majorities, but in a contest where the tide may be setting toward the party that is out of power the belief is general that their majorities would be increased rather than reduced.

Mr. and Mrs. Harvey were pleasantly surprised by a number of their friends on Wednesday night about twenty of whom gathered unexpectedly at their home at 469 Eighth street.

Next Friday evening the Athletic association of the University gave a ball at Christensen's.

The members of the Social Democratic Reform club met at the home of Mrs. Etta Hoffman on Thursday afternoon, and a delightful time was spent, a program consisting of music and an able paper by Mrs. E. Wright being followed by delicious refreshments.

Miss Grace Freese entertained the class in nursing and obstetrics taught by Dr. Margaret C. Roberts the past winter. The house wore a festive appearance, adorned with roses, carnations and violets, refreshments were served and the young ladies, ten in number, were happy; all enjoyed a social evening together, after months of study.

Last evening in Christensen's hall the pupils of the Latter-day Saints' College gave their last dance of the season. The attendance, as usual, was very large, and all seemed to enjoy themselves immensely. The committee were Freeman Bassett, Will Weizel, Harry Brooks, Lucile Badger, Gene Irvine, Florence Grant.

Next Thursday evening the students of the Salt Lake College and Gordon Academy will give a literary and musical entertainment at the First Congregational church. The program will include essays by Miss Abel W. Zerby, and Miss Margaret Ahtwell; also a recitation by Miss Irene Lakin, and discussion by Messrs. Wm. R. Neil and George D. Kayer of the question, "Is the United States justifiable in taking and holding the Philippine Islands?" There will be an orator by Miss Florence E. Allen. The vocal music will include a semi-chorus, "I Know a Bank," and a college chorus with the original words; and there are to be two piano solos, Mozart's sonata in F major, first movement, by Miss Annie Ruth Gray, and "Mrs. River-King's 'Bubbling Spring'" by Miss Jennie Williamson.

"Boys" who is sometimes known as Lord Roberts, has next the royal family, the longest list of titles in Great Britain. Here is his official designation: Baron Roberts of Kandahar and Waterford, P.C., K.P., G.C.B., G.C.S.I., G.C.I.E., V.C., D.S.O., and so on. He is the shortest general in the service. Should he be triumphant in South Africa he may count on a few more letters to his name.—Collier's Weekly.

**DIED.**

**SIMONSEN.**—Miss Annie Simonsen died in this city, of peritonitis, on Friday, March 26th, aged 17 years.

Funeral services were held at the residence of T. G. Webster, at 11 o'clock today, and the interment took place in the city cemetery.

**BRADFORD.**—Moss D. at West Jordan, March 20, of appendicitis. Son of Larkin H. and Annie D. Bradford. Deceased was 24 years of age.

**PROBATE AND GUARDIANSHIP NOTICES.**

Consult County Clerk or the respective signers for further information.

**NOTICE TO CREDITORS.**

**ESTATE OF ALEXANDER WATSON,** deceased. Creditors will present claims with vouchers to the undersigned at 601 south Third West street, Salt Lake City, Utah, on or before the 10th day of February, A.D. 1901.

Date of first publication March 31, A.D. 1900.

ALEXANDER BURN,  
Administrator with the will annexed of the estate of Alexander Watson, deceased.

Ferguson & Cannon attorneys for estate, 204, 5 and 7 Templeton Building.

**SOCIAL AND PERSONAL.**

One of the pleasant events of the week was the wedding of Miss Louie McAllister and Mr. Charles Hillberg,



## BABY CARRIAGES.

We have an exceptionally large stock of all the latest patterns. They are prettily upholstered and the designs are elaborate. You are sure to get what you want if you select from our stock, because we lead in

## VARIETY, QUALITY, PRICE.

Carriages from \$5.75 Up.  
Go-Carts from \$3.25 Up.

## H. Dinwoodey Furniture Co.

which occurred on Wednesday. The event took place at the home of the bride's parents, Mr. and Mrs. R. W. McAllister, Bishop Spillers performing the ceremony. The rooms were prettily decorated with evergreens, roses, carnations and violets.

The bride wore a gown of white organdy trimmed with lace chiffon and ribbon and carried bride roses. Miss Ella McAllister, sister of the bride, was maid of honor and wore a gown of white swiss, with pink roses. Mr. Thos. Hollberg, the brother of the groom, acted as best man. A number of valuable and useful gifts were presented to the young couple in evidence of the esteem in which they are held. They will be at home to their friends at 531 east Third South after April 1st. The guests were:

Mr. and Mrs. C. Hollberg, Mr. and Mrs. B. Y. McAllister, Mr. and Mrs. C. E. Hollberg, Mr. and Mrs. J. E. Swanner, Mr. and Mrs. J. C. Child, Mr. and Mrs. D. Rich, Mr. and Mrs. C. M. Donaldson, Mr. and Mrs. Y. L. Price, Mr. and Mrs. C. L. Berry, Mr. and Mrs. J. R. Matson, Mr. and Mrs. L. C. Larson, Mr. and Mrs. M. B. Martin, Mr. H. Van Cott, Mrs. G. H. Shepard, The Messrs. E. L. and H. C. Griggs, Mr. McAllister, Little Strong, Florence Sheets, Phoebe Davis, Laura Crabtree, Emma Hollberg, The Messrs. Thomas Hollberg, Richard McAllister, J. Engstrom, J. D. Houghton, J. P. Stearns, Y. A. Brewster, Y. F. Langbacker.

Mrs. Hal. W. Brown entertains at an afternoon function on Wednesday.

Mr. and Mrs. Harvey were pleasantly surprised by a number of their friends on Wednesday night about twenty of whom gathered unexpectedly at their home at 469 Eighth street.

Progressive bridge was played, and prizes were won by Mr. and Mrs. Skillecorn, Mrs. Fred Harvey, and Mr. R. Griffiths, Sr. The guests were: Messrs. and Mesdames R. Griffiths, F. Harvey, E. Jeffs, J. Brough, J. A. Meredith, J. Skillecorn, Jr., and Mr. C. W. Player, Miss Laura Player, Miss Little Jeffs, Mr. Orrin Morris.

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## From Deep Sorrow to Great Joy

What Mother's Love and Tender Care Failed to Accomplish  
Hood's Sarsaparilla Promptly Effectuated.

"I would cry every time I washed my baby!"

This plaintive sentence told a volume of mother's agony.

In such a dreadful condition from eruptions and sores, Mrs. Gueriot's child received the tenderest care that mother's love could give, and the most skillful medical attendance that father's means could provide. Yet all failed until they turned to Hood's Sarsaparilla, which in this as in thousands of other cases has seemed to be the last resort, yet it has not failed. The result was inevitable—just as certain to cure as that day follows night. Evening's weeping turned to morning's rejoicing. That is what Hood's Sarsaparilla will do for you if you will only let it. Just read Mrs. Gueriot's letter. It is a characteristic Hood's Sarsaparilla testimonial:

"My baby was three months old when festers broke out on his neck. The openings appeared like boils, spread down his back and along the spinal column until it appeared as one mass of sores. Our doctor prescribed for the case, but the disease spread and the little one's sufferings increased, and he became a mere shadow. His pitiful wailing was heart-rending. It nearly crazed me, weary and worn-out as I was from constant watching and nursing. The discharge of matter was so profuse that it was necessary to dress his back three times a day. Every half hour the bandages were removed and blood would flow and for a time even powders and different salves did not check the trouble. It became necessary to wrap the little body in silk. When the trouble appeared at its height our anxiety was increased by the appearance of a boil just outside the lid alongside one of his eyes. We feared lest the scrofulous matter get into the eye, and even if his life was spared to us, that his sight would become affected."

"I had about given up hope of saving my baby, when I was asked why I did not try Hood's Sarsaparilla. Eager for anything that held out hope, I procured a bottle of Hood's. I also got a cake of Hood's Medicated Soap and a box of Hood's Olive Ointment. I immediately laid aside all the doctor's medicines and

gave the infant the smallest dose of the Sarsaparilla prescribed, and then took off the bandages and washed the mass of sores with the Medicated Soap. Next I applied the Olive Ointment and adjusted a fresh wrapping of silk. A change was noticeable the next Sunday, giving assurance that we had at last hit upon the treatment to successfully battle the poisonous blood.

"Slowly but with a perceptible gain, the discharge grew less, the inflammation disappeared, the surrounding skin took on a more healthy color, and what a short time before had been a mass of raw flesh began to scale over and gradually a thin skin formed and the scales dropped off. Not a scar or blemish around the eye, neck or back or anywhere on his body is to be found, and now at eight months old he is as bright, healthy and full grown as any child of that age. Less than two bottles of Hood's Sarsaparilla, aided by Hood's Medicated Soap and Hood's Olive Ointment, accomplished this wonderful cure."

"I cannot begin to express my gratitude towards Hood's Sarsaparilla and your other medicines for the good they accomplished in my baby's case." Mrs. N. GUERIOT, 37 Myrtle St., Rochester, N. Y.

For the cure of all blood diseases and Spring Humors, Hood's Sarsaparilla is unequalled. Try it.

