MADSEN THE WINNER.

Supreme Court Decision in the Case of the Central Pacific Railway.

AFFECTS ALL THE TOWNS IN UTAH.

Judge Marshall Recovered Most Over Two Years, and Protests His Innocence. —Other Matters.

The Supreme court, in an opinion handed down today, affirmed the judgment of the lower court in the case of H. P. Totten against Andrew Madsen.

This was an action by plaintiff to recover a judgment for $2,000 against the Central Pacific Railroad, commenced in April, 1895, to the plaintiff in the United States, and to recover possession of a certain section of land, situated in Sanpete county.

Mormon Grove noted upon the 1st, in the fall of 1888, and filed a claim to a preemption right in May, 1889, before the railway company had established its line.

The court finds that the proof of land, by preemption, in favor of Madsen, passed to the Central Pacific, in 1889, to the United States, and to the Central Pacific. Did not intitle the land to dispute, because it was subject to the rights of others. The latter also were found to comply with the requirements of the law, and the court holds that the land was not a part of the land of the United States, and was therefore subject to the homestead entry of Madsen. In other words, the court finds both the right, the land did not belong to the United States, and was therefore subject to the operation of the grant made by Congress to the railroad company.

The court further holds that the land was subject to entry by Madsen at the 20th of June, 1891, and that the patent issued to him on the 1st of March, 1892, passed the title to him. As all formalities of the trial court is thus adopted.

The decision is of vast importance to the people living within the forty miles of the grant, to the school and private title all the lands covered by Totten's entries. The decision also prevents Judge Marshall, of the United States district court, in the Johnson and Loveland cases.

The opinion was delivered by Chief Justice Zane, Justice Bartch and District Judge Dodge filed concurring.

SCOTT GETS TWO YEARS.

Colonel Mac Convicted of Mayhem Protests His Innocence to the Court.

McKinney Scott, the colored barber found guilty last Wednesday of carving Jack Ashton in a fight in Ogden and with a razor in this city last March, was this morning sentenced by Judge Norris to two years in the state prison. Before sentence was pronounced defendant's attorney, J. M. Hamilton, made a strong plea for a lenient sentence. He insisted on his innocence, said Scott and said he knew nothing about the affair, that it was a case of mistaken identity, and that he was somewhere else at the time the affair was said to have happened.

District Court Notes.

The case of the State against Charlotte E. Edwards, charged with receiving stolen property, knowing the same to have been stolen, is moving a conclusion in Judge Norris' court. The defendant was undergoing cross-examination at press time. Attorney John L. Taylor, who represents Mrs. Edwards at a previous hearing, was an attorney before this afternoon.

In the case of H. E. Black and company against T. Weaver et al, Judge Cherry today granted thirty days additional time in which to prepare and file notice of motion for new trial.

Both sides in the case of H. D. Davies, assignee, vs. Neil B. Brigham et al, noted this afternoon and argument were in progress when the News went to press.

Thomas Collier, a native of the isle of Man, but one of Salt Lake county's best known adopted to citizenship by Judge Cherry.

Prof. Winslow's Lecture.

All of the available space at the Theatre was occupied last night to hear the second of Prof. Winslow's lectures on physiology. The experiments in the lecture were well done and were correct and interesting. Tonight the lecture, which is free to the public, will be on alcohol and tobacco, while at 2:30 Saturday afternoon the lecture is for ladies.

To Sink the Mariposa.

The management of Lagoon have, with characteristic enterprise, got up a new piece of realism for the pleasure resort. It will be a fire-lake representation of the sinking of the Mariposa in the narrow mouth of the harbor, on the Lake of the Island. There will be a representation of a vessel, with the sight lines now visible, sink in the lake, every detail of the deed being conveyed with the utmost fidelity. The fire exhibition will be given tomorrow afternoon and evening, and plenty of transportation has been provided by the management to accommodate the big crowds that are sure to go.

IMPRESSIVE SERVICES.

Sister Janet Watson Morris Laid to Rest in the City Cemetery.

The funeral services over the remains of Sister Janet Watson Morris, wife of Bishop Robert Morris of the Eleventh ward of this city, who passed away on Tuesday last, were held yesterday afternoon in the Eleventh ward meeting house, which was beautifully draped for the occasion in white received with floral devices, while upon the pulpit and Priesthood stand were palms and other potted plants.

The extreme to which the deceased was held in esteem was shown by the large number of friends who called to view her for the last time upon the features of her, whom they had known so long, while she had labored among them for the benefit of the poor and the sick, and they were there to pay the last tribute of respect to her memory.

Bishop Morris, the husband, was in charge of the services, which were opened by singing "Dwelling in Beulah Land," after which Bishop Robert Morris, the husband, offered the opening prayer. The speakers were Bishop John Rider of Mill Creek, who had found the Lord in her youth; President Charles Livingston, Bishop Joseph E. Taylor, President Angus M. Cannon, President Anthon H. Lund, President Joseph F. Smith and President Lorenzo Snow. The speakers all testified to the good work Sister Morris had done during the last few years, while her health was so poor that she suffered herself during the last few months, but cheerfully bore all suffering, and was always in cheerfulness and humility, and reached beyond to aid those who were in need. The speakers testified to the faithfulness of the departed, and to her exemplary life, and to the time when she

to remain with her husband and children.

An affecting incident of the services was the reading by Sister Mary Evans of a letter from the Relief Society of the Fifth ward, of which deceased was a member, expressing their regards of their sister departed.

The benediction was offered by Bishop Orson Spencer, after which the funeral procession formed and wended its way to the cemetery, where the remains of Sister Morris were laid away to await the resurrection morn. The pall bearers were Joseph E. Taylor, of the presidency of the Ward, Messrs. Alfred Lambert, Thomas Jones, Thomas Jones, Jr., Robert Jones and Joseph Jones.

The floral offerings which were sent by many friends of the deceased, and which were in profusion, and of the most exquisite and beautiful kind, were so numerous that it was impossible to place them on the casket, and were placed upon the grave, where they remained until the last day, when they were taken away by the sexton, and placed upon the graves of other children which the dead sister had left behind.

The pall bearers were of the Seventy, and the City Council, of which Bishop Morris was a member, attended the services in a body.

THE MAILBOX AT SANTIAGO.

Social Site Fake Which Americans View the Fortifications.

Chicago, July 1.—The bulletin that is now in circulation and selling over the northwestern states, purporting to be a letter written by Stephen Crane, the well known author, from Santiago, July 3, 1898, and in which the writer describes the mailbox at Santiago, has been found to be a fake. The letter is said to be signed by Stephen Crane, but it is not in the handwriting of Mr. Crane, and it is not in the style of Mr. Crane. Mr. J. W. Lewis, a newspaper correspondent of the Chicago Times-Herald, who is now in Cuba,