

## DEFINITION OF TERM "SEALING."

Charles W. Penrose Tells the Court What it Means in Church Parlor.

### IN HILTON-MCCORMICK CASE.

Witness Says There Are Sealings for Time Alone, Eternity Alone and For Both Together.

Some very strong and interesting evidence was introduced in behalf of defendant in the case of Annie P. A. Hilton against W. S. McCormick in Judge Hall's court this morning. Mr. Charles W. Penrose was the witness stand during the entire morning session and testified as to the meaning of the term "sealing" as used by the authorities of the Church of Jesus Christ of Latter-day Saints in relation to unions between a man and woman. Mr. Penrose was being cross-examined by Atty. N. V. Jones when the court took a recess until 2 o'clock. It is believed that his cross-examination will consume the entire afternoon session.

After several attempts Atty. B. J. Stewart, for defendant, framed a question relative to the marriage and sealing ordinance of the Church which the court permitted the witness to answer over the objections of plaintiff's attorney. In answer to the question of Mr. Stewart, the witness stated that, according to the ordinances and doctrines of the Church, there is a sealing for time and eternity, a sealing for time alone and a sealing for eternity alone. Mr. Stewart then produced the certificate of the sealing ceremony between Mr. Park and Miss Armstrong, signed by Daniel H. Wells, who performed the ceremony, and which was found among the papers of Dr. Park. Mr. Penrose identified the signature to the document as that of Dr. Wells, to the best of his knowledge and belief.

Attorney Stewart then put to the witness a hypothetical question which set out the facts leading up to and connected with the sealing ceremony as set forth in this case, and asked him what, in view of such facts, the term "sealed" used in the certificate, indicated.

In answer to that Mr. Penrose said: "The fact that the lady was supposed to be upon her deathbed at the time of the ceremony would lead me to believe that it was understood as a sealing for eternity only."

The Church disavows the sealing ceremony as a sealing for eternity only. The separation relates to their spiritual relations to the Church, part of the union and the parties must go to the courts for a legal divorce.

Judge Hall then asked the witness what the term "sealing for eternity" means. The reply was: "Sealing for eternity means that the parties sealed shall be husband and wife in eternity, in the next world, and in the next life, and will not be separated for time."

On cross-examination Attorney Jones insisted that the witness was a very willing and anxious witness for the defendant. Mr. Penrose informed the attorney that he had no interest in the case itself but merely testified as to his knowledge and understanding of the ordinances and doctrines of the Church.

A great deal of time during the session was taken up by the making of objections and the taking of exceptions to the ruling of the court, principally by attorney for plaintiff.

### STREET CAR CO. SUED.

Estate of Edmund Anthony, Deceased, Sues to Recover \$10,000 Damages.

A \$10,000 damage suit has been filed in the district court by Benjamin R. Haddock, administrator of the estate of Edmund Anthony, deceased, against the Consolidated Railway and Power company to recover that amount for the death of Anthony, who was killed in the company's car last night, Aug. 8, 1903, while employed in cleaning some cars. While Edmund was at work, it is alleged, the car started from some unknown cause. Negligence on the part of defendant is charged in that it allowed the car to start with the brakes off and the motor appliance on.

### Declined to Make Affidavit.

Mandamus proceedings have been instituted in the district court by Frank Sebastian against E. J. Milligan to compel the latter to sign an affidavit which plaintiff needs to perfect a patent in the patent office at Washington. It is alleged that Sebastian purchased from Milligan the right to a patent billiard cue chalk holder for \$300. In applying for a patent he was informed that it would be necessary to file an affidavit to the effect that a patent had never been issued for the chalk holder. Milligan has refused to sign such an affidavit, hence it is asked that he be compelled to do so by order of the court.

### Suit to Quiet Title.

August Welner filed suit in the district court today against Amanda Stearns to quiet title to part of blocks 1 and 2, Tenth View subdivision of lots 9 and 10, block 10, Five Acre plat A, Big Field survey.

### Lulu Cox Seeks Freedom.

Lulu Cox filed suit for divorce in the district court today against Royal V. Cox on the ground of desertion and non-support. They were married in this city on Aug. 21, 1901.

### Deceit of Foreclosure.

Judge Lewis has rendered a decree of foreclosure in favor of plaintiff in the case of Louis Carroll vs. J. W. Sealors et al. The amount of the judgment is \$2,125, together with interest, attorney's fees and costs. The property foreclosed is a leasehold interest in a part of lot 7, block 70, plat A, Salt Lake City survey.

### KIFFORD ARRAIGNED.

Pleads Not Guilty to Murdering William Harvey on Franklin Ave.

Moss Kifford, the colored man who shot and killed William Harvey, also colored, on Oct. 23, was arraigned before Judge Morris in the criminal division of the district court this morning on the charge of murder in the first degree and entered a plea of not

Common trade is dog eat dog; Schilling's Best make it easy and smooth and comfortable, at your grocer's.

guilty to the same. The killing occurred on Franklin avenue. Attorney Soren X. Christensen appeared in behalf of defendant and Dist. Atty. Elchorn represented the state.

John C. Burns and James Gordon were arraigned and entered pleas of not guilty to the charge of robbery. The information charges that the two men robbed R. C. Fries of \$125 on Sept. 23, 1903. The defendants were represented by Atty. Soren X. Christensen.

### COURT-MARTIAL GOES OVER.

Owing to the summary court officer of the guard having been "lost, strayed or stolen," last night, there was no court martial for the six recent troops in A troop, and the pleasant little function had to go over until next Wednesday night, by which time the summary court officer will have been found.

### LATE TO REST.

Funeral services over the remains of the late Thos. Risley were held today at the family residence, corner of Apple and Almond streets, beginning at 12 o'clock noon. Bishop Barton of the Nineteenth ward had charge of the services and members of the ward choir furnished the music. A large number of friends were present, and the funeral was a very impressive one. The remains were interred in the cemetery.

### HUNTING CLUES.

Detective Pender and Officer Vance of Ogden are in the city today searching for a clue as to the whereabouts of Fred Stone who is wanted in Ogden for the murder of Roy Mills on Oct. 15, 1903.

### TO CURE A COLD IN ONE DAY.

Take Laxative Bromo Quinine Tablets. Druggists refund money if it fails to cure. E. W. Grove's signature on box. 25c.

### E. E. RICH IS WARNED.

What His Friends Propose Doing to Him Tonight.

Ex-Councilman E. E. Rich is 63 years old this day; and in commemoration of the pleasant event, his immediate friends have prepared for this evening a surprise party. While Mr. Rich is snugly ensconced in his chair about 8 p. m., smoking a pipeful of the best Killikinkie, an dreading of the best Killikinkie, an dreading of the proceedings of the New York Produce Exchange, a large and happy company of admiring friends propose to suddenly walk in on him, entirely unawares, and after taking the castle by storm, as it were, without such useful presents as a new bristled pipe, a revolving chair with slanting back, a silver topped match safe, a pair of velvet slippers, and engrossed resolutions congratulating him on attaining to such an advanced age. A literary program has been prepared, and the evening will be pleasantly spent. Mr. Rich's friends are confident that he will be entirely surprised.

### CONTAGIOUS DISEASES.

One case of smallpox, one of diphtheria and three of typhoid fever were reported to the board of health today. Steve Cray, of 337 west South Temple street, is reported as having smallpox. He was removed to the isolation hospital today and is being fumigated. The case of diphtheria reported is in the family of W. D. Callister, 730 south West Temple. The typhoid cases reported are: Edith R. Lyon, aged 15, 1037 east South Temple; Hazel Miller, aged 11, 355 south Third West; Elton Thatcher, aged 8, 1325 Ninth East.

### BARN BURGLARIZED.

Unknown thieves broke into the barns of W. W. Ritter and Dr. Cannon near Fourth East and First South streets last night. In Mr. Ritter's barn they stole a harness and defaced his buggy. In the barn of Dr. Cannon they stole a horse and a pair of harnesses. The police have been notified.

### THIEF CAUGHT AT LAST.

Man Under Arrest for Stealing Electrical Instruments from University.

J. Leo Willis, engineer at the Grand Pacific hotel, is under arrest in this city for the theft of two valuable electrical instruments from the University of Utah. The instruments were stolen last winter but nothing was heard of them until a day or two ago when Mr. McLean, engineer of McCormick block, presented them for sale at the office of the Utah Light & Power Co. They were recognized by Mr. Godbe, an employee of the company, as those belonging to the university and he immediately asked Mr. McLean where he got them. That gentleman stated that they had come into his possession through Mr. Willis, who borrowed the sum of \$15 from him, leaving the instruments as security. As he failed to redeem them Mr. McLean decided to part with

### First Postal Consistory.

Rome, Nov. 12.—Pope Pius X held his first postal consistory today. Five cardinals, including the papal secretary of state, Merry del Val, received their red hats.

### KISSES IN JAPAN.

The missionary in Japan who "spoons" or the one who eats too much has little chance to succeed in his vocation. This is what a graduate of a mission school in Tsukiji says, according to C. L. Brownell in his recent book, "The Heart of Japan." The young Japanese referred to is fitted by birth, education and foreign travel to see both sides of the matter, so this view of his may help to explain why it is that Christianity has made so little headway in the land of the rising sun the slow progress upon which Marquis Ito commented two years ago.

### Boys' Knee Pants.

Sizes 4 to 14 years, made of all wool Tweed and fancy Cheviots, two hip pockets, patent belt and seams taped. Regular 85c, for ... 50c

### Boys' and Girls' Caps.

Boys' and Girls' Caps, Odds and Ends in Caps of all wool materials. Eaton and Golf Styles, 25c and 35c, for ... 10c 4.95

### Ladies' Flanelette Petticoats.

Made of good quality of striped flannelette in pink and blue stripes. Hem on the bottom, Cambric band, 25c, for ... 19c

### Ladies' Flanelette Petticoats.

A better quality, made of a fine flannelette, deep flounce on the bottom, embroidered edge in plain pink and blue, also in fancy stripes, 75c, for ... 45c

### Wood's Pills.

House the for old liver, and cure biliousness, sick headache, jaundice, nausea, indigestion, etc. They are valuable to prevent a cold or break up a fever. Mild, gentle, certain, they are worth your confidence. Fairly vegetable, they can be taken by children or delicate women. Price, 25c, at all medicine dealers or by mail of C. L. Wood & Co., Lowell, Mass.

them to the best advantage. It was learned also that shortly after they were missed from the university 205 State street for \$50, but later redeemed them. The instruments are an ammeter No. 1846 and a voltmeter No. 348 by which numbers they were identified by Dr. Merrill.

### MEETING UNAUTHORIZED.

In another part of this edition appears a notice of a call for a meeting of the Democratic city committee at the office of Morris Sommer. The "News" is asked to state that the said call is unauthorized, the chairman and some members of the committee knowing absolutely nothing of it. The meeting, therefore, will not be held.

### CHARGE IS DISMISSED.

(Special to the "News.") Boise, Idaho, Nov. 12.—The criminal case against U. S. Marshal Rounds in which Mrs. George E. Spencer charged him with laying violent hands upon her in ejecting her bodily from her position as chief deputy from which he had previously removed her by the revocation of her appointment was tried today before Justice Heintzsch at a preliminary hearing. The charge was dismissed.

### NEW PHOTOGRAPHIC WRINKLE.

Telo-photography is "a new wrinkle" in the art which local artists are proposing to give some attention to. It consists of a telescopic attachment to a camera by which an object two miles away can be thrown on the plate the same as though it were only a few yards away. In that way, elk, bear and other game detailed at a distance, or objects on the side of a distant and inaccessible cliff can be photographed as though they were within immediate reach.

### LATE LOCALS.

A number of returning missionaries from Europe arrived in Salt Lake early this morning.

Funeral services over the remains of Mary Ann Burnham will be held in the Eleventh ward meetinghouse on Sunday at 12 o'clock.

The steel roof work of the Catholic cathedral is expected daily from the eastern mill, and on its arrival it will be immediately put into place, as the edifice is now ready for the roofing.

Elder Archie B. Keeler was greeting his many friends on the street today. He returned from a mission trip to Chicago, where he has been for some months doing missionary work.

It is claimed that the year's building in this city will average two buildings for every day in the year. In Los Angeles the average is one building for each and every day in the year.

The management of the Utah Light & Power company is sending out circular notices to the company's patrons relative to lamp renewals, the bills of which were published recently in the local papers.

The Bell Telephone Co. people say that by Jan. 1 they will have over 5,000 subscribers in this city. General Manager Murray leaves this evening on a business trip to Chicago to be gone 10 days.

Bohaph people in conditioning Postmaster Thomas to so rearrange the westbound mails that the Bohaph mails may be sent out Mondays, Wednesdays and Fridays. This will be a great convenience to the westerners.

The Salt Lake Chapter of the American Institute of Bank Clerks will hold a meeting on the evening of Nov. 25, in the rooms of the hearing House association, when Cashiers L. H. Farnsworth and E. W. Wilson will speak on the aims and purposes of the institute.

The agricultural implement dealers say that the season which is now closed has been an important one for the year, and that next year's year ought to be better yet. They are getting their sleighs and bob sleds ready for the approaching winter.

### PERSONALS.

Gov. John Sparks of Nevada is at the Kenyon on a short trip to this city.

W. G. Page, the Halley mine manager, is a guest at the Kenyon, having stopped over on a periodic business trip.

Architect S. C. Dallas has returned from Cedar City, where he has been to note the progress in the new state university buildings.

Jack Marshall, Jr., manager of the Firemen's Fund insurance company of Chicago, was in the city yesterday, having on his friends, en route home from a trip to the Pacific coast. He says that while the current year has been disastrous for the city, the outlook is that the coming year will witness a material improvement in the general insurance situation.

### Rockefeller Makes No Concessions.

Trinidad, Colo., Nov. 12.—J. E. Maitby, of the Colorado Fuel & Iron company, declared today that the report that John D. Rockefeller had ordered concessions made to the miners was absolutely without foundation.

"You can add also," he continued, "that it will be a fight to a finish. Mr. Rockefeller has written Mr. Kebley a congratulatory letter expressing his approval of every step taken."

Other postoffices in the interior of Pennsylvania have been robbed recently and the authorities suspect the men under arrest of being the perpetrators.

### HIGHEST AWARD.

Utah State Fair 1903.

### Three Crown.

It's pure. It's made right. It's sold at an honest price. Ask your grocer for it. 25c per pound. Every can guaranteed.

### Baking Powder.

Prepared by Hewlett Bros. Co.

### FOR EXPULSION OF SENATOR SMOOT.

(Continued from page 1.)

Mr. Hoar replied that he did not believe any member of the committee on privileges and elections would find it necessary to make a public display of his attachment to the family tie as established in all Christian countries, and so signally manifested in his beauty in our own country, and he expressed his surprise that any senator could consider it more to preserve the fact that they are pointing out to the senate their determination of a judicial question in regard to which the senators are the judges. He again compared the people of the country, in giving vent to their opinions in the shape of petitions on the subject, he would like to have them encouraged in that direction. Replying to Mr. Dubois' argument, Mr. Hoar said that in his remarks yesterday he had merely called the attention of some of his own constituents to the fact that they are pointing out to the senate their determination of a judicial question in regard to which the senators are the judges. He again compared the people of the country, in giving vent to their opinions in the shape of petitions on the subject, he would like to have them encouraged in that direction.

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