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.

NO. 168. MONDAY, JUNE 11, 1894. SALT LAKE CITY, UTAH. VOL. XXVII.

FIRE AND DYNAMITE.

Mob Strikers Burn Railroad Bridges and Hold Up Trains.

GRAVE OUTRAGES COMMITTED.

Four Engineers Blackened and Maltreated, but Finally Released.

CLEVELAND, June 11.—The striking miners set fire to a Cleveland, Lorain & Wheeling railroad bridge at Milan last night. The structure was entirely consumed. Massillon advices declared last night that coal trains will be held up and everything possible done to prevent fuel from reaching and in Cleveland. A spy discovered at the meeting received rough handling. The railroad people refuse to decide to the visiting of Uniontown and Morgan today. Troops are being concentrated at these points.

SHOT DEAD IN MEADOWS.

SPRING CREEK, OHIO, June 11.—Three boys were made to burn bridges on the Cleveland, Lorraine & Wheeling railroad at Milan and the road at Dover. At the latter place the flames were extinguished by a shower. The miners tried to drive the boys away by shooting. The sheriff is applied for guard. Two Hungarians and Slavonic regiments arrive. Coal trains are running.

BLOWN UP WITH DYNAMITE.

BIRMINGHAM, Ala., June 11.—The bridge on the Kansas City, Memphis and Birmingham at Carlisle was blown up with dynamite this morning. The bridges at Patton, Coal Mines and other points have been burned. The strikers are determined to prevent the transportation of coal.

DISTURBANCE ABOUT WAGES.

CHICAGO, June 11.—The long-standing dispute as to wages, composed of operators and miners, is in executive session today. Each side expressed itself as being that concessions should be made and an agreement here is imminent. John McBride said the miners were not contending for the recognition of the miners' union, but for a living wage.

The statement issued from here that the strike had been settled except in Illinois, is not correct, but the conference will not adjourn until it is settled. The possible basis of settlement is the proposition of Colonel Bond to pay a rate of 60 cents in Pennsylvania, 65 cents in Ohio, and other territory in proportion until September 5th, when the rate will be increased to 70 cents in Pennsylvania, and in other districts in proportion.

RAPID FIRING HEARD.

IOWA, Ill., June 11.—The mob is growing larger here. The Springfield men declare they will stay six months if necessary, to close Pana down. More troops arrived in day. Attempts was made to enter shaft 2 by a miner who ran away when discovered. It is believed he was struck twice fired by the guards. At 2 a. m. there was rapid firing near Center St. The militia marched to the scene without incident.

THE MOB THREATENS SERIOUS.

UNIONTOWN, Pa., June 11.—The 200 of American workmen taken possession by a mob of foreigners at New Salem on Saturday, were overtaken at Connellsville and rescued at noon today by the deputies. They were still backing the pharaohs and were exceedingly drunk and in bad. They were hooted from one crowd to another yesterday until landed in the strikers' camp at Kyle. The deputies are collecting all available and many arrests will be made. It is estimated that not less than 500 strikers handled the prisoners from the time of their capture near Haven until they were taken away. The wretches were so drunk by their capture and will be hard to appear against them.

Last night the strikers visited the mines in Orange Creek, where part of the coal shipped out over the state line and in mines, broke up the tools and wheelbarrows, threw out the support at the entrance to the banks and caved in about twenty feet of the banks.

A jury has been impaneled to hold an inquest over the body of John Bennett, a miner, killed in yesterday's affair. Bergenback and Corrack will die. The others were not seriously injured.

RAIN CHIPPER CREEK.

CRIPPLE CREEK, June 11.—The militia left here today for Colorado Springs in accordance with the agreement between General Brooks and Sheriff Bowers. The militia will remain in the vicinity of the mines to preserve the peace.

WAGES DO NOT ENTERED.

DENVER, June 11.—The agreement made at Cripple Creek between Governor Waite and Sheriff Bowers is not accepted by all respects by Governor Waite. He wired Assistant General Tarney today that the troops cannot be used as guards. The miners' arms are to be restored to them and not over twenty-five minutes arrested.

ANOTHER BRIDGE BLOWN UP.

CLEVELAND, June 11.—Early today about twelve bridge on the Wheeling and Lake Erie road, located at East Greenville, five miles northwest of Massillon, was blown up with giant powder and the rails buried. Five and cannot be opened for many days.

INTERRUPTED A GOAL TRAIN.

MINTON, Ohio, June 11.—Shortly before noon today 400 striking miners held up a southbound coal train on the Cleveland, Lorraine and Wheeling here. The engineer, engineer and fireman were given five minutes to run from the coal and leave. They complied.

SUICIDE MANIA.

Several Ladies Force a Club and Take Carbolic Acid.

NEW YORK, June 11.—"Suicide Club" is a theory of the physicians at Bellevue hospital in the case of a young woman said to be the wife of Eugene Morse, a builder of Rockaway, who left her on account of creditors.

Minnie Wendell, a member of the Knickerbocker ice company age in the room of a school, named Jane S. Kuppner, a tailor, and her Friday was found lying upon the floor of her room, apparently dying. She had taken carbolic acid, the remains of suicide spread upon when the club was organized.

After leaving what Mrs. Kuppner had done, Mrs. Morse, an aide to the neighbors as Morrell, drank carbolic acid, dying Saturday morning at 1 o'clock.

Hugh Donahoe, another member of the club, arrived at Bellevue hospital about the same time Mrs. Morse died, but died about ten minutes before she did. He had taken carbolic acid.

About 4 o'clock Saturday morning, Tom Conroy, another member of the club, was found running about Madison street near Twenty-seventh. He was taken to the hospital.

Mrs. Kuppner, who is at the Greenwood hospital, is said to be hopeless recovery. The authorities were first told of the case by a woman who called herself Miss Belle McClintock and who was in the original more are of the club. The newspaper, John Kramlich, who was said to have witnessed the pledges given when the club was formed, verifies the story so far as is concerned.

A SULTAN DEAD.

His Son Presumed Successor to the Throne.

MADRID, June 11.—*El Globe* publishes an unconfirmed report of the death of the sultan of Morocco, Muley Hassan.

TANGIER, June 11.—News from the interior confirms the report of the death of Sultan Muley Hassan, while traveling between the capital and Rabat. It is rumored that the Sultan's son, Mula Abdul Aziz, has been proclaimed sultan.

WAS MURDERED.

LONDON, June 11.—A prominent banker has received a dispatch from Tangier this afternoon, saying the belief prevails that the late sultan was foully murdered.

The Boat Not Wrecked.

PORT TOWNSEND, Wash., June 11.—The City of Topeka has arrived from Alaska. The report from San Francisco that the revenue cutter Bear was wrecked near Sitka is false.

Bishop Rowe of the Alaska coast north of Prince William's sound, has reported to the government authorities that there is imminent danger of an Indian uprising. Near Shakan harbor last month the Indians killed an unknown white man while cutting down the coast and mutilated the corpse horribly. Another murder is reported in that vicinity, the particulars of which are unknown.

New York Change.

NEW YORK, June 11.—The general stock market opened firm, sugar, however, was 1 per cent off and under liberal selling declined 5 more. Sugar, preferred, lost 1 per cent. The rest of the market ran off in sympathy. In later dealings sugar recovered 1½.

Higgs gains followed, but were soon offset by a slump. Sugar and lead declined one per cent, later sugar recovered 1.

With a firmer market sugar advanced 1 1-8, Oregon Short Line 1.

Prendergast's Case.

CHICAGO, June 11.—An additional complication may arise in the case of Assassin Prendergast. Judge Chetlain is not sitting in the criminal court and the case came up today before Judge Payne. When the continuance agreed to was submitted to him, he refused to enter the order, saying he knew no reason why the continuance should be granted. The matter went over temporarily.

Prendergast insisted on making a speech. "I am the defendant here," he said, "and I want no continuance. The question to be determined is my guilt or innocence, not insanity. Murder is the malicious taking of human life. That crime I have not committed." The prisoner was thrust into a cell by the bailiffs.

THE PACIFIC ROADS BILL.

Opinions as to the Effects on the Liability of Stockholders.

WASHINGTON, June 11.—A question has arisen as to the effect of the Pacific roads bill on the individual liability of Stanford and other stockholders for the government debt. Some lawyers in Congress, including Congressman Hilborn of San Francisco, say the new funding act will be in the nature of a settlement of the account between the government and the roads, and that settlement will be absolute and final and discharge all the stockholders from the principal liability. The present move of the attorney general against the Stanford estate is based on the fact that the Pacific railroad debt is about to mature.

Captain Day Sailed Boldly Away.

GLOUCESTER, Mass., June 11.—Captain Day of the schooner Loring B. Haskell, from the Banks, states that Saturday, June 2, he ran into Canso for supplies. One of the men wanted to remain. The captain would not consent. For revenge, he believed, the man told the Canadian officials that Haskell shipped his men in Liverpool in violation of law. The cruiser Vigilant was notified to seize the vessel. As Haskell was passing Port Hawkesbury, the Vigilant's boat ordered her to stop. Captain Day pleaded a petition order, he refused to obey the order. Vigilant fired three shots at the fleeing schooner. She did not stop and in an hour left the cruiser far astern.

Cleveland Suffering from Heat.

WASHINGTON, June 11.—President Cleveland has been somewhat affected by the warm weather, and the regular Monday public reception was abandoned. Dr. O'Reilly gave the President a prescription.

The Trial of Wilson.

NEW YORK, June 11.—Charles Wilson, charged by the former partners, D. Dee & Co., with larceny, was arraigned in the court of Oyer and Terminer today. The district Attorney decided to try him on an indictment which charged him with having forged the name of E. W. Hubinger to a check on the Chemical National bank for $8,000. The maximum punishment is ten years in the states' prison. Bail of $10,000 has been accepted at noon.

IN THE SOUTH SEAS.

The Samoan Trouble Still a Source of Great Anxiety.

THE HAWAIIAN CONSTITUTION.

Some of Its Distinctive Features—Land Ackowledged as the Supreme Ruler.

VICTORIA, B. C., June 11.—The steamer Arawa, from Australian ports, brought a number of notable passengers in the persons of the delegates from the south sea colonies to the intercolonial trade conference to be held in Ottawa the latter part of this month. They are all anxious for closer relationship with Canada, and the conference will be one of the most notable in Colonial history. The British cable from Canada to Australia and the annexation of Samoa to the future of this country at least, besides the commercial feature of intercolonial trade development and legislation necessary in that direction will form the numerous program. The Samoan trouble is still very much unsettled and a source of great anxiety to the nations interested in the south seas.

The Arawa left Honolulu on the second of June, when the new constitution of Hawaii was the absorbing topic of conversation and debate. It had just been promulgated and published. It contains many features peculiar to itself. Its first section, dealing with the rights of persons and property, recognizes God as the Supreme ruler and declares for universal rights and liberty of the press and Hawaiian subjects. Any newspaper, however, works adverse reformation of the monarchical government, or any speaker taking the platform in the queen's cause, or suggesting force to accomplish a change of government, shall be considered a traitor and treated accordingly.

Slavery never is prohibited. Whenever a slave enters the territory of the republic, the constitution exacts that that he shall be free.

The right of citizenship is extended to first, persons born in the Hawaiian islands; second, persons naturalized according to the provisions of law in force when the constitution was adopted; third, persons who, not being Hawaiian citizens, have taken an active part in the formation of the republic or supported the provisional government, in whose cases all usual qualifications are to be waived. The process of naturalization is to be similar to that of the United States. The government of the republic is divided into executive, legislative and judicial branches, the powers of each being preserved distinct and separate. The executive power is vested in the cabinet of four ministers—of foreign affairs, of finance, of the interior and an attorney general.

The president is required to be not less than 35 years of age, a native of the island, of a resident therein for not less than fifteen years and a citizen. He shall be elected to the office for six years and cannot succeed himself in office. The president, with the approval of the Senate, appoints members of the cabinet, judges of the supreme and circuit courts, the auditor general and diplomatic or consular representatives to foreign countries.

The legislative power is vested in a legislature consisting of two houses, a Senate and a House of Representatives which shall organize and sit separately except as specially provided otherwise. The Senate shall consist of fifteen members and be elected to hold office for six years; the House of Representatives shall consist of fifteen members elected every second year. A senator must be a male citizen not less than 30 years of age and three years a resident and must also be the owner of property in the republic worth $500 above possible incumbrance, with a money income of not less than $1,000 per annum. Hawaiian native born, not to be under the age of twenty-five, with a property qualification of $1,000, and income of $600. The first regular session of the legislature shall convene on the third Wednesday in February, 1896. Sessions are limited to 120 days, and special sessions may be called by the president.

LANGUAGE OF MONKEYS.

Professor Garner Speaks of the Results of His Investigations.

CHICAGO, June 11.—Prof. R. L. Garner, who recently returned from Africa in pursuit of his investigation of the habits of the Gorillas and Chimpanzees in Africa, spoke of his investigations, he said:

From childhood I have believed that the lower animals were able to converse together to the extent of making known to each other their needs and conditions. In pursuit of knowledge in confirmation of this belief, I went to Africa, after a number of years' study of the monkeys in captivity. I firmly believe as I have written above my belief, that the monkey tribe is able to communicate one with the other to a remarkable degree of intelligence. I am now at work on the development and fitting of an alphabet which I have invented, as a result of my years of study and elaborate by my recent experiences. I propose to return to Africa next spring and resume my investigation in the Gaboon country.

Tried to Blow Up the Bridge.

CANTON, O., June 11.—An attempt was made last night to blow up the Cleveland, Canton and Southern railroad bridge over the Tuscarawas river at Navarre. It is believed the bridge not seriously damaged.

JUNKIN'S FAMOUS INJUNCTION.

The Case Argued in the Court of Appeals.

CHICAGO, June 11.—The appeal of the employes of the Northern Pacific railroad from the injunction issued by Judge Jenkins, of the U. S. circuit court at Milwaukee, last winter, to prevent them from striking, was argued in the U. S. court of appeals today. The receivers were represented by ex-Senator Spooner who wrote the famous injunction and George P. Miller. The employes and their organizations were represented by F. W. Harper, Charles Quarles and F. W. Spence. The court was composed of Justice Harlan, Judges Woods and Jenkins. Each side was given three hours to present the case. The court will grant the original request of the receivers' attorneys to certify the case to the supreme Court of Appeals, as the judges see fit.

The Kentucky Campaign.

LEXINGTON, Ky., June 11.—The largest meeting of the congressional campaign is in progress here this afternoon. It was originally announced as an "Owens demonstration," but Settle was invited to take part. The Settle and Owens men are friendly and there has been no district.

A Spanish Painter Dead.

MADRID, June 11.—Don Frederico Madrazo, the distinguished Spanish painter, is dead.

Commencement's Program.

PADUCAH, Ky., June 11.—Kelly's commencement, which were yesterday brought from Cairo by boat, expect to go up the Tennessee river to Johnsonville by boat, thence overland to Washington.

Forest Fires in Michigan.

IRON MOUNTAIN, Mich., June 11.—Forest fires are raging in the vicinity. Across the river in Wisconsin the flames are doing great damage. At Sagola, Mich., McCormacks' hotel, saloon, boarding house, several dwellings and the warehouse of the Sagola Lumber company are burned.

For a Duty on Wool.

WASHINGTON, June 11.—Senator Sherman today gave notice of an amendment to the tariff bill providing for a duty of 40 per cent ad valorem on wool.

Accident to Mortal Combat.

HUNTINGTON, W. Va., June 11.—At Bowson five young women got into a fight last evening, using knives and pistols. Mrs. Lizzie Maynard was killed and Jennie Morris actually wounded.

To Utilize the Niagara.

BUFFALO, N. Y., June 11.—Assured of the success of the big tunnel on the American side, the same interests which control it have made arrangements for the construction of a similar plant on the Canadian side of the river. A meeting held at the falls where all the necessary papers were signed by which the Cataract Construction company, under the name of the Canadian Niagara Falls Powder company, secures the right to construct hydraulic canals for a great powder grading plant. The papers were signed by the trustees of Queen Victoria Park and the officials of the powder company and the plans were described by the company and accepted by the commissioners.

In many details the plans are similar to those put in operation on the American side. The powder houses and the plants will be of the same dimensions. Three mammoth tritons will be put in and the arrangements will be so the pit can be extended 1,200 feet when necessary.

MRS. LEASE SICK.

But She is Able to Confer with Political Friends.

TOPEKA, Kan., June 11.—Mrs. Mary E. Lease, while still sick at the deaf and dumb asylum at Olathe, is still able to sit up and hold a conference with her political friends. She has sent word to her associates in this city that she will make a special effort to be here Tuesday to attend the populist state convention and that she expects to be a candidate before that convention for congressman at large. Mrs. Lease says she is entitled to a nomination and she firmly expects to get it.

A New Mining Company.

Special Telegram to the News.

CHEYENNE, Wyo., June 11.—The Heart Mountain Coal Mining and Milling company, has been organized for the purpose of carrying on a general mining business in Johnson and Sheridan counties. The incorporators are Edward Gillette Jr., J. R. Menardi, E. E. Lonsdaugh, Wm. C. Wrighter and Wm. Timm. The capital stock is $2,000,000.

The Oregon Elections.

PORTLAND, Oregon, June 11.—Returns election returns show that Hermann, (Dem.) for Congress in the first district, has 3,867 plurality and that Ellis, (Rep.) in the second district, has a plurality of 2,900. The legislature stands as follows: Senate—Republicans, 19; Democrats, 3; Populists, 3. House—Republicans, 52; Democrats, 11; Populists, 2. The Republican majority on a joint ballot was 52.

John V. McKane Again.

NEW YORK, June 1.—John V. McKane will be brought from Sing Sing to Brooklyn as a witness in the suit brought against the estate by Catherine Bauer, widow of the late Paul Bauer. The case was called in Justice Bartlett's court on Saturday and went over until today because of Col. Jno. McQuade, who with Lawyer Rodebe, will defend McKane.

The Oxford-Yale Contest.

LONDON, June 11.—The Oxford-Yale contest has been fixed for July 16.

An American Citizen Sentenced to Russia.

BUFFALO, June 11.—A Slelat has received a letter from Mr. Janowsky, in Russia, Poland, stating that his brother-in-law, a citizen of Buffalo, who lived twenty-five years in America, has been arrested and sentenced to Siberia. Polish people have reported the matter to Secretary Gresham.

The Labor Conference.

ST. LOUIS, June 11.—The conference of national officers of the labor organizations assembled here today with a view of bringing about unity of work among the labor organizations. The conference organized with Garret Master Workman Sovereign of the Knights of Labor, as chairman; F. J. McGuire, head of the Brotherhood of Carpenters, secretary.

DON'T WANT DAILEY.

The Committee on Waterworks Will Report Against His Appointment.

FIGHT OF THE STREET RAILWAYS.

The Rapid Transit Has Filed a Supplemental Petition—Immediate Action Will Not Be Taken.

Humblings from the committee rooms of the City Council committee on waterworks are to the effect that the official document announcing the appointment by the Mayor of John B. Dailey as superintendent of waterworks, did not fall into pleasant places as far as the appointee is concerned.

Numerous indefinite charges have been going the rounds for some time as to the unfitness of Mr. Dailey to fill the position to which he was named by the chief executive of the city. Some of them were serious in their character while others were more or less trivial. Just what figure they will cut on the question of confirmation is not known. Not it has leaked out from an authoritative source that the committee on waterworks, which consists of Councilmen Lynn, Watson, Remington, Young and Daly, with possibly a single exception, will at the meeting of the Council tomorrow night, report adversely on the appointment.

In view of the prospective unfavorable report of the committee it is thought that confirmation will be impossible as several other councilmen are known to be opposed to Mr. Dailey. The latter's friends, however, are doing some very hard work in his behalf and will not give up the fight until compelled to.

Should Mr. Dailey's name be rejected ex-Councilmen Harry and Folland will again be applicants for appointment. The former is a strong favorite with the Mayor and may secure the "plum." But Folland's experience as a machinist is an argument in his favor that is being strongly urged upon some of the members of the Council.

The question of qualification is being talked of in another circle. It is by the friends of Dan Griffin, the present incumbent of the office, who they are very anxious should succeed himself. As the matter stands now it is very uncertain and developments will be watched with more than ordinary by the friends of all the candidates.

STREET RAILWAY FIGHT.

The Rapid Transit Has Filed a Supplementary Petition.

An early consideration of the street railway difficulty will not in all probability occur. The matter is now in the hands of the committees on improvements and streets, associated. It was expected that a report would be to the Council at its meeting tomorrow night, but Mr. Cohn, chairman of the committee on improvements stated today that they were resting on their oars hoping that time would assist in the solution of a very much mixed question. The Rapid Transit has filed a supplementary petition to the committee asking for a right of way from Second South down East Temple to Third South and then east to State.

Another reason for deferring action is the absence for some time from the city of Councilman Cornan, who is chairman of the committee on streets. He left for the East this morning in response to a telegram summoning him to the bedside of his mother, who is very ill.

PLACED ON THE FILES.

Less New Suits Were Left With Clerk Dunbar Today.

Wilson L. Snyder, as administrator of the estate of Michael Riley, deceased, this morning planted a suit in the Third district court against John J. Daly, claiming that the latter is indebted to the estate in the sum of $1,815.55 for sundry items of money had from the deceased in his lifetime—during the year 1893. Demand is also made for one silver watch valued at $25, said to have been received by Daly from the deceased. Legal interest and costs of suit are tacked on the complaint.

S. R. Heywood is the plaintiff's attorney.

John W. Guildhalt is the plaintiff and John E. Bailey, administrator of the estate of Joseph Healy, deceased, and Mrs. M. Winter Burge the defendants in a suit also filed this morning with Clerk Dunbar. It is brought to recover the sum of $313.23, balance alleged to be due on a promissory note for $500, with interest at 1½ per cent per month.

The Bridal Path.

The county clerk today issued marriage licenses to David Keith, 47, and Mary Ferguson, 39, both of Park City; to Charles F. Iredgen, 27, and Ruth Howe, 18, both of Sugar House; to Wm. S. Hooper, 24, and Lucy Bunyer, 18, both of Park City.

EARLY MORNING FIRE.

Suspected Incendiarism and a Comparatively Heavy Loss.

A fire broke out in some unmentionable manner at 2:30 this morning in the row of tenement and business apartments owned by Midgely & Sons company at 307 and 313 east Third South street. An alarm was sent in from box 25 and the main fire brigade responded to the call.

On arriving at the scene of conflagration they found the building all aflame and set out to work quickly and effectually and soon had the flames extinguished. The greater part of the building was gutted and a fire followed in a portion of it about a month ago. Last night's blaze is supposed to have done the work of a fire long when presently stops in the premises.

The loss is variously estimated at from $1,500 to $2,000. The building was insured for $2,000. Fisher & Young having issued the policy. The adjusters were at work this afternoon.

Absent in Montana.

Policeman Cahoon has gone to Montana on business, for a new term as his seat was vacant at the morning's session of the county court.

THE LAST $300,000.

The City Can Have Its Remaining Cash Without Delay.

A letter received by H. J. Grant & Co., local agents for the New York Life, today brought the welcome information that the city can have its remaining $300,000 on the usual six months' delay. The company says that just as soon as warrants enough have been taken up to make the delivery legal and the bonds forwarded to them, the cash will be forthcoming.

Arrived from Samoa.

Sister R. M. Stevens, wife of the late president of the Samoan mission, whose death was recorded in Saturday's NEWS, reached Ogden from San Francisco last evening and was met at the depot by President Joseph F. Smith and Elder F. D. Richards. She remained at the residence of Elder George E. Browning until this morning, when she came on to this city, and today had an interview with the First Presidency. Elder Stevens's body was interred in Samoan soil. Sister Stevens continued her journey south this afternoon to her home in Fairview, Sanpete county.

A Mind Diseased.

Joseph Sensabaugh, a Murray blacksmith, about sixty years of age, is being examined in the Probate Court this afternoon in reference to his mental condition. The examining commission are Judge Hall, County Physician Worlinghouse and Dr. Meacham.

Land Office.

The following filings have been made in the local land office under date of June 11:

George H. Hill, of Washington, Carbon county, desert entry of the north half of the southeast quarter of section 19, and the north half of the southwest quarter of section 20, township 17 south, range 11 east. This is the first land entry as coming from the new county of Carbon.

Joanna P. Ferry, of Draper, Salt Lake county, desert entry of the unsurveyed west half of the southeast quarter of section 30, township 3 south, and the northwest quarter of the northeast quarter of section 4, township 4 south, range 1 east.

David L. McDonough, of Eureka, Juab county, homestead entry of the northeast quarter of section 15, township 10 south, range 3 east.

Wilford Tuttle, of Bountiful, Davis county, homestead entry of the southwest quarter of section 14, township 2 north, range 1 east.

Mineral patents have been received as follows from Washington, and can be obtained by their owners at the local land office:

No. 903, to Patrick Feeney, Wm. H. Hoy, Joseph L. Heywood, P. M. Langford, David C. McLaughlin, W. S. McCornick and Edward P. Ferry, for the Negress mining claim, located in the Uintah mining district, Summit county. The application for this patent was made November 27, 1893.

No. 1078, to the Deseret Gold and Silver Mining and Milling company, for the Mary, Big Pocket, Branch, Elsie, and Dalton claims, located in the Ophir mining district, Piute county.

Salt Lake Academy.

The thirteenth annual commencement of the Salt Lake Academy will be held at the Congregational church, Tuesday evening June 12. The program is as follows:

PART FIRST.

Grand March, Opera ..... Prof. Radcliffe
Chorus—Hail, Thou Day Of Promise ..... Kate C. F. Brown
Vocal Duet—Duet Of Promise ..... Walter L. Brown
A National Dance ..... Lizzie E. Fisher
Chorus
The Gallant Wife ..... Rita Wagoner
Vocal Duet ..... Mabel A. Fisher

PART SECOND.

Chorus
Song, The Women of the Past ..... Rosina Richardson
Duet, The Women of the Future ..... Rosina Richardson, Mabel A. Radcliffe
Presentation of Diplomas
Benediction.

On Wednesday evening at the same place, a prize festival will be given, seven junior graduates of the academy being chosen as contestants. Three prizes are to be awarded by Hon. L. E. Holden, Cleveland, Ohio, as follows: First prize, $5; second prize, $3; third prize, $2. Following is the program:

Music
Oration—Ancient Greece ..... George E. May
Recitation ..... Fanny L. Jenkins
Hot Mince ..... Rosina Richardson
Oration—Modern Greece ..... Mabel A. Radcliffe
Music
The Unknown Lecturer ..... Robert T. Allen
Oration—Dr. Dudley's Dad ..... Emily J. Ivins
The Dancing Fool ..... Wilson L. Snyder
Music
Awarding of Prizes.

Teachers' Excursion.

Those desiring to accompany the teachers' excursion to San Francisco next week, will be required to apply to J. E. McKnight, 32 Commercial, this city, for tickets by June 15th. Upon presentation of excursion tickets to agents, reduced rates from all points will be given. Pullman cars will be ready for occupancy the evening before the excursion leaves.

THE SUPREME COURT.

A Question Involving the Fees of District Court Clerks.

ZION'S SAVINGS BANK APPEALS.

The Point at Issue was the Collection of Certain Portions of the Taxes.

There were no opinions handed down by the judges of the Territorial Supreme court this morning, and after the minutes of Friday's session had been read by Clerk Earles, their honors listened to arguments in the cases given below.

(MONTANA, AS TO FEES.

The first case taken up was that of the United States of America, appellant, vs Henry G. McMillan, John J. Daly and Worden P. Noble, respondents.

The defendant McMillan was clerk of the Third district court, U. T., the co-defendants being sureties upon his bond. Suit was brought by the United States against them to recover an account alleged to be due from Mr. Millan as fees collected by him by virtue of his office and in excess of the expenses of his office, reasonable clerk hire and $3,000 a year, which it was claimed by the plaintiff was all that McMillan was entitled to retain as his personal compensation. The complaint alleged that a portion of the excess sued for was received by the clerk as fees in naturalization cases and the remainder as fees in civil suits between private parties in court. To the complaint the defendants demurred on the ground that it did not state facts sufficient to constitute a cause of action.

The questions arising on the demurrer were—1st, whether the naturalization fees received by the defendant McMillan were fees and emoluments of his office as clerk; and 2nd, whether the fees received by him as clerk, in suits between private parties, were such fees and emoluments of his office that he was required to account for the same.

Counsel for the appellant now contended that the court below (Judge Bartch) erred in passing on the demurrer, his Honor holding that the fees in question were the fees of clerks of U. S. district courts, and not apply to naturalization cases, and that the clerks must not make returns of the fees received in that class of cases. In the opinion of the lower court, also, the fees received by the clerk for territorial business should not be accounted for, because the United States had no interest whatever in them. Counsel again attributed error here, stating that if the United States had the power to require the clerk to account for all fees and emoluments received by him by virtue of his office, it had an interest in requiring him to account for these fees, because it was benefited thereby. A reversal of the decision of the court below was therefore now sought.

The appellant was represented by Judge Howat and the respondents by Attorney W. H. Dickson, the latter of whom, in a very forcible argument, insisted that the two questions arising upon this appeal were properly answered in the negative by the lower court; further that fees received in naturalization cases were in no sense fees of the clerk, but were (as said by the U. S. Supreme court in a case of the U. S. vs Hill) paid the clerk by the parties seeking naturalization as compensation for his services in looking over the papers and ascertaining their validity. The clerk acted as an aid to the court in passing on those cases, and his duties in this respect were not connected in any manner with his duties as clerk.

The case was submitted after argument.

A POINT AS TO TAXES.

The two cases of the Zion's Savings Bank and Trust company, appellants, vs Wm. Jennings, county tax collector, defendant and respondent; and same vs F. J. Leonard, city tax assessor and collector then came on. The facts in each were identical and by mutual agreement between counsel the two appeals were consolidated and argued together.

Appellants were represented by Attorneys Harlow Ferguson and John M. Cannon; County Attorney Murphy and Judge Hogg appeared on the other side.

The actions were commenced in the Third district court some time ago, when the facts were fully reported in these columns. Hearing was had before ex-Chief Justice Zane, the plaintiff seeking to obtain a permanent injunction to restrain the defendants from collecting certain portions of the city and county taxes, on the ground that they were illegal, for the reason that the property on which such taxes were assessed was exempt from taxation. The relief prayed for was denied by Judge Zane, and an appeal therefore taken to this court. Counsel for the appellants contended, among other matters, that the court below erred in holding that the property of the corporation was to be assessed at the upstand value of its capital stock, the shares of stock being exempt from taxation.

A motion to dismiss, made by the respondents' counsel, on the ground that the controversy had been already settled except as to costs, was argued and taken under advisement until 2 p.m., and their Honors then dismissed the appeals, upon the payment of costs of the suit in the lower court, in both cases.

Judge Bartch did not sit in this case.

Court adjourned at 2:15 till 10 o'clock Monday.

Came Back at Henry.

George Henry, who has led a sort of up and down career with storied pinnacle place borders, was arraigned in the police court this morning on a charge of assaulting a man named Lindsey, whom he had arrested on Friday on several serious charges but who escaped with a fine of $10. The charge was a counter character and Henry was assessed $5.