

That County Road.—On Wednesday we published a complaint from a resident of Morgan County about the bad road at Devil's Gate, near the Weber County line. It was therein intimated that the Weber people had declined to do their share to keep the road in repair. The Ogden Herald thus defends the action of the county officers:

"The charge against Weber County is unjust. The piece of road in question has always been a bone of contention and, it is claimed by Weber County officials that if the road was properly located according to the statute it would be entirely out of the jurisdiction of Weber County. That it is a bad place is true, but it is not a county road of Weber County. Weber County has in the past offered to pay her share towards keeping that piece of road in good condition. Every proper offer has been refused. The county most interested in the road is Morgan; Weber County people travel it very little compared with the Morgan County folks. But the latter have absolutely refused to attend to it or even to repair it or assist in so doing. Davis County is also interested but it is understood that most of the trouble arises from the folks on the east. It would be just as reasonable for people who cross on a portion of Weber County from Cache to Rich counties to require this county to declare that road which they travel for their own convenience a Weber County road as for Morgan people to ask that Weber County spend so much money on a small piece of road which really belongs to Morgan County and in which Weber County people have so little interest. It is a matter of regret that this dispute should continue but Weber County has really done her share, and in fact, more than her share, in maintaining that road. Our county court has been to much expense and annoyance in regard to the matter and has not been met part way by either of the other counties."

TOBIAS TRAPPED.

HIS ANTI-"MORMON" DODGE DOES NOT AVAIL HIM.

To-day Samuel L. Tobias was called in the Third District Court to receive sentence on a conviction for petty larceny. This case will be remembered as the one in which a \$5 gold-piece lost by Mrs. Angel figured. The money was picked up by a small boy, Malcolm Butler, and was claimed by Tobias, who said that he had tossed the coin—he first said it was a \$2.50 piece, and then changed it when he learned what was found—to his father and that the latter had failed to pick it up from the sidewalk. The evidence, however, convinced the jury that Tobias, in retaining the money, committed a theft. He was tried in the Police Court, convicted and fined \$50. An appeal was taken to the District Court, and another conviction had.

To-day his attorney, Mr. Whittemore, asked Judge Zane to suspend sentence, and urged as reasons therefor what he considered the "doubt in the case, that the defendant had been before this considered straightforward, and that he worked with his father in a small store to obtain a living for a large family.

Mr. Richards objected to a suspension of judgment, and suggested that the least the Court should do was to require the defendant to pay the costs in the case. The full penalty for the offense was \$99 fine and 90 days' imprisonment.

The Court then asked the defendant, "Have you anything to say why sentence should not be pronounced?"

Defendant—Nothing, only it is the first time I was ever in a place like this. I am innocent, so help me God.

Court—The jury found you guilty, and I think the evidence fully warranted it.

Defendant—I did not have all my witnesses here. There was the man who owned the money. I had additional witnesses in the Police Court.

Court—You were found guilty then?

Defendant—Yes, but the jury were all Mormons. I was told they would do it.

Court (severely)—The evidence against you was sufficient to show your guilt.

Defendant—It was a Mormon jury.

Court—A man who would take advantage of a little boy as you did must be a bad man. I am of the opinion, under the evidence, which was strong, that you are guilty. You will be fined \$50 and pay the costs of the prosecution.

The defendant was then ordered committed to the custody of the Marshal until the judgment was satisfied. In addition to the \$50 fine the costs will foot up to something like, \$75.

FROM MONDAY'S DAILY, MARCH 28.

Appointment.—A telegram received late this afternoon announces that the President has appointed Wm. C. Hall, of this city, Secretary of Utah Territory. The gentleman is well qualified to fill the office, and the people generally will be satisfied with the selection made.

A Successful Raid.—A special dispatch from Beaver says that six deputy marshals made a raid on Paragonah Sunday, and after much searching, assisted by one John Nowers, who is well posted, arrested Bishop William Jones, who waived examination before Commissioner Smith and was put under

\$1,500 bonds; also the witnesses were put under bonds to appear before the grand jury at the May term.

Released.—To-day Brothers Joseph H. Dean, of this city, and Andrew Hansen, of Mill Creek, were released from the penitentiary, where they have served a six months' term on convictions for unlawful cohabitation. They had an examination before Commissioner McKay, and took the oath required for their discharge.

Wm. Muir Arrested.—On Saturday afternoon, Wm. Muir, of Bountiful, came to this city on business and was arrested on the charge of unlawful cohabitation. He was taken before Commissioner McKay and pleaded guilty. His bonds were fixed at \$1,500. Two of his wives were subpoenaed to appear this morning as witnesses, but on arriving at the Commissioner's found they would not be needed until the grand jury met.

Horses Killed.—Last evening's Union Pacific passenger train had a narrow escape from serious accident a short distance above Ogden. The train had left Morgan City and was going at a high rate of speed, when just as it was approaching a bridge over the Weber River two horses were discovered on the track. Brakes were applied, but the animals were struck right at the bridge, and the locomotive and four coaches passed over them before the train came to a standstill. Fortunately none of the cars left the track. Both horses were killed.

From the Northwestern States.—We had a call this morning from Elder E. P. Petersen, of Koosharene, Platte County, who returned from a mission to the Northwestern States last evening. On May 5th, 1885, he left Utah, and was assigned to labor in the Minnesota Conference. He traveled in Dakota and Minnesota, preaching the Gospel, and meeting with fair success. The last six months of his time was spent in the Indiana Conference, traveling in the State of Michigan. He performed this duty alone, being the only Elder in the State. He was well treated by the people, and says there is a good field for missionary labor in North Michigan. There are at present no Elders in that section, but quite a number of people have been investigating the truth. Elder Petersen will leave for his home in a day or two.

County Registrars.—The following partial list of registration officers for the counties named has been made by the Utah Commission:

Iron—Daniel Page.
Juab—Patrick Cusick.
Kane—John Stewart.
Millard—John Kelley.
Morgan—A. D. Shurtliff.
Rich—Miller A. Moffatt.
Sanpete—A. J. Banman.
Summit—Wilson I. Schuelder.
Tooele—David B. Stover.
Wasatch—John Duncan.
Weber—L. B. Stephens.
Utah—Hugh M. Dougall.
Uintah—Isaac Burton.
Sevier—J. W. Phillips.
Washington—James N. Louder.
Platte—James A. Stark.
Emery—S. J. Harkman.
San Juan—Chas. E. Wolton.
Garfield—David Cameron.
Box Elder—D. D. Ryan.
Cache—W. R. Stover.
Davis—Hector W. Halght.

Cache County Items.—From the Logan Journal of Saturday, March 26th:

Prof. Lewis, leader of the Logan choir, is preparing to give a grand concert at the May conference.

A movement is on foot to organize a company in Logan for the purpose of engaging in mining in the Snake River country.

On Wednesday last Dr. Leslie Snow removed a tumor from the lip of Mr. O. Halverson, of this city. The patient is doing well.

A yellow flag is out on the residence of Mr. C. C. Shaw, of Hyrum. One of his children is afflicted with diphtheria. A child of John Jensen of that place, died recently of that terrible disease.

Deputy Marshals Whetstone, Steele and Thomas were in Hyrum on Wednesday afternoon and searched a number of houses where they supposed persons lived who had violated the Edmunds law. On Thursday they returned to Hyrum and continued their work, searching thoroughly twenty or more houses, but made no arrests.

Mr. Richardson, of Richmond and of the firm of Richardson Bros., Snake River Valley, was in Logan on Thursday and completed arrangements for the purchase of the water elevating and power machine which has been attracting so much attention in Logan of late. The machine is to be put in use for mining purposes in the Snake River country.

Last Wednesday afternoon Deputies Steele and Whetstone, and Mr. Thomas, were visiting the settlements south of Logan when they arrested a young man named George Olson, of Millville, on a charge of obstructing the officers, as they supposed he had been warning polygamists. He was brought to Logan and taken before Commissioner Goodwin, where he pleaded guilty. He was placed under bonds of \$500, which were signed by John King and Abel Garr.

Last evening Deputies Whetstone and Thomas went to Paradise and arrested Arthur W. Farrell on the charge of adultery. They brought him to Logan to the commissioner's court, where he pleaded guilty to the charge. Being unable to give bonds, he was

given into the charge of the county sheriff and lodged in jail. His wife is said to be in a feeble minded condition and had to have a hired girl. The girl is the one with whom he committed the crime. He was brought to Salt Lake on Saturday evening, and placed in the penitentiary to await the action of the courts on his case.

PROVO POINTS.

FIRST DISTRICT COURT PROCEEDINGS.

Provo, March 23, 1887.
The defense called Albert E. Christensen, the latter stated to the jury that he was not at the lynching at all, and that Tim and Dennis Sullivan could not have been there, because they were with him at Lombard's.

James Douglass: Ole told me he was down near Beck's dump with Tim Sullivan and met some one who told him Fisher had been hung.

James Harrington said he knew Ole Christensen, and had a conversation with him in regard to the lynching; he denied being there at the jail or at the lynching, and said he was with Jimmy and Tim; saw him at Provo while the grand jury was in session; he told me at the Roberts House that he had been driven from Tintic and would do all he could to get even with the boys or get revenge. He said, "My word will be taken as soon as anybody's" but if the boys would pay him \$200, he would skip; I told him I would not give him five cents; he replied, that he knew I had \$50, and if I did not give it to him he would get it from the boys.

WEDNESDAY, MARCH 23.
John Driscoll: Ole Christensen said, "There is no need of taking me to Salt Lake before the Commissioner, as I know nothing about the case." I asked him if he was going to Provo, and he said, "No, I'm not going for that party any more; they don't give me any money."

Mrs. Phil Green: I am defendant Green's wife; my husband brought a rope home that day (July 6th) for the well, which is between us and Argall; the reason why he got the rope is because he had had a quarrel over the well that they had dug together, and cut the rope, and promised the Argall boys that he would get a new one; the new rope was put in the cellar of the house for a while, was afterwards put on the well and is there now; when the shots were fired that evening, my husband was at home; he went out and I followed him in about five minutes and saw him standing at the gate; a person was standing outside the fence that looked like a woman; I saw my husband again in about twenty minutes in Argall's house; I remained there about twenty minutes and then went home; he came home about eleven o'clock from Argall's.

Cross-examined: The rope was not put on the well till after the defendants were arrested; it was in the cellar all the time; I took it from the cellar and gave it to Argall and he put it on the well.

Wm. Argall: Mr. Green is my neighbor; our houses are about twenty-five feet apart; I saw Phil Green at six o'clock and again at about nine or half past nine; I heard four or five shots fired and went to the door, then started towards the creek; heard a commotion at the jail and came back; saw Green about ten minutes after the shots were fired; he came in our house, and remained there till 11 o'clock, and then went home. Witness testified the same as Mrs. Green as to the rope.

Cross-examined: When Green came in I said it was too bad that Fisher should be injured by a mob, and Green replied that it would be too bad if any trouble would happen. I thought that I had no business at the jail and returned to the house after starting out; knew about what was up from the excitement through the day; no one told me about it till the next morning. I first told of Green being at my house after he was arrested; told it to Pat Shea and Mr. Sutherland. I remarked to Mr. Ether that if Green was sent up it would be pretty hard on his children; saw the children with the rope one day before it was put in the well; they were running around the cellar and brought it out, and I put it on the well July 21st.

Mrs. C. H. Watts: Saw Phil Green on the evening of the 6th of July; I was on my way from Mr. Watts' office, and when near Green's house I saw Mr. Green standing by the fence; I asked him what was all the noise at the jail, he said he did not know unless they were lynching Fisher; I remarked, "My God, can nothing be done to save that poor man?" and then went home. I supposed it was Mr. Green; I was quite excited; I think now it was him.

Henry Argall: Saw Phil Green on the afternoon of July 6th, with a rope; he stated to me what he had bought the rope for; knew of the quarrel over the rope, and that Green promised to replace it; I helped put it on the well.

Deputy Marshal Cuddehe: Was at Phil Green's residence on the 15th of July; went there making arrests and saw a new rope there; it was in the cellar; a rope about half an inch thick and forty feet long; Mr. Snea stated that the rope was the one so much talked of.

A deposition was read from John D. Fitzgerald. I saw John T. Harrington (one of the defendants) July 6th; he came to our cabin at half-past six in the evening; was drunk, and my brother and I put him to bed, where

he remained till the next morning; we were with him all the time; were not present at the lynching; heard of it; Harrington could not have left our cabin without us knowing it.

Patrick Fitzgerald's deposition was the same.

A NARROW ESCAPE.

An Illustration of the Danger of Allowing Children to Handle Firearms.

NINETEENTH WARD,
SALT LAKE CITY,
March 25, 1887.

Editor Deseret News:

On account of a very narrow escape which my little children had this morning from the accidental discharge of a loaded pistol, I feel impelled to put a word in your valuable paper concerning the very prevalent and careless use of such deadly instruments in the hands of school boys.

My own children are not allowed to have such things, but their fellow school-mates carry and lend them.

Yesterday afternoon my little boy had one loaned him at school, brought it home unknown to me, and smuggled it into his bedroom. This morning, before any of us were up and the children tumbled about in their night clothes, I heard a loud pistol report come from the direction of their room. Upon inquiring I ascertained they had been playing since daylight with this borrowed weapon, and that it had accidentally gone off in their midst—three of them. The bullet ranged upward, and went through a large window, making a nice clean orifice through it the size of a fifty cent piece, and (supposedly) found lodgment somewhere in my next door neighbor's garden.

Now, I ask, where is the remedy for such terrible things? Boys must be seen that their sons do not carry about in their pockets these weapons of destruction? My children inform me that it is a common thing for very young boys to have pistols at school. They keep them loaded and play with them at their desks during school hours.

The pistol—I still have it in my charge—I believe will hold seven bullets, and yet contains two which have not been discharged.

Respectfully,
AN ANXIOUS MOTHER.

ITEMS FROM OGDEN.

Accident on the Utah and Northern—Business Prospects—Trying to Work up a Boom—The Crops, etc., etc.

OGDEN CITY, March 23, 1887.

Editor Deseret News:

Last evening, among the passengers on the Utah & Northern train which arrived, was a young man who had met with a terrible accident on Monday afternoon at Pocatello, Idaho. He was at work with his brother unloading coal from a train of cars on the railroad. His position was at the end of one of the cars. While thus engaged a number of other similar cars were switched on to the same track and ran on to the train on which the youths were at work. The concussion threw the young man out. He fell under the car and the wheels passed over his left arm amputating it between the elbow and the shoulder. As soon as possible Dr. Hoover of Montpelier, and Davis of Pocatello, were called, who found it necessary to disjoin or amputate the limb at the shoulder socket. He was then taken to the U. P. hospital. His name is Ephraim Donel. He lost his father by death, when he was quite young, and about four years since his mother died. Some time since he worked in Ogden at the U. P. Brewery. He has been out of employment for a long time until a few weeks since, when he left Ogden, went to Pocatello and found work as above stated. He is entirely without means to support himself. Has two brothers, one about 23, and the other about five years old. He also has a sister about 16 or 17 years of age. In addition to the loss of his arm he sustained a severe fracture of the head. He has rested pretty well to-day.

Ogden is on the quiver for a business and building boom. It is expected that the operations of the interstate law will give an impetus to her prosperity. Large mercantile firms in the east, it is reported, intend to establish branch depots in this city.

Mr. McDonough, of Cincinnati, is in Ogden, endeavoring to obtain a franchise from the city government to lay mains under the streets of this city preparatory to the erection of gas works in Ogden, which the firm, of which Mr. McDonough is a member, intend to do if they can obtain the charter. Other enterprises are spoken of which will bring capital in to this place and through the activity of live men industries are expected to spring up which will make Ogden boom. In a few weeks the work will be resumed on the new railroad depot buildings which will give another impetus to commercial affairs here, which have already within the past few weeks been more active than formerly. Quite a number of new business houses are now in course of erection, and more will go up anon. Our streets are being much improved still, and travel made comparatively easy.

The gardeners in the city, and the grangers in many parts of the county

are busy putting in their crops, and already a large acreage has been sown. But while we in this valley are dry, and our streets filled with clouds of dust, in Ogden valley they have fully 16 inches of snow on the level. However it is moving off rapidly. There has been a good demand for potatoes, and large quantities have been shipped to distant parts. But few, I understand, are now left. Chickens are also in demand and fetch a good price. Wheat has gone up, but there is but little of that article on the market at the present time. The people generally are cheerful, hopeful, and are confidently looking for better times ere long.
H. L. P.

TERRITORIAL ITEMS.

CULLED FROM LATEST EXCHANGES.

—At Benson, A. T., March 22nd, telegraphic advices were received announcing that Tom and Bill Duncan had both been killed at their ranch near Huachuapi mountains. A posse had been sent by sheriff Slaughter to the scene of the killing. The information leads many to think that the murder grew out of an old feud existing between the brothers and some of their Mexican neighbors, owing to their taking part in the lynching of some horse-thieves some time since. The particulars of the affair are very meagre.

—A dispatch dated Benson, (A. T.), March 22, says: "Cornelius Ryan, a native of Ireland, and for ten years a resident of this part of the country, has been foully murdered at his home, near the old Flux mine, near Crittendon, this county. Deputy John Shedy telegraphed to Sheriff Shaw of Pima county, that Ryan was murdered by two Mexican employes. Shedy and Sheriff Shaw have repaired to Crittendon. Many believe that deceased was killed on account of the suspicion that he was in some way responsible for the death of his former partner some two years ago.

—About 5 o'clock on the evening of the 21st, Richard Cross, a miner in the Gagnon mine, near Butte, Montana, aged 34, unmarried, was in a stooping position at work in the first stope above the 500-foot level. While in this position a rock six feet long and four feet wide fell upon him from the hanging wall and struck him on the shoulders and back of the head. The latter was completely crushed in. Acting-Coroner McHutton was summoned and held an inquest which developed the above facts and completely exonerated the company from all blame. He was the sole support of his mother, who lives in England. He has a brother in Virginia City, Nevada, and another brother back east. He was a member of the Ancient Order of Foresters and was buried by them on the 22d inst.

—At Junction city, on the line of the Northern Pacific Railroad in Montana, the other day, great excitement was caused by the accidental shooting of a young Indian buck, a son of Big Ox, a well-known Crow Indian. Mrs. DeWitt of that place had lately been given a 32-calibre rifle and was practicing shooting when an Indian dog came running along just at the edge of the embankment of the river. Mrs. DeWitt, being somewhat back from the river, did not see the Indian, who was below the embankment, but seeing the dog thought she would try a shot at it. She fired, and as she did so the Indian's head reached the level of the bank, and instead of the dog getting the bullet, she shot the Indian through the head and he died in a short time. The Indians were very much excited.

—On the 19th inst. John Rebovitch came up from South Butte, Montana, and stated that he had been robbed that morning of \$1,145. He charged it to two men with whom he had been on terms of familiarity since his arrival from Pioche, Nevada, a couple of weeks ago. He does not understand a word of English and required the aid of an interpreter when he made his complaint to Justice Dingevon, who issued a warrant for the arrest of John Sawyer and Antone Miller, the men charged with the larceny. On the morning in question Rebovitch got up and washed himself in his cabin, which adjoins that occupied by Sawyer. He took his money out of his trunk, counted it and found he had \$1,140 in gold and a \$5 bill. He placed it in his pocket book which he put in the inside pocket of his coat. This he laid on a bed while he went to breakfast in McFarlane's boarding-house, in the neighborhood. When he returned it was gone. The wife of Sawyer created quite a scene in Justice Dingevon's court yesterday when the men were brought up before him, and wanted to kill herself. The Justice committed the two men to jail in default of \$2,000 bail.

A little girl, while looking at some wares in a Sparta (Wis.) store window, remarked: "My papa has got a whole lot of pocketbooks just like those." The owner of the store immediately secured a search warrant, and the result was that the child's father was arrested on a charge of burglary.

George Wilson, a "lonshegman," fell overboard from the tug Mikado, off Portland, Or., on the 22d, and was drowned. He leaves a wife and daughter in Oakland, Cal. The body was recovered a few hours after and an inquest held. The jury returned a verdict of accidental death.