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TRUTH AND LIBERTY.

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FROM TUESDAY'S DAILY, NOV. 27, 1888.

Discharged.

The hearing of the charge of embezzlement, made against A. T. Carlson, took place before Commissioner Norrell yesterday, and resulted in the accused being discharged.

Pardoned.

Last evening Governor West granted a pardon to J. H. Riddle, who was sentenced last March to one year in the penitentiary for stealing a horse. The pardon was recommended by Judge Foreman, before whom Mr. Riddle had been tried.

Third District Court.

Proceedings before Judge Sandford today:

Ak Sing vs. U. P. R. R. Co.; 30 days' time allowed defendant to file statement on motion for new trial.

James W. Carrigan vs. B. G. McNeece et al.; defendants allowed 20 days to file statement on motion for new trial.

Charles Miller et al. vs. Frank Miller et al.; default and judgment for plaintiff for \$903.

Wm. H. Coshell was admitted to citizenship.

David P. Cook vs. Margaret Vandebarker; trial before court; submitted and taken under advisement.

Echo & Park City R. R. Co. vs. W. I. Snyder, administrator, et al.; continued by consent.

Utah & Wyoming Implement Co. vs. Thomas Langtree; on trial before the court.

George Thackrah vs. Emil Haas et al.; postponed to Jan. 8.

A Close Call.

An accident that came near being a serious lesson to the traveling public in regard to getting on moving trains especially during frosty weather, occurred at Farmington this morning as the Utah Central passenger train was leaving the depot. One of the company's officials was a passenger on the train alighted on the platform while the train was standing, and neglected to re-enter the cars until they were moving out. As he placed his foot on the frosty step he slipped and fell between the cars and platform. The cars had got under such headway that two had nearly passed him, while he was struggling to get out, assisted by the conductor and others, who helped to keep him from getting squeezed between the cars and platform. In his struggles his feet and limbs luckily did not get caught by the passing wheels.

C. T.

The D. A. & M. Society.

The financial statement of the D. A. & M. Society, in regard to the late Territorial Fair, is now ready to be submitted to the board of directors. It shows the gratifying result that the fair receipts were sufficient to cover all of the expenses.

Most of the diplomas and medals have been distributed to the prize winners, though a few remain in the hands of Secretary Wells. The medals were engraved by John Held, and the work is very nicely done. They are enclosed in neat boxes made by Thomas Slight. The diplomas are of the same design as those used at the Fair in 1881, and

made by W. C. Morris, only they have been reduced to a more convenient size. Of these, it is said by the lithographing house where they were printed, that they are the prettiest in design of any published in any part of the country, and the most careful art critic will admit that they are hard to beat. The writing of the names of the parties to whom the diplomas are awarded has been done by several persons, the most tasty specimens being those by Prof. A. J. Phelps.

FIRST DISTRICT COURT.

Proceedings Before Judges Henderson and Judd.

AT PROVO.

The following cases came up before Judge Judd yesterday:

Anna Marks vs. W. H. Culmer et al.; motion for a new trial to be filed January 10; stay of proceedings ordered.

Anna Marks vs. John T. Sullivan; ten days' stay of proceedings ordered. Jane Richins vs. Enoch Richins; order granting a decree of divorce.

Ann Harris vs. John Harris; leave to file an amended complaint granted. Hans Olsen was admitted to citizenship.

The Co-operative Wagon and Machine Co. vs. E. P. Bean et al.; dismissed.

AT OGDEN.

In Judge Henderson's division of the court the following business was transacted:

Lorenzo W. Ford and Andrew Louis were admitted to citizenship.

In the case of Ogden City vs. Julius Toponce, in which defendant was convicted of breaking the city ordinance against fast driving, he was given until December 10th to file and serve a bill of exceptions.

In the case of the United States vs. M. B. Wheelwright; unlawful cohabitation; a demurrer was filed and overruled. Defendant excepted.

The case of the United States vs. James Wray; unlawful cohabitation, was placed on file. At the close of the testimony the jury gave a verdict of not guilty, by instructions from the court.

The case of the People, etc., vs. J. B. Carrington, was placed on trial. The defendant was accused of having made extortionate charges in his office business as U. S. Commissioner. The evidence, however, proved that the charges were not quite as high as the law allows, and on motion of the district attorney, the court instructed the jury to find a verdict of not guilty, which they did without leaving the box.

The second case of the People vs. J. B. Carrington was called for trial. In this case the complainant, Eli Pierce, charged the defendant with having called him, Pierce, "a cowardly liar," "a sneaking cur," "an obstruction to the wheels of justice."

In the argument for the defense, Judge Powers, attorney for Dr. Carrington, made a fiery speech. He asserted that the people of the community where it was the defendant's misfortune to reside were disloyal; that it was not altogether through personal spite that the complainant was instituted but because defendant was a United States official; that Eli Pierce was a traitor and that the Liberal clan of Brigham City stood in with the traitors to all true government, and charged the jury that if they found defendant guilty, they would give unrestrained license to every traitor to threaten officers of the government and abuse them without hindrance. The charges in the complaint were not denied but the defense claimed that the offense was committed under great provocation. The complaining witness was condemned by the strongest language that defendant's attorney could utter. The jury returned a verdict of acquittal.

James Keeler, charged with unlawful cohabitation, withdrew his plea of not guilty and pleaded guilty. Sentence was set for Dec. 13th.

Albert Warren, convicted of battery, was fined \$10 and costs.

The case of the United States vs. Niels Hansen, unlawful cohabitation, was called for trial. There were several counts from which Mr. Peters elected the first, covering a period from Jan. 1st to June 30th, 1885. To this count defendant pleaded not guilty and a jury was at once empaneled. At this point the court adjourned.

THE UTAH HOMICIDE.

Why Pardon Dodds Killed William Crane.

News was received and published in this city of the killing of Wm. Crane by U. S. Commissioner Dodds, at Vernal, Utah County, on November 15th. A coroner's inquest was held, Judge Dodds was arrested, and at the preliminary examination he was released

on \$5000 bail. The circumstances of the shooting are given as related by eye-witnesses. Al. Kone testified both at the inquest and the examination, and stated that he was in Brown's saloon on the day of the killing; about 12 o'clock was playing billiards with William Crane, the murdered man; Dodds joined us in a game of pool; Dodds and Crane had a few words over the game, and we then turned to eight-ball pool; during the game Crane took one of Dodds' balls and put it in his own rack; and thereby won the game. Dodds said nothing; the next game Crane took one of my balls, and put it in his rack, which made him three; Dodds had seven balls; Mr. Steinaker was there; the rack would not hold the balls properly and Steinaker, in fixing it, put some of Dodds' balls in Crane's rack by mistake, which, when found out, started Dodds to take the ball out. Crane said he had three balls, and Dodds said he only had two. Then they commenced to quarrel. By this time Crane was pretty drunk, and abused Dodds by calling him a liar and a

liar, and, in fact, called him everything he could think of; Dodds offered to pay for the game, and took his seat, refusing to quarrel with him. Crane went to the bar and paid for the game, calling all hands up to drink, except Dodds, saying he did not want to drink with that

offer to fight Dodds, either with a Winchester, six-shooter, or a knife; he remarked that he did not have the weapons with him, but that they were "up to Bob Reynolds." Mr. Luxen, the barkeeper, told him if he wanted any row he would have to go outside. Crane then offered to fight Luxen, saying he was not afraid of him. Crane then invited John McAndrews to drink with him. He declined, whereupon Crane wanted to fight him either with a six shooter or gun. I succeeded in getting him out of doors, and we went to Ecken's saloon, where he said if he played a game with us he would have to take off his coat, which he did, putting it behind the bar. He then went back to Brown's, and he again invited all hands up to have a drink, "excepting that s--- of a b---," meaning Dodds. I got him out of the saloon, and he asked me to saddle his horse, and he would ride him home. He was leaning against the hitching post, and laughed at me because I did not get the saddle on the horse the first time. I was on the south of Crane, and he was looking at me. I saw Dodds come out of the saloon and walk up to Crane, saying, "Straighten up here, you s--- of a b---," shooting him at the same time. Crane fell, and Dodds shot him four times after he fell. Dodds then ran up to Crane and kicked him in the head, saying, "lay there, you s--- of a b---." Dodds then turned and went into the saloon. Crane was unmarried. I had been acquainted with Crane about two or three weeks. He told me he came from Mexico, but his folks live in Texas. He told me he had had quite a few fights with the Mexicans.

Uriah Mowrey testified that he was in Vernal, on the Co-op. store steps, about half-past 4 or 5 o'clock on the afternoon of November 15th, when he saw a man walk out of Brown's saloon and go to a man leaning against a hitching post, saying to him, "Straighten up." At the same time, almost instantly, shooting the man, who immediately fell. The man fired four shots in rapid succession, and in a few seconds fired another shot. I thereupon went over to the saloon and saw the murdered man lying on the ground; he was not dead but gasping. He lived, about as near as I can judge, five minutes.

James Coupe gave testimony similar to that of Mr. Mowrey.

Witnesses also testified that Crane was not armed. When his body was searched all that was found was a pocket knife, and \$21.70 in money in a pocketbook.

Joseph Luxen testified to the quarrel in the saloon. He said Crane called Dodds some awfully bad names, and made two attempts to strike him with a billiard cue. Dodds negged off, saying he did not want to fight. Crane said he just itched to get hold of a man like Dodds, and would fight him from a penknife to any weapon he would name. In the course of his abuse he said he would "kill that s--- of a b---," meaning Dodds, saying that he had "got away with a better man." Before leaving the saloon he stated he would kill Dodds before dark, or before sundown—I am not sure which expression he did use. I did not see any firearms on Crane, but I naturally supposed he was "fixed." Dodds could have avoided the shooting by running away.

Several other witnesses testified similarly to Mr. Luxen.

Dodds made no statement except that when he was arraigned he said "I killed the man, but in self-defense," and when the testimony was closed, stated to the Justice that the witnesses had told the truth.

The trial of Judge Dodds will come up in the First District Court at Provo.

FROM WEDNESDAY'S DAILY, DEC. 5.

E. B. Tripp Arrested.

Yesterday Deputy Franks went to West Jordan and arrested E. B. Tripp on a charge of unlawful cohabitation. Mr. Tripp came before Commissioner Norrell and gave bonds for his appearance at the preliminary examination on Monday next.

Convalescent.

The many friends of Brother Willard Done, teacher in the Salt Lake Academy, will be gratified to learn that he is gradually recovering from the late severe attack of typhoid fever which prostrated him for many weeks. He is able to be out and about, but is only the shadow of his former self. He keeps gaining, however, and expects to be able to resume the labors of his profession at the close of the holiday season. Brother Done is deservedly popular as a capable and careful teacher, and the resumption of his professional labors will be a great satisfaction to the academy.

Third District Court.

Proceedings before Judge Sandford today:

Tim Holland vs. Eclipse Mining Co.; appeal dismissed.

J. E. Bamberger et al. vs. Joseph Marion et al.; continued.

Frank McLaughlin et al. vs. R. C. Chambers et al.; decree for defendant.

W. P. Rowe et al. vs. V. Schlam et al.; submitted and taken under advisement.

Wm. Glassmann vs. Mary O'Donnell; on trial before the court.

On Monday, December 10th, at 10 a. m., a further call of the equity calendar will be made and cases will be set to fill up the time of the court to December 20th.

Prof. Giles' Concert.

It was a proud assembly of parents, sisters, cousins and aunts at the Opera House, Provo, on Monday evening, to witness a repetition of Prof. Giles' concert by five hundred of "Utah's best crop." And well might they all be proud. The sight of about five hundred children ranged row above row almost to the "sky border," was worth the price of admission, to say nothing of the excellent singing and calisthenic exercises performed by the little ones. During the whole of part first the children kept their position and sent forward certain of their number to entertain the audience. Part second was furnished by the Academy students and kept up the interest to the close. Prof. Giles may certainly count upon liberal support in his good work.

Surrendered Himself.

Today Trefle Dautre appeared before Commissioner Norrell and gave bail in the sum of \$2500 to appear at the next term of the First District Court and stand trial on a charge of murder in the first degree, the grand jury at Provo having found an indictment against him for that offense. He is accused of having taken part in the killing of Mr. Nokes, in Millard County, a few months ago. Jerry Patnode and Alex. Dautre, the latter a brother of Trefle, are now in the penitentiary awaiting trial for the same deed. Trefle came from Nevada when he learned that he was indicted, to answer to the charge, of which he says he is innocent. He says that he was about a mile distant when Mr. Nokes was killed, having been shot by Alex. Dautre. Patnode was with Alexander Dautre at the time of the homicide. Judge Powers defends Trefle Dautre.

Shocking Suicide.

From Conductor W. B. Green, of the Montana Central Railroad, it is learned that a horrible suicide occurred near Wickes this morning. Mr. Green said that he and Hugh Kirkendall were standing on the rear end of the smoking car, and when out about 200 yards this side of Wickes they noticed a man sitting in a cut within a few feet of the track. The train was not moving very fast, so Mr. Green thought the fellow was about to board the cars and steal a ride. As the train neared him the man stepped up to it and deliberately placed his head under the wheels. The rear wheels of the ladies' car and the sleeping car passed over him, almost severing the head from the body. Conductor Green saw the man spring under the car, and says it was the coolest work of self-destruction he ever saw or heard of. He stopped the train as soon as possible. The poor fellow was dead and must have died instantly, not writhing a particle as the wheels passed over him. The body was taken to Wickes, where an inquest will be held this evening. The conductor, Mr. Kirkendall, and Express Messenger Simpson were the only witnesses to the suicide.

No one at present is able to identify the man, as his countenance is disfigured beyond recognition. He appeared to be 35 years of age, was fairly well dressed, and had on light suit of

clothes. He is believed to be a prospector.—Butte Inter-Mountain, Nov. 30.

FIRST DISTRICT COURT.

Judicial Business at Provo and Ogden.

AT PROVO.

Proceedings yesterday, before Judge Judd:

S. R. Thurman, A. Saxey and J. E. Booth were appointed as a committee to examine L. A. Wilson for admission to the bar.

Salt Lake Foundry & Machine Co. vs. Mammoth Mining Co.; arguments in progress.

Giles Bowles vs. Samuel McIntyre; by consent, twenty days additional given to file a motion for a new trial.

Statement of the business transacted in the First Judicial District Court, sitting at Provo City, Utah County, Utah Territory, from September 17th to December 1st, 1888; in session fifty-seven days:

United States Criminal Cases.

Pending for trial September 17th, 1888...	41
Indictments presented by September grand jury.....	238
Convictions and judgment rendered....	28
Tried and verdict of "not guilty".....	9
Sentences suspended.....	36
Sentences postponed for term.....	4
Cases dismissed.....	4
Motions heard and determined.....	4

Territorial Criminal Cases.

Pending for trial September 17th, 1888...	47
Indictments presented by September grand jury.....	26
Convictions and judgment rendered....	21
Tried and verdict of "not guilty".....	13
Sentences suspended.....	2
Cases dismissed.....	16
Motions heard and determined.....	5

Civil Cases.

Pending for trial September 17th, 1888...	118
Disposed of by trial, judgment entered, etc.....	29
Cases dismissed.....	16
Motions and demurrers heard and determined.....	23
Allens admitted to citizenship.....	60

RECAPITULATION.

Pending for trial September 17th, 1888...	206
Indictments presented by grand jury....	234
Convictions, judgments rendered and disposed of by trial.....	136
Tried and verdict of "not guilty".....	22
Sentences suspended.....	38
Sentences postponed for term.....	4
Cases dismissed.....	37
Motions heard and determined.....	32
Allens admitted to citizenship.....	60

AT OGDEN.

Yesterday's cases before Judge Henderson:

Andrew Hansen withdrew his plea of not guilty of unlawful cohabitation and entered one of guilty. Sentence was set for December 8th.

John Ash withdrew his plea of not guilty of unlawful cohabitation, and pleaded guilty. Sentence was set for December 24th.

The case of the United States vs. John H. Barker, of Cache County, was placed on trial, and a jury empaneled. The supposed plural wife refused to testify on the ground that she was the legal wife of defendant. The jury was excused while this witness was examined. It proved that she was the plural wife but that since the indictment the first wife had died and defendant had married the second, thus making her the legal wife. As this prevented any compulsion on the part of the government, and she refused to testify, the prosecuting attorney, Mr. Peters, moved a dismissal of the case, and the court made an order to that effect.

August W. Ossman applied for citizenship, but not answering all questions satisfactorily, his application was denied.

The case of the United States vs. Niels Hansen, of Logan, indictment for unlawful cohabitation, covering a period of the last six months of 1885, was placed on trial. The jury had been partially empaneled the day previous, and it was now concluded. The result of the trial was a verdict of not guilty.

The grand jury filed into court and reported six indictments under the United States law.

The cases of the People, etc., vs. Samuel and J. Williamson, grand larceny and Charles T. Maughan, assault, were ignored by the jury.

James Hansen was arraigned on two indictments charging adultery, alleged to have been committed with Christine and Margaret Hansen. Defendant pleaded guilty to the first, and took statutory time in pleading to the second.

The case of the People, etc., vs. Chris Larsen and Lorenzo Olsen, malicious mischief, was called. The trial was in progress when court adjourned.

RICHLY REWARDED are those who read this and then act; they will find honorable employment that will not leave them from their homes and families. The profits are large and are now making several hundred dollars a month. It is easy for any one to make \$5 and upwards per day, who is willing to work. Either sex, young or old; capital not needed; we start you. Everything new. No special ability required; you, reader, can do as well as any one. Write to us at once for full particulars, which we will free. Address: Business & Co., Portland, Maine.