

FROM THURSDAY'S DAILY MAY 19.

**Accident at West Weber.**—A painful accident occurred at West Weber yesterday, whereby Archibald Hogge, a little boy three years of age, broke one of his legs and badly bruised the other one. The little fellow was riding on a load of sand which his father was hauling, and fell beneath the wheels. —*Ogden Herald, May 17.*

**Commissioner's Court.**—A case of assault with a deadly weapon was set for 10 a. m. to-day in Commissioner Pierce's court, but the defendant was not present, and the hearing was continued. The accused is Thos. Armstrong, of Summit County, who is charged with having run a man named Laney out of a house with a shotgun. The quarrel originated in a dispute about land.

**Catching Fish Unlawfully.**—We are informed that boys are sometimes seen spearing trout in City Creek. This is a dangerous sport to indulge in, for the reason that it is unlawful and liable to be followed by a severe penalty. It is unlawful to catch fish in any manner except with hook and line, in the streams of this Territory, and it is a misdemeanor to catch trout in any way between March 15th and June 15th. The law is a good one and should be observed and enforced. Its result is to increase the quantity of fish in our streams, that were becoming almost depleted before the enactment of the law. Boys, wait until June 15th to catch trout, and use only hook and line in fishing.

**An Educated Bird.**—It is a well known ornithological fact that the magpie (*pica caudata*) can be taught to speak. It is also known that the American species of that chattering and mischievous family is common to this territory, but it remained for Mr. John Mellen, of the Sixteenth Ward of this city, to make the combination and locally demonstrate these facts by capturing a magpie and teaching it to talk. It is a merry bird, although it has been valiantly wrestling with our vernacular for upwards of seven years. It laughs, calls the chickens, and members of the family by name, and is polite to visitors, wishing them good morning and bidding them good bye. It is without convivial in its habits and not other particular as to its diet. In fact nothing seems to suit it better than to sit down quietly with the family and join in the festivities of the social board.

**Don't Be Fooled.**—A subscriber writing from Grantsville says:

"I see in your paper that a good many people in different places got 'taken in' by the cloth peddlers, and I wish to inform you that Grantsville has not escaped them by a long way. The worst of it is a good many poor people that have no way to pay for the goods they buy get victimized. But the peddler succeeds in making them believe that they are getting the goods for less than half price and gives them such a long time to pay it in, that they fall into the trap. And there is another thing that fools the people; the peddler has always one of our brethren along to show him who he thinks will buy, and he not only shows him who he thinks will buy, but he, by his talk, helps to fool the people by making such remarks as 'That is very cheap.' 'You are getting an immense bargain on that,' and in a thousand ways helps to deceive the people, for while they have no faith in the peddler they have faith in what their brother says, and consequently get bitten. Let the peddler do his own talking—he can do enough of it without any help."

**Marriage Certificates.**—A correspondent writing from Liberty, Idaho, says:

"As there is a difference of opinion as to what is actually required by the Edmunds-Tucker law in relation to marriage certificates, I think many persons who are called upon to perform the marriage ceremony would be grateful if you would publish in your columns a form of a marriage certificate that will cover the grounds contemplated in the above mentioned law."

Very well; here is a form that covers all the requirements of that enactment:

## MARRIAGE CERTIFICATE.

THIS CERTIFIES that on the.....day of.....A.D. 188.....at.....in the county of.....and Territory of.....and Territory of.....County, in.....Territory (the same being their full names), were united to each other in lawful marriage, in the presence of.....by.....in the county of.....in the Territory of.....who, upon due inquiry, found no legal impediment to said marriage.

Witnesses: Contracting parties: Person officiating:

In said County,.....Territory Blank forms are for sale at this office.

**Court Notes.**—Proceedings in the Third District Court to-day: Wm. Southam and Thomas Knight were admitted to citizenship.

United States vs. May White; adultery; postponed till Monday May 23.

The People vs. J. H. Gibbons, W. F. Allen and F. S. Hammond; grand larceny; postponed till Monday, May 23.

Edwin Austin vs. The Tribune Publishing Co.; \$75,000 damages for libel; defendant offers documentary evidence

and testimony of C. C. Goodwin and Wm. Nelson and rests; plaintiff introduces deposition of Charles Tyndall, and called Alex. Rogers, C. C. Cunningham, Henry Dinwoodey and others as witnesses.

**Pleaded Guilty.**—Hans J. Peterson, of Kanabville, was called inside the bar at 2 o'clock this afternoon and asked if he was ready to plead to the indictment charging unlawful cohabitation against him. He replied in the affirmative and in answer to the question of the clerk said, "I guess I am guilty." A plea of guilty was entered. Sentence will be passed May 28.

P. J. Lammers, of Ogden, also pleaded guilty to an indictment charging a similar offense. Sentence will be passed June 21st.

Willard Bingham, of Willson, was the next defendant called. In the indictment against Mr. Bingham there were three different counts, each charging unlawful cohabitation. Mr. Bingham pleaded guilty to the last count. The other two counts were dismissed, and sentence will be passed on May 28th.

Joseph Wadsworth of Hooper pleaded guilty to the last count in a two-count indictment charging unlawful cohabitation. The first count was dismissed. Sentence on May 28th.

This morning John Martin of West Weber entered a plea of guilty to an unlawful cohabitation charge. Sentence May 28th. —*Ogden Herald, May 18.*

**Coming to Salt Lake.**—All question as to the union existing between the Atchison, Topeka & Santa Fe and Colorado and Utah Midland railway was settled last week at the Topeka meeting, when, says the Chicago Times, the Atchison directors ordered the building of a line from Ness City, Kansas, to Colorado Springs to connect with the Midland Railroad, with Salt Lake City as the objective point, touching at Leadville. It will cross about two hundred miles of prairie, and parallel the Kansas division of the Union Pacific, running between that road and the main line of the Atchison and Pueblo. This important action apparently settles the mooted question of the control of the Colorado Midland Railroad. From the first it has been apparent that this road has been supported by some powerful combination. No one supposed for an instant that it was to be a mere local line depending upon traffic between Colorado Springs, Leadville and Aspen. There was too much money behind it. Besides, it is one of the completest and most substantially constructed tracks in the west, and as a piece of mountain railroad it has not its equal.

**Complaint About Water.**—We commend the following to the attention of the proper municipal officers: *Editor Deseret News:*

Will you allow me through the columns of your paper, to ask some questions on that important subject water. I live at the extreme end of the ditch which runs to the warm springs bath house. The water has not reached that neighborhood for the last two days; not that any blame is to be attached to the watermaster or his assistants, but along this ditch everyone who desires has a stream running out of it.

The assistant watermaster has been spoken to about this injustice and the reply has been, that persons cannot be prosecuted for this infringement of the city ordinance, in regard to the taking of water, unless they are caught in the act of taking it out of the ditch. If this is so, can not the law be so changed that persons entitled to water may not suffer from such selfishness on the part of some? This ditch does not run along the public highway, but most of the way through private property, therefore the excuse cannot be offered that children may have turned the stream without the knowledge of the person into whose lot it may be running. And if persons must be caught in an act of wrong before they can be punished, how about burglars, thieves, murderers, forgers, etc.

Individually I cannot go to any place and turn the stream, demonstration has had no effect. One does not want to quarrel, but patient endurance has brought no relief. Is there no remedy?

A SUFFERER.

We will add that conviction for violating a city ordinance may be had upon such evidence as is admissible in ordinary criminal proceedings.

**Cache Notes.**—The Utah Journal (Logan) says:

Ola Larsen, our willow ware manufacturer, has shipped recently 1,000 pounds of peeled willows to Salt Lake City.

Deputy Marshal Steele has subpoenaed a large number of witnesses in United States cases to attend court at Ogden this week.

It is said that a congress of anti-Mormon wisacres convenes every few days in a saloon in Madrid, and that between drinks schemes against Mormons are concocted.

Mr. William A. Rossiter of Salt Lake City is in town in the interest of the Spence-Rossiter excursion to Europe. The excursion will leave on the last of the month and it affords a splendid opportunity for those desiring to go to Europe to do so at very cheap rates.

On Saturday last the Misses Williams before referred to in the Journal were arrested again on the complaint of Mrs. Eams charging them with unlawfully taking possession of a cow belonging to their father. It seems that the cow was in a corral located on ground claimed

by their father—and we understand he holds the patent—and also by Mrs. Eams. The case occupied considerable time on Saturday, A. B. Taylor representing the defendants. The Commissioner fined the young ladies \$7.50 each and costs. A new trial was asked for and granted. The court adjourned until Monday. On Monday morning the case was again taken upon, and Mark Fletcher prosecuted. A change of venue was asked for but not granted. The result of the new trial was the judge affirmed his former decision. The young ladies in the case are residents of Logan and generally well respected, and no doubt the land trouble between Mrs. Eams and their father has brought forth these disagreeable court proceedings.

FROM FRIDAY'S DAILY MAY 20.

**Releases and Appointment.**—Elder Edward Davis, President of the London Conference, and Elder James Nye, traveling Elder in the London Conference, are released to return home with the May company.

Elder Henry Ballard is appointed to the Presidency of the London Conference.

**The Libel Suit.**—The libel suit still engages the attention of the Third District Court. The plaintiff took the stand yesterday afternoon, and his examination continued to-day. He proved an excellent witness, telling his story in a clear and concise manner, and explaining circumstances that would have appeared suspicious but for the light his evidence threw on them. The case may reach the jury to-morrow night.

**Accident.**—Charles Brailsford met with a dangerous accident in Spanish Fork Canyon, near the mills of Mr. S. S. Jones, of Provo, a few days ago. He was riding along on a loaded wagon when, in some unexpected way, he was thrown off and fell under his load, the hind wheels of the wagon passing over his body just above the hips. He was taken to Springville, where he is being attended to by Dr. Pike, and is doing as well as possible under the circumstances.

**Discharged.**—The examination of the charge of assault with a deadly weapon against Thomas K. Armstrong, was held before Commissioner Pierce yesterday afternoon, and the matter taken under advisement till to-day. It appears that Mr. Armstrong had entered some land near Rockport, Summit County, as a homestead, about three years ago. This spring George C. Laney, it is said, took up some of the same land under the desert act. About the last of April the two men were on the ground, Mr. Armstrong having his rifle with him, as was his custom. When going along among his sheep, he was accosted by Mr. Laney, and a few words ensued when Mr. Armstrong ordered him off the premises. Seeing the rifle, Mr. Laney left. It was not shown that any use was made of the weapon, or that there was the slightest intention to use it, and the defendant was discharged.

**Denver, Utah and Pacific Railway.**—President Miller, of the Denver, Utah and Pacific Railway, arrived in the city last night on important business. He will this morning go to Manitou, to confer with railway officials, in the interest of the Santa Fe road. This evening he will meet the members of the Laramie delegation, who came to raise money for the construction of the Colorado division of the Denver and Laramie City railway. It is said that the Denver, Utah & Pacific can be purchased for the Colorado connection if the money is raised. The Burlington has also been playing for the road, and it was rumored last night that President Miller will meet representatives of the Burlington and receive a proposition for the purchase of the line. The Denver, Utah and Pacific has become an important piece of railway property in view of its position and facilities as a feeder into the interior of the state. The delegation from Laramie City will arrive this afternoon, and will be received by business men and railway officials. —*Denver News, May 18.*

**The Santa Fe Alliance.**—General Manager S. T. Smith, of the Denver & Rio Grande, and Supt. Ricker, of the same road, have gone out on a tour of inspection over the road. Their mission is said to be at the request of the board of directors, to determine the cost of constructing the standard gauge track from Pueblo to Leadville, Aspen and Trinidad, which was decided upon at the recent meeting of the directors. The line will be constructed within three months. There is considerable comment over this improvement, and a well-known man said yesterday that the business of the Denver & Rio Grande did not warrant a broad-gauge track. The friendly attitude of the Denver & Rio Grande and Santa Fe is well known, and it is believed beyond doubt that the adoption of the standard gauge is in the interest of the Santa Fe, to give them a southern outlet to connect with Trinidad, Leadville and Aspen.

In return for these connections the Santa Fe is to feed the Denver & Rio Grande from the east, and to carry through Denver & Rio Grande passengers direct to the coast. It is said that a traffic alliance has been effected between the two roads, and will go into effect upon the completion of the proposed broad-gauge on the Denver & Rio Grande. —*Denver News, May 18.*

## ADULTERER ARRESTED.

HYRUM H. COOPER PROSECUTED UNDER THE NEW LAW.

Last evening Deputy Marshals Pratt and Franks brought in Hyrum H. Cooper, a non-"Mormon," who resides at West Jordan, Salt Lake County, to answer to the charge of adultery. The accused was taken before Commissioner McKay and entered a plea of not guilty, and an examination was held.

From the testimony given by Miss Sarah J. Green and admissions made to the deputies, it appears that the defendant's wife, who is Miss Green's sister, had become insane, and had to be cared for. Miss Green came to keep house for Cooper, and he has been living with her, and bearing the relations of husband and wife, though no marriage ceremony had ever taken place between them, and Cooper's first wife had never been divorced. The woman has one child to the defendant.

After hearing the evidence, Commissioner McKay held the accused to answer to the grand jury, and fixed the bonds at \$2,500. A reduction was made to \$2,000, and the bail of Miss Green fixed at \$500. Sureties were found for both.

## BOYS IN BLUE

TO FEEL THE EFFECTS OF THE EDMUNDS-TUCKER LAW.

The first arrest in this district for the crime of fornication, punishable under the Edmunds-Tucker law, was made this morning by Deputy Pratt. The victim was Sergeant James P. Kelly, of Company C, located opposite the Continental Hotel, and rumor has it that several of his fellow-soldiers are to be taken in for similar conduct.

An examination into the case was commenced before Commissioner Pierce to-day. The complaint against Kelly was sworn to by Thomas K. Pearson, the girl's father, and alleges that the offense was committed on March 10, at Coffee John's premises where the girl had been working as hired help.

Mr. Pearson first became aware of his daughter's condition on the 17th instant, and an effort was made to have the couple married. Kelly refused to do this however, and wanted it put off till the first week in July. The result was that the prosecution was commenced. The girl Theresa M. Pearson testified that she lived in the Tenth Ward; and was 20 years of age. She was introduced to the defendant by Mr. Eggleston, of the Eleventh Ward, about a year ago; she had lived out as servant girl and nurse at several places in this city and Fort Douglas; she claims that the defendant and herself talked of getting married, and that illicit relations between them continued from last December until about three weeks ago. Now that she expects to become a mother she wanted Kelly to marry her, but as he refused, she wants him punished.

The defendant admits the relationship, but denies that he committed the offense on the day named when he took the girl to the Owl Club's ball, in the Opera House. The whole case is a most unsavory one. The examination is to be continued at 4 p. m.

## BELSHAZZAR.

PREPARATIONS FOR ITS RENDITION IN THE TABERNACLE.

The preparations for the presentation of "Belshazzar" are drawing to a close. The cantata is to be given in the Tabernacle on the 7th of June, when the admission price is to be but 25 and 50 cents, the latter for reserved seats. "Belshazzar" has been under rehearsal during almost the whole of last winter by Zion's Choral Union, and the solo and chorus work is now in such an advanced condition that there need no longer be any delay in presenting it to the public. It is not as heavy as some others that have been undertaken heretofore, and while it is therefore less difficult for the young organization, the probabilities are that it will be more pleasing to the public, because more given to melody. It affords abundant opportunity both for solo and for chorus work, and will try the mettle of the Union. Some of the choruses promise to be rendered with genuine effect, notably the opening one, "By the rivers we wept," which affords excellent opportunity for contrast between forte and pianissimo effects. The leading characters are in the hands of the following ladies and gentlemen: Mr. Geo. D. Pyper, tenor; Mr. M. Thomas and Mr. J. D. Spencer, bass; Mrs. Edith Knowlton, first soprano; Miss Lizzie Thomas, second soprano; Mrs. Agnes Olson Thomas, contralto; Miss Edith Dinwoodey, Miss Crissie Lawson, Miss Poultan and Mrs. Vilate Young. Besides the Theatre orchestra, there will be a number of additional instruments, some thirty in all. Of this number about twenty will be stringed instruments, supplemented by the great organ. The chorus will be 400 strong, well proportioned and effective.

Prof. George Careless is conducting the rehearsals and will lead in the rendition, while Prof. Even Stephens is his assistant. More need not be said. Prof. Careless is too well and too long known for having gotten up countless successes to need additional words of praise. Prof. Stephens also is well and favorably known.

The entertainment is not given for private or personal ends. The benefits that may accrue are the Choral Union's, and the Union's aim is progressing in the study of music. We bespeak for the performance every manner of encouragement, financial and moral. May the Union have occasion to feel that the public is interested in its welfare, since its labors are for the advancement of that which elevates and delights the public.

## THE BROWN CASE.

THE CHARGE CHANGED FROM UNLAWFUL COHABITATION TO ADULTERY.

The examination of Alex. Brown, of the Sixteenth Ward, on a charge of unlawful cohabitation, was held before Commissioner McKay this afternoon, Mr. Varian appearing for the prosecution, and Mr. Crichtelow for the defense.

The defendant, as also Sarah E. Winegar, or Mrs. Harmon, are ex-"Mormons."

Mrs. Elizabeth Brown, the defendant's wife, was sworn and testified that she was married to Mr. Brown nine years ago; she was the legal wife, and had never been divorced.

The defense objected to the legal wife being permitted to testify.

The objection was overruled, on Mrs. Brown's statement that she was willing to testify.

Mrs. Brown said she had five children, the youngest nine months old. Her husband had been away until after midnight every night for the past three months. Witness knew Sarah Elizabeth Winegar; she lived in the same house with defendant and his family till witness moved away; the defendant passed a portion of his time with Miss Winegar, or Mrs. Harmon, and ate his supper there frequently; they had been living together, but were not married.

Mr. Crichtelow objected to a further hearing of the case, as there had been no marriage.

Mr. Varian insisted that the investigation could proceed into all offenses of a similar nature to the one charged, and was not limited to the specific charge in the complaint.

The discussion was brought to a close by the filing of a new complaint charging adultery, to which a plea of not guilty was made.

The examination of the witness Mrs. Brown was continued. She said the defendant spent almost all his evenings, up to about midnight, with Miss Winegar; I heard him in there, both when there was a light and when there was not; heard them in the bedroom on the 28th of April; the light was turned down; on the 8th of May there was a repetition of the occurrence; I left because the defendant ordered me out of the house, and said he wanted Sarah Winegar to come in; he stormed because I punished my boy for doing as Miss Winegar told him instead of doing my bidding; he has ordered me out on other occasions; it was due to what Miss Winegar told him; he charged me with making complaints of his conduct, but I had never done so; I now live with my father in Tooele County; Miss Winegar lives alone in her part of the house; she owns the whole house; my oldest boy is eight years old; my husband is a clerk in Auerbach's.

Cross-examined—I lived there since 1881; Miss Winegar's mother then lived there; I think my husband helps to support Miss Winegar; her mother died a year ago; never heard that my husband and Miss Winegar were married, but people thought so from their actions; when he goes to her apartments, if I ask him about it he tells me it's none of my business; he has taken her out three or four times a week, and not taken me at all for the last ten months.

The examination was in progress when we went to press.

FROM SATURDAY'S DAILY, MAY 21.

**Bound Over.**—Yesterday Wm. S. Lewis, of Ogden, had an examination on the charge of unlawful cohabitation, which resulted in his being placed under \$1,000 bonds to await the action of the grand jury.

**Kelly Held.**—The preliminary examination in the case of the United States vs. Sergeant James P. Kelly, for fornication, was completed this afternoon, and Commissioner Pierce held the defendant to answer to the grand jury. The bail was fixed at \$500, which the defendant has been unable to furnish up to the present.

**The Obsequies.**—The mortal remains of Mrs. Louis Wells Cannon reached this city from San Francisco at 12 o'clock last night, on the D. & R. G. W. train. They were conveyed to the residence of her husband, John Q. Cannon, Esq., in the southwest suburb, where the funeral service was to be held at 4 o'clock this afternoon.

**Accidentally Drowned.**—We learn to-day of a sad accident that occurred on Tuesday last at Salem. The body of a little child of Mr. Orson Hulsh was found floating in the Salem canal, a short distance below his home. The man who took the body out of the water found that life was extinct, and at once carried the body to the parents. The canal runs past Mr. Hulsh's house in the Salem field, and it is supposed the little one had accidentally fallen in. —*Provo Enquirer, May 20.*