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. 174. MONDAY, JUNE 18, 1894. SALT LAKE CITY, UTAH. VOL. XXVII.

THE MINERS' STRIKE.

Some Men Resume Work, Others are Still Holding Out.

BUSINESS MORE LIVELY.

Fears Feared if "Scabs" are Employed to Fill the Places of the Strikers.

PITTSBURG, June 18.—The settlement of the coal strike and return to work today of 18,000 miners in this district has given an impetus to all kinds of business. At many large plants in this city work was resumed today after a long idleness. It is believed that the McKeesport tube works will start up soon.

In the river district the men are still out in the second and fourth pools. They object to signing a yearly agreement and the others will not go back until this is done. At Manown work has not been resumed, but will be shortly.

MILITIA ON GUARD.

CLEVELAND, June 18.—Reports from points along the Cleveland, Lorraine and Wheeling road show that work was resumed at only two mines today. These are at B. & A. Hill. In the Shelby district, a few men went to work, the miners in mass meeting having decided to hold out for a 15 cent differential over rate paid in the Bowling district. The militia continue to guard all the bridges and depots. The miners say if there are jobs in their places there will be the biggest riot in the history of the country and the militia will be of little consequence to suppress it. The miners in the new Lisbon district resumed to work on a basis of the Columbus agreement.

A GENERAL BREAK IT EXPECTED.

MANTON FAMILY, O., June 18.—The miners at Vaughn mill works, Gyrtord, King Gap, Bellaire and other mines idleness to work today. A general break up is expected. The Wheeling Coal miners are still out.

MILITIA AND MARSHALS FOR MOUNT OLIVER.

LITCHFIELD, Ill., June 18.—Militia and a force of U. S. marshals left here today on a special train for Mount Olive to quell the trouble among the striking miners. A riot is feared.

WILL SUBMIT TO THE NATIONAL CONVENTION.

COLUMBUS, June 18.—Letters and telegrams to national headquarters of the United Mine workers give unmistakable evidence that the sentiment in favor of sustaining the national officers is growing rapidly. It is believed at the quarters that at least two-thirds of the miners of Ohio have resumed work.

ATTEMPT TO WRECK A TRAIN.

LA SALLE, Ill., June 18.—No miners at work today in mines at La salle, Oglesby or Peru. The leaders declare that the men will not work unless last year's prices are restored. The operators say they cannot pay the wages demanded by the Springfield convention, because they are proportionately higher than those adopted for the Ohio field.

A passenger train had a narrow escape from being wrecked on the Illinois Central railroad north of this city last night, by ties placed across the track. It was done supposedly by striking miners.

IT WAS A FAILURE.

IRONWOOD, Mich., June 18.—Today's threatened strike of the Gogebic range from miners was a failure. A few hundred union men refused to work, but East Norrie was the only mine which had to suspend operations. Another big meeting will be held tonight and further extension of the strike may result.

WENT TO WORK AND STRUCK AGAIN.

MARTIN'S FERRY, Ohio, June 18.—The miners at Laurelton and Kelly's returned to work today and came out again. The Wheeling and Lake Erie Railroad company threatens to evict from its houses the miners who will not work.

DYNAMITE UNDER THE BRIDGE.

BIRMINGHAM, Ala., June 18.—Armed strikers drove the watchman from the bridge of the Georgia Pacific railway near Cushing, at midnight, and placing dynamite under the bridge exploded it. Little damage was done. A large meeting of the strikers is being held at Adamsville today.

RIOT IN PROGRESS.

STEUBENVILLE, June 18.—Sheriff McCoy has gone to Dillonvale and Lonaconing on the Wheeling and Lake Erie with a posse of militiaman to 10 or 20 deputies. The Wheeling and Lake Erie is trying to start the trains, and a riot is in progress.

THE COLUMBUS SCHEDULE ADOPTED.

COLUMBUS, June 18.—The men at Nelsonville and New Straitville at a meeting today adopted the Columbus schedule and will resume work tomorrow. This put substantially every man at work in Hocking valley. The locals have been withdrawn from Coshocton and other mines on the Baltimore and Ohio railroad.

NO UNION MEN WILL BE DISPLACED.

PHILADELPHIA, June 18.—A committee of bituminous coal operators in Allegheny in this city today. After hearing the report of the committee waited the miners at Allerie, it was decided not to give any advance. They decided to work the mines with no union men.

ATTEMPT TO SHOOT A CORPORAL.

BLACK CITY, June 18.—An attempt was made last night by strikers or sympathizers to shoot Corporal Eberhard, of company "K." The corporal was struck by a bullet, but a brass button on his coat flattened it without injury to him. The soldiers fired many shots after valley.

AN ELECTRIC CAR'S PASSENGERS HURT.

PATERSON, N. J., June 18.—The Paterson station on the New York, Susquehanna & Western railroad, Long Valley, five miles an hour, ran into an electric street car at the River street crossing today. There were eight passengers, the motorman and the conductor on the electric car. The police say the gates of the railroad crossing were up. A switch filled with hay cars obstructed the view. Among those injured are:

Joshua O'Hilles, contractor, internal injuries.

Matilda Clarkson, school teacher, injured in the head, not seriously.

Laura Beechenough, school teacher, slight bruises on the head and body.

Ellen Cullen, an elderly woman, injured internally.

Frank Waller, school teacher, injured in the head.

OH, DEAR!

"General" Carter's Army Dispersed. He is Coming Back.

JULESBURG, Colo., June 18.—Gen. Carter, whose Utah commonweal army became dispersed, announced today his intention to return to Salt Lake City.

HOW THE GIRLS RODE.

A Bicycle Race Between Paris Actresses.

PARIS, June 18.—An event which in point of interest was difficult to place between the dramatic and the sporting circles of Paris was the "course d' athletes," or cycle race of actresses, which took place in the Rue de Boulogne.

The theater and cycling world were alike agitated to a great degree over the contest and the talk of the town is how the girls rode. Mlle. Blanche Pierre, of the Opera, is now a heroine. She won her bicycle race over the ladies of the Ballantyne and Long Champs in 2m15, netting her fifteen fair opponents by a very safe margin.

There were sixteen starters, dressed in tight fitting jerseys of brown worsted and long knickerbockers.

"Allez" was the word and each jealous admirer gave a push to the cycle on which his hope was seated, and away went the bevy in a cloud of dust. Some of the best wheelmen in France devoted their efforts to aiding bringing their respective favorites through by means of systematic pacing. Each of the girls were surrounded by a corps of followers on cycles with advance scouts shouting at people to keep the track free. There were one or two cases of ruffled tires and one tumbled over, but otherwise there were no accidents.

HONOR FOR GLADSTONE.

An Invitation to England's Grand Old Man to Visit America.

NEW YORK, June 18.—A project to invite England's "grand old man" to visit America has been afoot for some time. The idea is to have the invitation signed by a large number of representative men of the country. Judge Addison Brown is among the prime movers. Mr. Gladstone has frequently expressed his great wish to call on his friends on this side of the water, but the opportunity never seemed to present itself. It is doubted if he could at the advanced age stand the voyage and the fatigue of public reception after he had reached his journey's end. But the invitation will be sent anyway and at least Mr. Gladstone will have a testimony of the estimation in which he is held in this country.

Chauncey M. Depew, who has been selected to make the invitation, said the plans were in a rather chaotic state at present. No details of Mr. Gladstone's entertainment upon arrival had been considered.

Among the signers of the invitation are names: Charles Stewart Smith, Seth Low, Thomas A. Edison, President McCosh, of Princeton; President Dwight, of Yale; and President Eliot, of Harvard.

A circular letter is to be sent to the signers with seven different forms of the invitation. Each one will be asked to select the form he thinks most appropriate and mail it back to the committee in charge.

A PROPOSED CHECKER IN COAL.

Miners Offered $10,000 to Stay Out Till September.

CHICAGO, June 18.—A special to the Times from Cincinnati says:

A gigantic conspiracy to corner the coal market by holding coal miners has developed here. Large bankers of coal in Chicago sent an agent to this city to engineer the scheme, and he offered $10,000 to the representative to stay out till September.

George Montgomery, of Montgomery city, received the following telegram:

Miners out at all hazards unless they get prices. Will furnish $10,000 to protection and more if you in Cincinnati say time. Major Montgomery arranged to meet the Chicago agent here. With Montgomery came Mr. William Sharp, of the Forest Hill mines, Captain Enoch Couch, of Charleston, and several Kanawha valley miners. Just before leaving home Montgomery telegraphed ahead to the miners, stating that he would lay the Chicago proposition before them last night.

The plan is for the Hocking valley miners to stay out also. Operators threaten to prosecute to the full extent of the law for conspiracy. Before leaving Montgomery said: "There is no limit to the amount of money the Chicago people are willing to spend. They tendered me a certified check for $10,000. He said there would be plenty more money for the miners and he would have given them $100,000 for myself if I had agreed to carry the thing through.

Operators of the Chesapeake and Ohio and New river coal fields are affected. The names of the speculators are unknown here.

Collision at Sea.

MADISON, Ind., June 18.—The steamer City of Madison towed the dyke ammunition in front of this city at 4 o'clock this morning and tow a boiler seventy-five feet long in the hold. On board were seventy-five wholesome looking men from Louisville. All are able. It is thought the boat can be raised.

A MILLIONAIRE'S WIFE.

Her Pain Not Entirely Stolen With Money.

NEW YORK, June 18.—Mrs. Louis Gates, second wife of Francis J. Gates, the millionaire head of the Union Chemical Manufacturing company, has been confined by her husband in a private insane asylum for three years as a habitual drunkard. She is now undergoing, through the courts, to regain her liberty, and claims that she has been the victim of conspiracy. Supreme Court Justice Dykman, of Brooklyn, has ordered that Mr. Gates, who is a young widower of many personal charms, should be brought into his court next Tuesday morning.

March 14, 1893, Judge Cornelius, of Queens county, committed Mrs. Gates to the asylum of Dr. A. D. Harrison, known as Brown Hotel Private, at Whitestone, Long Island. The commitment was made at the request of the woman's husband. A few weeks ago Dr. Harrison notified Mr. Gates that his wife was in a condition to be released. She had recovered enough to obtain her release. While the counsel were preparing to take steps to secure her liberation, and after the doctor in charge of her had said she was in a condition to be released, Mrs. Gates, as Mrs. Jim Bo Jim, had her taken away to a Connecticut asylum.

It is her return from that Connecticut asylum that Justice Dykman has ordered. Mr. Gates has claimed joy his first wife, and his charge is that the insanity of his second wife, who is about 30 years old, first manifestations to intrude upon the lives of his children. The incarceration of Mrs. Gates at Brown Hotel Retreat was the third time that her husband had secured.

Mrs. Gates is a long and rambling letter to Lawyer Henry M. Feynman, of Temple court, this city, states that the three years' imprisonment in an insane asylum has been due entirely to the fact that her husband has desired to get rid of her.

A. R. U. CONVENTION.

President Debs Urges the Elimination of the Colored Race.

CHICAGO, June 18.—In the American Railway Union convention today a heated discussion was precipitated by the section of the proposed constitution barring colored men from membership. President Debs urged the elimination of the colored race.

THE BIG HEADS IN HAGINO.

High Water Reported All Along the Slightly Stream.

OMAHA, June 18.—The river was within a few inches of the danger line at noon. It has been falling all day and there is high water north of here.

ST. JOSEPH, June 18.—The Missouri river rose over a foot last night and is one foot and five-tenths above the danger line. Many acres of farm land have been taken away. Heavy rain falls today and the river will probably go higher.

A Gold Elevator on Fire.

JERSEY CITY, June 18.—A fire started this evening at the Atlantic dock below the Erie grain elevator. It promises to be very disastrous. The elevator is now afire. It is thought it was started by lightning.

A Million and a Half Gone Tomorrow.

NEW YORK, June 18.—One million five hundred thousand dollars in gold has been engaged for shipment tomorrow.

An additional $300,000 has been engaged for shipment. Of the total engagement $1,500,000 comes from the sub-treasury.

Eastern and Western Packers.

SIOUX CITY, Iowa, June 18.—The famous case of the Eastern vs the Western Packers is about to be reopened. Papers will be filed with the interstate commerce commission within a few weeks on application of parties who control the stock yards here. They have interested with them other Western packers and will make a strong fight.

Coopers on a Strike.

CHICAGO, June 18.—Nearly all the coopers in the stock yards are on a strike. It is said that if the bosses are not specially settled the result will be that some of the big houses will be forced to lay off their other employes because of the scarcity of barrels.

A FATAL DIVE.

A Swimmer Collides with a Companion and Breaks His Neck.

CUMBERLAND, Md., June 18.—Clement E. Moreland, aged 16, was fatally injured while swimming in the canal near here. He dived from a wall just as a companion who had been swimming under water, was coming to the surface. His head struck the swimmer with such force as to break his neck.

Another Commonweal Army.

PHILADELPHIA, June 18.—C. T. McKee, Christopher Columbus Jones, Commonwealth, has opened headquarters for the purpose of recruiting another commonweal army to take part in a demonstration at Washington July 4.

New York Change.

NEW YORK, June 18.—Sugar refined considerable strength at the opening today and rose 1-16. Union Pacific declined ¼.

Sugar fell 1 point, then rallied 1-16. Sugar, preferred, gained ¼. Union Pacific is heavy in consequence of the attorney-general's announcement that he would use its power to recover the amount of bonds guaranteed by the government.

A Naval Veteran Dead.

WASHINGTON, June 18.—John W. Bailey, U. S. N., retired, is dead, aged 73. He was inspector of the gunboats and monitors during the war, and subsequently naval constructor. During President Garfield's administration he was appointed chief of the bureau of construction and repair, of the navy department, with relative rank of commodore.

The Device Too Stiff.

DOVER, June 18.—A strong breeze was blowing when Britannia, the Prince of Wales's yacht, and Satanita, set out today for the fifty-mile election race. The Yankee has gone but a mile when the Britannia put back. Her weather back stay had been carried away.

Will Extend the Course.

ANNAPOLIS, M. D., June 18.—The report of the board of visitors of the United States naval academy will suggest that the course of instruction be five years instead of four and a two years' cruise as at present. Occasional practice cruises of four months' each are recommended.

THE SUPREME COURT.

An Important Ruling With Reference to Court Clerks' Fees.

H. G. McMILLAN'S POINT GAINED.

Several Interesting Cases Under Argument Today.—Leasing of School Lands.

The machinery of the Territorial Supreme court has been in running order again today.

A QUESTION OF FEES.

One opinion was handed down, and that of some little importance. It was in the case of the United States vs Henry G. McMillan, ex-clerk of the Third district court, John J. Daly and Warden P. Noble, his sureties. The facts were fully stated in these columns when the legal arguments were made last week.

The action was brought by the United States to recover an alleged surplus of fees and emoluments earned and received by Mr. McMillan, as clerk, and which it was claimed he failed to account for and pay over, as required by sections 833 and 834 of the U. S. revised statutes.

The opinion was rendered by Chief Justice Merritt, Justices Miller and Smith concurring. Their honors said that two questions were here presented. First, was the clerk required to account for moneys earned and received by him in civil cases between private parties and from the territory in territorial business; second, was he required to account for moneys earned and received by him in the matter of the naturalization business?

The court thought both of these questions were to be answered in the negative. The Territorial legislature, by an act approved February 20th, 1874, prescribed the fees and compensation of clerks of the district courts. That act was still in force and has created the limited exception of Congress (Clinton vs Englebrecht, 13 Wall. 434, 440) and there more was judicial notice of the fact that the practice in the courts of this Territory had been to tax the costs of clerks, marshals, etc., in accordance with the Territorial Fee Bill in all other than U. S. business. In so many instances prescribed for the clerks larger compensation than did the Federal Fee Bill for precisely similar services, and also gave an allowance for some services for which no corresponding charge was found in the act of Congress. The case of Marts vs Ogden City Railway Co., (5th Pac. Rep., 501), decided at the last January term of this court, was quoted. In this it was held that the Federal Fee Bill was not applicable to cases in the territorial courts in which the United States was not a party, or of which the Federal courts would not have exclusive jurisdiction if the Territory were a state. They now adhered to the ruling in that case, and held that the clerk was not required to account for any moneys earned or received by him in other than United States cases. The court likewise held, upon the authority of the United States vs Hill, 120 U. S., that he was not required to account in the matter of naturalization.

The judgment of the lower court (Judge Bartch) was therefore affirmed.

OVERRULED.

In the case of the Salt Lake Building and Manufacturing Co. vs Wm. F. O'Meara et al., the motion to reinstate appeal was overruled.

LEASING OF SCHOOL LANDS.

The first case argued was that of W. C. Barrows et al, plaintiffs and respondents, represented by Attorney W. H. King, vs Oliver G. Richards et al, defendants and appellants, for whom Attorney John M. Zane (Zane & Zane) appeared. Appeal from First district —Judge Smith.

This cause arose out of a controversy over Sec. 16, adjoining the town of Sheffield, in Cache county, which section is, by the reservation contained in sec. 1,946 of the revised statutes of the United States, a school section. The land has been in dispute between various parties. In 1890 the Territorial legislature passed an act in regard to the leasing of school lands. Both plaintiffs and defendants made applications for different portions of the school section to the county court, which body without notice to the defendants granted a lease of the whole section to plaintiffs, who therefore brought an action against the defendants for trespass. Defendants now urge two grounds why the judgment rendered in favor of the plaintiffs cannot be upheld. First, the lease made to plaintiffs by the county court was invalid because the law as to the leasing of school lands was not followed; second, that the Territorial Legislature had no right to pass the law giving authority to lease the school lands to the county courts.

A TAX COLLECTOR'S APPEAL.

Oregon Short Line and Utah Northern Railroad company, plaintiffs and respondents, vs Byron Standing, county collector of Bear River county, defendant and appellant.

Appeal from Second district—Judge Morse.

This was a bill filed by the respondent in the lower court to restrain standing from collecting a tax of one mill on the dollar levied by Bear River county for road purposes. The plaintiffs claim that such tax is illegal and void as being in excess of the power of the county to lay taxes. To the complaint the defendant had filed a demurrer setting forth, in substance, two grounds—first, that the bill showed upon its face that the tax was valid and within the power of the county; second, that the plaintiff had an adequate remedy at law, and therefore was not entitled to the equitable relief sought by the bill. Upon filing the bill a temporary restraining order was granted against the sale of the property levied upon, and subsequently the demurrer being overruled and the appellant refusing to plead further, final decree was entered making the injunction against the collection of the tax perpetual. From this decree the defendant appeals, urging for reversal upon the two points raised in the demurrer.

ABOUT A MINING LOCATION.

H. G. Hanes et al., plaintiffs and appellants, for whom Attorneys Lewinger and Berkeith appeared, vs Mark Fletcher et al, defendants and respondents, represented by Attorneys Evans and Rogers.

The action was tried in the Fourth district court before Judge Moser, without a jury. Suit was brought by plaintiffs to recover possession of a quiet title, and to obtain an injunction against the defendants restraining them from trespassing upon premises, known as the Amazon mining location, in Cache county. Defendants, by way of their complaint, set up that they made a prior and valid location of the ground in dispute, by distinctly marking the same, to comply with all the laws and regulations necessary. Judgment in the lower court went for the defendants, and appeal is now taken upon the judgment roll.

For Kindergartens.

A meeting was held this afternoon in the Women's Industrial Home on Fifth East street, under the auspices of the Ladies' Literary society. There present were representatives of the various ladies' societies and clubs in the city and other ladies of prominence. The purpose of the meeting was to awaken an interest in the establishment of kindergartens as a part of the public school system, and to organize an association for the purpose of further agitating the movement.

Passenger Trains Collide.

The Rio Grande Passenger train due here yesterday noon arrived shortly after last midnight, twelve hours late. The cause of the delay in getting in was a collision which occurred near Westwater yesterday morning about 6 o'clock. There had been a misunderstanding in regard to orders and the trains dashed into each other. The engine on each train was badly disabled and thrown from the track but fortunately no one was injured. The track was cleared during the day and trains are now running regularly.

HE HAS JURISDICTION.

He Says Justice Lochrie is an Action Against the Merchants' Protective Association.

Justice of the Peace Lochrie this afternoon rendered his deferred decision in the case of J. L. Durgin vs the Merchants' Protective Association, John W. Judd, Louis Cohn, H. T. Ball, Francis G. Lake, T. G. Webber, Thomas K. Stevens, Nathan Sears, C. B. Dunn, and Walker Bros. & Fyler company.

Action was brought by the plaintiff to recover $250 damages for alleged injury to his reputation and credit by reason of the publication of his name on the so-called "black list" of the association.

The case came up last week for hearing, when the defendants' counsel interposed a demurrer to the complaint, on the ground that a justice's court had no jurisdiction over the subject matter of the suit or in the premises.

Justice Lochrie now held, however, that a justice of the peace had jurisdiction over all questions affecting injuries to the person, and that actions for libel or slander, as "injury to the person," were contained within the powers given by the Legislature to justice's courts. Hence he overruled the demurrer.

This is exactly the opposite of the ruling made by Justice of the Peace Harvey last Saturday in a similar case.

The defendants must now either file their answer or cause to be issued from the Third district court a writ of prohibition upon the lower court.

HON. A. B. EMERY'S FUNERAL.

It Was Held Yesterday, a Large Number of Friends Attending.

The remains of the late Hon. A. B. Emery were laid away in Mt. Olivet cemetery yesterday afternoon in the presence of hundreds of sorrowing friends.

The funeral was under the auspices of the Masonic fraternity and the principal services were held at the Congregational church, beginning at 2 o'clock. The church in which the deceased lay was a magnificent one, and was covered with beautiful floral tributes. Addresses were delivered by Judges Bowman and Goodwin.

Robbed a Store.

Between 1 and 3 a. m. on Sunday morning the Store of Slaughter & Creely, on Fifth East street, between Sixth and Seventh South streets, was broken into by burglars. An entrance was effected by cutting away part of the wire guard over the door, and climbing through the transom. The thieves carried away a stock of cigars, ham, candy and groceries, and I cents in money which was in the till.

ON THE BOY, HARD CURBSTONES

Policemen Must Now Eat on their Beats or Be Hungry.

A new rule has fallen to the lot of the Salt Lake policemen. Heretofore he has had the privilege, like other mortals, of eating when and where he saw fit. But that condition no longer obtains. He must now eat on his beat or go hungry.

Some of the patrolmen have been in the habit of getting their dinners—or midnight—meal, as the case might be, in restaurants, others have brought their lunches with them from home, and have been allowed to go to the city hall long enough to satisfy their number. It is the latter case which has been affected under the new order. The instructions they have received are to the effect that they must eat on their beats or go without a meal. Until they have been relieved from duty. They are not permitted to go patronizing restaurants, but must rather bring their lunches with them, as they say it will be a saving of $1 to $10 a month to them.

The first outdoor dinners were eaten yesterday in the glaring sun with curious crowds of passers-by looking more intently around the officers as they sat near convenient fountains of fresh water with which they washed down their sandwiches. The boys are now contemplating extending an invitation to the police commissioners to join them in dinner the first hot day next week.

Discharging Firearms.

J. J. Adams is the name of a young man who so far forgot himself as to run Franklin avenue last night and commit a disturbance of the peace. He wound up by discharging his revolver in the air and was arrested for the offense. He was one of the many defendants in the police court today, and was fined $5.

Last 500 Bonds Taken Up.

The New York Life Insurance company today telegraphed City Treasurer Dicks that the last of the 500 $1,000 bonds had been taken up and that the Salt Lake banks could now be drawn on for $500,000 more. The original negotiations between the city and the New York Life thus closes, so hereafter it will simply be a matter of payment of interest, which, however, is a small fortune annually.

THE COUNTY SELECTMEN.

They Attend the County Public Schools Exercises at the Theater.

The members of the County court met in weekly session shortly after 10 o'clock this morning, but adjourned almost immediately, without transacting any business, until this afternoon. The selectmen then went away in a body to attend the commencement exercises of the Salt Lake county public schools in the Theater.

The court is in session the day and there will there are no matters of more than ordinary consequence on the agenda.

Watermelons in the Market.

Several car loads of watermelons, the first of the season, reached this city this morning and were soon placed on sale at the green grocery stores and fruit stands. They came from Texas and sold at from fifty cents to $ a dollar a piece.

Gone to Washington.

Governor West left for Washington over the Union Pacific railroad this morning and is expected to be absent for several weeks. His journey east is said to be one of business and pleasure combined. His excellency will in all probability reach New York before returning home.

More Burglarizing.

Rigby Brothers' store, on West Temple street, between Fourth and Fifth South streets, was visited by burglars last night. An entrance was effected through the rear door. The only booty secured by the thieves was some cigars, tobacco, etc.

CHANGE OF EMPLOYMENT.

Deputy Clerk Shipp, of the Territorial Supreme Court, Resigns.

Mr. John C. Shipp, who for the last four years has been deputy clerk of the Territorial Supreme Court, will relinquish his position at the end of the present month, to undertake the management of the Waukita Mineral Springs Company's business, of which organization he has been secretary from its commencement. The spring from which the water is taken is located near the Warm Springs, at the corner of Ninth North and Second West streets, and the water itself is pronounced by most competent judges to be equal to that of the far famed Kissingen springs at Carlsbad and Homburg. The Waukita springs, as may be stated, is at present shipping of about a carload of bottled water per day to the city alone, besides consignments to San Francisco, Chicago, Denver, and other points.

Mr. Shipp's successor in Clerk Barber's office is Miss E. F. Hastings, who came here from Ogden.

A Heavy Docket.

Police Justice Smith found a heavy docket awaiting him this morning when he opened court. His fining time was thus occupied for a good while but work and when an adjournment was taken at noon a count of the cases disposed of showed that there had been thirty-five convictions.

Major Dailey's Appointment.

As the meeting of the City Council tomorrow night draws near and the appointment of Major Dailey is expected to come up for confirmation, there is no end of anxiety to certain quarters as to the result. In other quarters still prevails that the major will not be the least superfluous of watermelons of this city. The committee to whom the matter was referred, and who were against him with the exception of one member a week ago, were this forenoon unanimously opposed to the appointment. The committee was instructed for another meeting this afternoon at which the waterworks superintendency was to be the chief feature of discussion. Whether there will be any change of front remains to be seen.

THE COUNTY SCHOOLS.

First Commencement Exercises are Held in the Theater Today.

List of the Graduates Who Received Certificates During the Closing Proceedings.

The first annual commencement exercises of the Salt Lake county public schools was held this morning at the Theater in this city. Forty-three young people having completed the course of study for the grammar schools of the county, presented themselves as graduates. Their certificate will admit them to the preparatory department of the University without examination.

At 10:30 the auditorium of the Theater was comfortably filled by patrons and friends of the students, as well as by a number of the citizens of the city. The program was opened with some stirring selections by Stetz' band, which were followed by prayer by Rabbi O. P. Miller. The song, "Far away the camp fires burn," was then rendered by the entire group. Next in order was an essay upon "Ancient and modern warfare," by John E. Hutchison. A description of methods of carrying on wars, as well as of the use of firearms and shields by the different nations of the world, was given, as well as a comparison with the processional warships and the arms of the present. A declamation entitled "General Grant" followed, by Arthur Oberlander. "Chuck" was then as the subject of an essay by Frank A. Brunton, in which he gave some excellent ideas upon what may be achieved by pluck and perseverance, citing instances of young men in public life who had reached fame by ambition and close application. Miss Alice Woodruff rendered a recitation entitled "Flying Jim's Last Leap." Her effort was very creditable. The valedictory was given by Miss Angie Galbraith. In it the earnest efforts of the teachers and the cordial relationship of the pupils were well set forth. The band then discovered some excellent music.

Trustee Richard Howe was called upon at this point to the stage and made an address. He spoke of the early establishment of schools in the county, the hardships incurred in sustaining them, and the progress of the schools up to the present time. The attendance of the free school system was alluded to in appreciative terms. The schools of Utah have given, and he, to the cause of education such men as Professors Stewart, Barr and Allen, and the Hon. J. L. Rawlins. What these citizens can accomplish, by energy and perseverance others may do also, and every pupil should take advantage of the opportunities now afforded by the public school system of today. The students were complimented upon the efforts made in the examinations and were encouraged to continue the work of the past.

The presentation of certificates was made by Prof. D. R. Allen in a brief address, in which excellent advice was given as to the future.

The address to the graduates was made by Prof. W. M. Stewart. He was pleased to be present and witness the first commencement exercises of the public schools of the county, and trusted that the time is not far distant when he should have the pleasure of witnessing these same pupils receive honors from Utah's highest educational institution. Intellectual enlightenment has kept pace with the progress of the school system. Founded under most discouraging circumstances, the schools stand today the monument of the highest appreciation of an industrious and intelligent people. The students who appear here represent the toil and solicitude of the past in educational progress. Men and women with a fine equipment are needed, and there young people will be contest with moderate acclaimments, but should go on until the summit is reached. Do your duty well and your reward will be commensurate with the effort made.

The school song, Heid's band played, the benediction was pronounced by Elder J. R. Rawlins, the band played "Hail Columbia," and the exercises of the day were brought to a close.

The pupils and many of the audience repaired to Calder's park at the close of the exercises, there to enjoy the afternoon in pleasant recreation.

Following is a list of the graduates with the school districts in which they reside:

Jessie Aldridge, Marion E. Andros, May Bailey, Maggie Hendricksen, Maggie Smith, District No. 25, Draper.

Lulie Bassett, Willard Christopherson, George Quilmon Dixon, Angie Galbraith, Robert D. Hall, Nellie McLelland, Hettie Margetts, Thomas G. Montgomery, Anthony Newell, Knoxville Yearbull, No. 40, Parowan.

Hettie Benson, Mary E. Bennion, Dorit E. Haigh, May A. Harker, Leander Mackay, Annabella Rawlins, No. 38, Taylorville.

Joseph Hinchcock, Frank Andros Brinton, Julius M. F. Jensen, Charles Scott, Sarah Stewart, No. 28, Big Cottonwood.

May Oberlander, Arthur Oberlander, Carl E. Paulsen, Anton Petersen, Irene Brown, Maggie E. Carlson, John W. Gordon, Carl Holm, John Johnson, Fred Rogers, No. 29, Murray.

Leah Hansen, Apollos Rockwood, George F. Wing, No. 39, Sugar.

John Hunt Harrelson, No. 41, Sandy.

Belitar Jacobsen, Thomas M. Reese, No. 10, Mill Creek.

Hannah Phemia, No. 37, West Jordan.

Burglary and Housebreaking.

James G. Brown and Harry Lawson, arrested on a charge of burglarizing the residence of Harry Naisbit, were held in $500 bonds for trial before the police court this afternoon, to await the action of the grand jury. They were also held in $500 bonds to await the action of the same body for housebreaking. In this instance the complaining witness is Attorney Bignon, who alleges that they broke into and robbed the residence of Dr. King.