DESERET EVENING NEWS WEDNESDAY FEBBUARY 27 1907



An attachment suit has been filed in the district court by Joseph P. Megeath against F. I. Carter to collect \$599 al-leged to be due for money advanced and paid out for defendant on Feb. 26, 1904.

Brute Arrested—Deputy Sheriff Forbes of Bingham last night arrested Henry Brown of Lark upon a charge of criminal assault upon a 5-year-old girl. Brown is about 40 years of age. He is now in jail at Bingham awaiting conditionary bearing

Wednesday, Feb. 27, 1907

and was knocked down. The revolver shots caused residents to believe a murder had been committo believe a murder had been commit-ted and a hurry up call was sent to the police station. Officers were soon on the scene and placed Magurl and Peebles under arrest. Peebles refused to make any explanation of his con-duct, but wanted Magurl arrested for attempted murder. Magurl was releas-ed, but Peebles was locked up. This afternoon the irate husband swore to complaints charging Peebles with assault with a deadly weapon and with criminal intimacy. A similar complaint charging immoral conduct was issued against Mrs. Magurl and warrants for their arrest were issued.

INDEPENDENT TO FIGHT.

If Bonds Are Gathered in a New Company Will Follow.

General Superintendent Vickey of the Independent Telephone company received this morning, a special bulletin in the Stromberg-Carlson agitation issued by the International Independent Telephone association, from its executive offices in Cleveland, Ohio, and executive offices in Cleveland, Ohio, and addressed to the Independent Tele-phone interests in the United States and Canada. The bulletin says that "Certain individuals connected with the U. S. I. Telephone company, act-uated by motives of personal interest, are favoring the transfer of the said company's securities and properties to the Bell company, in spite of the fact that among the rank and file of the board and stockholders there are many who are anxious to save the proper-ties from the clutches of the Bell mon-opely. The latter class of investors whose property rights are jeopardized whose property rights are jeopardized by the proposed deal with the Bell company, have long viewed the mis-manugement of the U. S. I. Telephone company with serious alarm, and and

We rather wish we hadn,t said so much about spring, for the weather man put a crimp in our spring talk. We don't withdraw anything we said, though, about Hart Schaffner & Marx clothes. They're the best in rain, snow or sunshine.

Richaedton Vadamese 172 SOUTH MAIN STREET

knew of his cruet and unhuman treat-ment of his wife before he killed her. We knew Tibbetts during his life time as an upright, honest, law abiding citizen: while on the other hand, we learned during Botha's trial and at about the time of the trial, from watch-ing his demeanor and listening to his story of the case, both in and out of court, to know him as one of the most cruel of men. We would respectfully ask that your honorable body con-sider the feelings of the people of this county, people who talked with Botha about the case, and listened to his tes-timony at the trial and also knew his victims, when you are deciding what action you will take on the petition for Botha's pardon, as we feel that the killing of Tibbetts as well as that of Mrs. Botha was one of the most atroc-ious, brutal, premeditated murders ever committed in the state. The signatures include those of Sher-iff J. H. Atwood, County Treasurer L. A. Redd, Justice Nephi Burley, ex-Treasurer F. I. Jones, ex-Sheriff Wil-lard, County Commissioner J. A. Ly-man, Foreman D. J. Rogers of the jury, two other jurors, ex-Representa-tives W. Hi Redd and W. C. Lyman, Mrs. Mary Twombly has filed a peti-tion in the probate division of the dis-trict court asking for letters of admin-istration of the estate of Howard M Twombly, who died in this city on Feb. 19, 1907. There are six heirs to the es-Moses Ingebretsen filed suit in the district court today against the West-ern Ore Separating company to recover damages in the sum of \$10,000 for the loss of his right hand, which was crushed in the machinery at defendant's mill on Jan. 16, 1907, and permanently injured. Myrtle Noyes filed suit for divorce in the district court today against Fred Noyes on the grounds of desertion and

Noyes on the grounds of desertion and failure to support. They were married in this city on Aug. 24, 1904, and have one child, of which plaintiff asks the custody. It is alleged that defendant deserted plaintiff on March 29, 1906, and ever since that date his failed to support has jury, two other jurors, ex-Representa-tives W. H. Redd and W. C. Lyman, and many others.

ARTICLES OF INCORPORATION.

Four Enterprises File Papers With State and County Officials.

The jury in the case of Mary Pattin-son, by her guardian ad litem, against the Utah Light & Railway company, which was tried in Judge Ritchle's court, today returned a verdict in favor of defendant. The action was brought to recover damages in the sum of \$5,000 for personal injuries received by plain-tiff while a passenger on a Second South street car on June 18, 1906. The General Accident Assurance Corporation, limited, of Perth, Scotland, filed Judgement by stipulation has been entered by Judge Lewis in favor of plaintiff in the case of Mary Ann Frew, administratrix of the estate of Joseph A. Frew, against the Union Pa-cific Raliroad company for \$5,000. Plaintiff sued to recover damages in the sum of \$50,000 for the death of her husband who was killed in a wreck Lear Granger, Wyo., on Nov. 11, 1904. copy of its articles of incorporation in he office of Secretary of State Tingey oday. Its capital stock is 1,000,000 pounds, divided into shares of the par pounds, divided into shares of the par value of 5 pounds each. The general of-fices of the company in the United States also in Philadelphia, F. J. Moore is the manager for the company in the United States, and H. M. Ferris of this city is the Utah® Agent. A copy of the articles of incorporation of the Beaver Arid Farming company of Beaver City. Utah, was filed with the secretary of state today. The capital stock of the company is \$20,000, divided

A verdict has been returned by the

support her.

A verdict has been returned by the jury in Judge Ritchie's court in favor of detendant in the case of J. C. O'Neill against the Rio Grande Western Rail-way company. O'Neill sued to recover damages for injuries received by being hit in the head with a hammer while employed in detendant's shops but the jury found the issues in favor of the company and returned a verdict ac-cordingly. cordingly.

An action was filed in the district court today by Daniel Cusick against the Utah Construction company to re-cover damages in the sum of \$15,000 for personal injuries received on Dec. 11, 1506, by being struck in the head by a rock which rolled down the mountain side in Bingham Canyon. Plaintiff al-leges that he was working for defend-ant company and that the rock broku loose above him and struck him in the head, crushing his skull and injuring bis spine. He claims to be permanently injured and asks damages in the sum named above.

PERSONALS.

James Mair is back from a business trip to New York. Fred A. Slade has returned from an

eastern purchasing trip.

Blaine Phillips of Boise is in the city. He says that the Northside irri-gallon project is to have a reservoir system so as not to be dependent up-on the Snake river. Some 180,000 acres are involved.

and after Jan. 1, 1908.

LITIGATION ABANDONED. Morgan and Bradford Interests Reach

Agreements.

New York, Feb. 27 .- The Herald today says: After negotiations which have extended over the last three months it was admitted yesterday that have extended over a yesterday that months it was admitted yesterday that an agreement has finally been reached between J. Pierpont Morgan and com-pany, owners of the Chicinnati, Ham-ilton & Dayton-Pere Marquette system and the Bradford interests, controlling the Chicago, Cincinnati and Louisville railroad. All litigation between these been scenes has been abandoned and two groups has been abandoned and as a result of mutual concessions the \$3,500,000 Pere Marquette collateral \$3,500,000 Pere Marquette collateral trust bonds given in payment for the Chicago, Cincinnati and Louisville will be returned. Mr. Bradford and his as-sociates assuming complete ownership of the railroad. It has all along been maintained that the key for the solu-tion of the many problems confront-ing the receivership of the Cincinnati, Hamilton and Dayton-Pere Marquette system lay in a settlement of the Brad-ford claims. With this matter adjust-ed it is believed that satisfactory terms will soon be arranged with the Pere will soon be arranged with the Pere Marquette security holders, the Cin-cinnati, Hamilton & Dayton collateral trust note holders, the owners of To-ledo railway and terminal bonds, in-terest on which has long been in de-fault

FOUR MEN INJURED.

Remarkable Series of Accidents Occurs in Bingham Junction Yards.

fault

curs in Bingham Junction Yards. A remarkable series of railroad ac-cidents occurred at Bingham Junction yesterday. The victims of each acci-dent barely escaped with his life. Chris Reese, one of the men, is in St. Mark's hospital. While his injuries may prove fail, he has a fighting chance. The other men were Alma Goff Albert Hanson and Tom Eckman. Goff was the second man injured and his was a narrow escape from death. He was stunding on a high coke car signaling with a lantern when he slip-ped to the ground below. His arm was broken, his head cut and he drop-ped over the rails unconscious. A fei-low workman saw the lantern on the car but failed to see it move, so con-cluding that something was wrong, ran back over the rain and finally found Goff stretched across the rails. The injured man was pulled away just in time to save him from being ground to death by a switching train. Chris Reese was coupling cars when a defective coupler allowed the ends of two cars to jam together. He was caught and squeezed badly. He was

preliminary hearing.

More Snow Due-The precipitation for the storm was .86 of an inch, with promise of more snow tonight and tomorrow, as the low area remains sta-tionary over the southwest. The lo-cal weather bureau looks to see the mercury drop to 20 degrees above zero in the next 24 hours.

A will be added a set of the set telephone company, expressing regret at his departure and referring to the excellent character of his services.

JEROME RECALLS

(Continued from page one.)

'Hardly that."

"At that time did you not say: 'f nave often managed to jolly the law-zers and fool the court with big words which they did not understand?"

"What are systematized delusions?" "They are delusions which are ad-hered to by a subject in a systematized or organized manner." At this point luncheon recess was or-dered

EVELYN THAW.

"Did you know of a particular kind of insanity that occurs in Italy?" "I have heard of such a disease, but never practised in Italy."

OSLER NOT AN AUTHORITY.

Dr. Evans knew Dr. William Osler. "Do you consider him as an author

"Don't you know that while he was this country he was considered one the foremost men in his profession?"

Mr. Jerome, reading from a newspa

r. asked the doctor if he did not ad-cess the Y. M. C. A. at Morris Piains, J. in 1905. Dr. Evans remembered the occasion.

"What is a delusion?" "A delusion is a false belief which cannot be shaken by the usual kinds

of arguments."

There is only one

"He made some statements that no be could subscribe to. For instance, s proposal to chloroform men after

Delmas objected and was sus-

wished it understood that they did so as bankers and at no time ceased to be bankers, and that in dealing with the Union Pacific they did so at arm's length. At no time had they ever charged the Union Pacific more than a banker's regular commission and often rendered valuable services for nothing. About a year ago they felt that the necessity which caused them to go on the board had passed, and also the de-mands of their own banking business had increased; the credit of the Union Pacific had become firmly fixed and he and Mr. Schiff resigned from the board of the Union Pacific. Mr. Kahn said his firm had pur-chased the Southern Pacific stock con-trol which afterward passed to the Union Pacific, but he insisted that it was not bought with the understand-ing that the Union Pacific would take it, the only understanding being that it is bankers and at no time ceased to be

Wisconsin Central

ing that the Union Pacific would take it, the only understanding being that it was to be offered to the Union Pacific Mr. Harriman, he thought, was in favor of purchasing, but his firm took a big risk in buying the Southern Pa-cific stock as the remainder of the board might not approve of it and it would be left on their hands. While Mr. Kahn was upon the stand Mr. Harriman remained in the court-room. At first he found a vacant chair among the newspaper men who occupied the jury box and after re-maining there about half an hour he went over and sat between Mr. Sev-erance and the other counsel.

M'DWITT'S MOTHER DYING.

A telegram was received here this morning from Leavenworth, Kansas, addressed to W. W. Trimmer, inquiring for the whereabouts of Will McDwitt, formerly a train dispatcher on the Union Pacific at Kansas City. McDwitt's mother is dying in Leavenworth, and he is wanted to call at the Utah National bank, where further information will be given him.

FAMILIES FLOODED OUT.

From Two to Six Feet of Water in Camp's Lane District.

Almost the entire region from the Jordan river westward to Twentieth West street, from Ninth North to Twentieth North, is submerged by water. Several families have moved from their homes, and others will have to go. unless the floods recede scon. Some of the residents out that way are forced to wear high gum boots in order to chore

the tendents out that way are toreed to about their premises. The inundation is caused by the over-flow of the Jordan, which is unusually high for this season of the year. For-merly an unused trilinaad grade kept the water banked up to the southward and prevented a flooding of the district now affected. However the condition theu attained caused Arthur Brown's lands to be more or less covered by water, and the grade was accordingly cut through, to the detriment of the farms lying to the northward. The city council has been appealed to, to ald the residents in the region of Camp's Lane in the dire extremity. A committee has been appointed to see what can be done in the premises, and the same will meet tomorrow evening. The situation over the Jordan was similar three years ago to what it is now, and in addition to the damage sustained by the inhabitants, when the waters subsided a virulent epidemic of typhold fever ensued.

typhol fever ensued. There used to be a ditch, which more or less effectively drained the stretch of country any under from two to six feet of water, but the same has been per-

Atchison pfd Atchison pfd Canadian Pacific Chicago & Northwestern ... Chicago & Northwestern pfd. Colorado Southern Denver & Rio Grande Denver & Rio Grande pfd. Erie 98 10944 1845, 159 Erie Illinois Central Louisville & Nashville Mexican Central Missouri Facific New York Central Pennsylvania ading Rock Island Rock Island St Paul Southern Railway Union Pacific prd.... Union Pacific prd....

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 Pacific Mail
 63

 People's Gas
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 Pressed Steel Car
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 Pullman Palace Car
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 Standard Oil
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 United States Steel
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Laxative Bromo Quinine. Similarly named remedies somatimas deceive. This first and original Cold Tables is a WHITE PACKAGE with black and red lettering, and bears the signature of 6 78 Strowe

"Bromo Quinine"

That is

Rev. W. L. Bull and wife are home from a month's absence on the coast,