

DESERET EVENING NEWS

TODAY'S WEATHER REPORT.

(Observation taken at 6 a. m. Mountain time.)  
Salt Lake City: Barometer, 25.43; current temperature, 30; maximum temperature, 32; minimum temperature, 28; mean temperature, 30, which is 3 above normal.  
Accumulated excess of temperature since first of month, 50.  
Accumulated excess of temperature since January 1st, 32.4.  
Total precipitation from 6 a. m. to 6 p. m., .32 inch.  
Accumulated excess of precipitation since first of month, .06 inch.  
Accumulated deficiency of precipitation since January 1st, .94 inch.

FORECASTS TILL 6 P. M. TUESDAY.

Local forecast for Salt Lake City and vicinity:  
Fair tonight and Tuesday; colder tonight.  
Utah (Forecast made at San Francisco):  
Snow tonight and Tuesday; colder tonight.

WEATHER CONDITIONS.

A trough of low pressure extends from the Washington coast southeastward to Texas. Precipitation has been quite general over the country west of the Mississippi river. It is much colder over the northern and middle plateau region. The zero isotherm passes through South Dakota and Montana.

L. H. MURDOCH,  
Section Director.

SEMI-WEEKLY NEWS...

CIRCULATION

TODAY 16,620  
January 1, 1899, 10,230.

(Issued Tuesdays and Fridays.)

OUR AIM:

20,000 by the 20th Century!

To-day's Metals.

SILVER, Bar, 59 1-2  
LEAD, 34.57 1-2  
CASTING COPPER 15 1-4 cents a lb.

LOCAL BRIEFS.

According to the White Pine News, Mr. Joseph Judd, has been tendered the position of superintendent of construction of the new buildings of the University of Utah, and will arrive in Salt Lake in a few days. Mr. Judd occupied a similar position in connection with Salt Lake and the Salt Palace.

The passengers on a First South street car received quite a severe fright yesterday, by the breaking of a wire. The car was filled with people on their way to church, but their Sabbath-complacency was rudely disturbed; no one, however, was injured in the least by the wire.

The members of the A. O. U. W. of this jurisdiction will meet in special session on Wednesday next, to settle the question of assessment, whether on the level or graded plan. Over one hundred delegates will be present, and it is thought that the former system which is now in vogue will be maintained as the majority seem to favor it. A banquet and ball will be tendered the visitors in the evening at the Ladies' Literary club house. Thursday, they will be shown over the city, and will listen to an organ recital at the Tabernacle, concluding the day with a splash in the Sanitarium.

The funeral of Captain John M. Ball was held from the late home, 31 Kendall terrace, yesterday afternoon. The service was very impressive, and was conducted by Rev. Bogley of the Central Christian church. Col. M. M. Kuehn, also delivered a eulogy on the character of the deceased, in accordance with the request the latter had made just before his demise. Thomas Harris, a war comrade of the dead man, gave a sketch of his life. Messrs. Purdy and W. H. Spafford two other members of Captain Ball's regiment, were present. The remains were accompanied to Mount Olivet, with a large cortege led by Field's band.

A street-car and a hack had a passenger-alarm last night on Second South street, in which the latter carried two second seats. A man named Johnson was driving the hack and on crossing the car track just ahead of a rapidly moving street car, his horses shied at a piece of guttering paper, which brought the hack to a standstill, and the car went crashing into it. Johnson was thrown to the pavement and the hack was knocked over on its side. The horses kicked themselves loose and went dashing down the street. They were subsequently found several blocks apart. The vehicle or rather what was left of it was taken to the nearest stable, in which J. H. Hennings, a renowned artist of Munich, Scotland.

That Captain Middlemies is entitled to the role of art connoisseur, no one will dispute after reading the following from the Evanston News-Register: "Two old appearing and unattractive oil paintings have hung in the barber shop of Johnson & Arthur for many months past, and so inconspicuous were they that little or no attention was paid to them by the public. Notwithstanding these facts, however, high value has been placed on the time-worn scenes and a prospective purchaser has made his appearance in the person of Captain Middlemies, a prominent mining man of Salt Lake City, who has bargained to take them at \$100. The pictures were brought from France in 1861 by L. Maywood, and were purchased from that gentleman in Corvallis, Utah eighteen years ago by Joseph Johnson & Arthur. They represent picnic scenes and were painted in the time of Louis XIV. by J. Hennings, a renowned artist of Munich, Scotland."

Zion's Savings Bank and Trust company was established in 1873, and has since opened more than twenty-three thousand savings accounts. Have you an account? If not, start one NOW.

UTAH COMMERCIAL AND SAVINGS BANK  
Interest paid on savings. W. F. Armstrong, president. P. W. Madison, vice-president. J. E. Cairns, cashier.  
23 South Main. Telephone, 429.

UTAH COAL.  
Castle Gate and Winter Quarters, Lump, Nut and Slack.  
D. J. SHARP, Agent.  
23 South Main. Telephone, 429.

THE "NEWS" DURING CONFERENCE WEEK.

All indications point to an immense attendance at the coming conference, the first week in April. ADVERTISERS DESIRING TO REACH THE PEOPLE IN THEIR HOMES can do so effectively by using the Semi-Weekly News (printed Tuesdays and Fridays) before the conference season, and the Daily News DURING THE WEEK. Both subscribers of the Semi-Weekly News who visit the city receive the DAILY FREE during their stay.

A YOUNG INCORRIGIBLE.

Ida Shimming Once More in Trouble—Stole a Lie, Ice.

Ida Shimming, the 12-year-old incorrigible girl, is once more in the clutches of the law. She was arrested last evening by Officer Ed Davies, for purloining a bicycle, and taking it to the wheel belongs to Miss Price, and was stolen Saturday from the city and county building. Ida was riding the wheel when arrested by Davies. She admitted stealing the cake from a hall at the Fremont school. It belongs to one of the teachers. The skirt was stolen from the Z. C. M. I.

AMUSEMENTS.

The Scandinavian Dramatic company which makes its bow at the Theater this evening has played a good sale of seats through the day as well as on Saturday. Patrons are assured of a pleasant time.

The box office was open again today for the sale of seats for the Louis James-Kidder-Hanford combination. The Hanford combination in an elaborate production of "The Winter's Tale" which has not been seen in this country since Mary Anderson's revival, eleven years ago, and which will be seen at the Salt Lake Theater on Wednesday. As Mary Anderson's tour was confined to only a few cities, the presentation of the play by the James-Kidder-Hanford combination will be in the nature of a novelty to the many who have witnessed Shakespeare's beautiful tragedy-comedy pastoral. The production is the most elaborate, massive and complete ever attempted by the management, and will afford most stirring scenic effects made from the most authentic models, built and painted by a corps of capable artists. In their revival of "The Winter's Tale" it has been the desire of Wagenbach and Kemper to present an epoch-production in every detail. The costumes are from Hermann from designs by Anderson, and the furniture and properties from Bradley and Corbett. Two cars are utilized in the transportation of the production. Each of the principals are happily cast in the revival. Mr. James will be seen as "Autolyus," Mr. Hanford as "King Leontes" and Miss Kidder in the dual role of "Hermione" and "Perdita." The characters which Mary Anderson made her foremost in connection with the stage. The other characters are represented by such sterling actors as Barry Johnston, Collin Kemper, Norman Hackett, Thomas Coffin Cooke, Mrs. George Vandenberg, Miss Helen Mager, the two Shakespearean veterans Harry Langdon and John A. Ellsler, and twenty others.

REACHES DISTRICT COURT.

Information Charging B. H. Roberts with Unlawful Cohabitation.

Filed in the County Attorney's Office Today—Charles Mostyn Owen the Only Witness Endorsed.

An information charging Brigham H. Roberts with unlawful cohabitation was filed with the clerk of the Third district court by Assistant County Attorney Ray Van Cot today. The document is exceedingly brief and after reciting the fact that the defendant had heretofore been duly committed by Justice of the Peace Kroeger, alleges that the offense was committed in Salt Lake county on January 1st, 1898, and at divers other times, and continually between said date and July 1st, 1899, with Sarah Louisa Roberts and Margaret Shipp-Roberts. The name of one witness only is endorsed on this copy of the information, and that is Charles Mostyn Owen, who swore to the complaint before the committing magistrate.

LOWER COURT AFFIRMED.

Supreme Court Decision in an Ogden Street Car Case.

The Supreme court delivered an opinion today in the case of John J. Greiner, appellant, vs the Ogden Street Railway company, et al, affirming the judgment of the court below. The case was brought to recover damages for the death of appellant's four-year-old son, who was killed through being run over by a street car in Ogden on March 12, 1897. The jury, according to the instructions of the court, found no cause of action against the Ogden Street Railway company and the Ogden Electric Railway company, but returned a verdict for \$3,000 against the defendant Roland H. Conklin. Later on the day of the verdict, the judgment was set aside and the return of the summons, as to Conklin, quashed.

The action of the court in this respect was then challenged by appeal. A number of errors were assigned, but the court found none of them had merit, and refused to consider them. The court finds that neither of the corporations can be held responsible for the death of the child, for the reason that at the time of the accident neither one of them had exercised control of the road. The court further finds from the record that no personal service of summons was made upon the defendant Conklin, and therefore holds that the lower court committed no error in setting the verdict of the jury aside, which in the first place was void, for the reason already given.

The opinion was written by Chief Justice Barth and concurred in by Justices Miner and Baskin.

TRIAL OF A DAMAGE SUIT.

Case of the Heirs of Charles Burgess Against Street Car Company.

The trial of the damage suit of J. T. Burgess et al, heirs of the late Charles Burgess, vs the Salt Lake City Railroad company, which began before Judge Cherry on Friday last, was resumed this morning. Charles Burgess, a former night-watchman, now deceased, sustained severe injuries to his left foot through being run over by a street car belonging to the defendant. This was on December 4, 1884, immediately in front of the Cullen hotel on West Second South street. He brought suit against the company demanding \$10,000 damages and alleging that the accident was the result of the defendant company's servant's negligence.

Two years ago the case was tried before a jury and a verdict for Burgess for \$1,500 returned. The company appealed to the supreme court and the verdict was set aside and a new trial ordered.

The hearing had not concluded when this report closed.

MINER MEETS A SHOCKING DEATH

Horrifying End of an Employee of the Little Chief.  
UNABLE TO HOLD ON LONGER

Mike Kellett Falls While Hiding Under a Train, and the Cars Run Over His Body.

[SPECIAL TO THE "NEWS."] Eureka, March 5.—A shocking accident happened here this morning in which Mike Kellett, a miner employed at the Little Chief mine, was killed, and his body horribly mangled. He was run over by an Oregon Short Line work train soon after 9 o'clock. The ghastly affair happened a short distance east of the Short Line water tank on lower Main street. The freight crew had just picked up four freight cars near the depot and had not gone over 200 yards, when the man was run over and killed. Kellett had worked in different parts of Tintic for some time past, and a few days ago met with an accident at Mammoth, in which his shoulder was dislocated. It is thought that he was riding under one of the cars this morning with the purpose of leaving town, but his wounded arm made it impossible for him to retain his hold underneath the car and fell. His body was dragged about sixty feet, and was mutilated almost beyond recognition. He must have been killed instantly by the train crew did not discover the body until the entire train had passed over him.

The remains were picked up and taken to A. N. Wallace's undertaking parlor, where an inquest will be held over him.

Kellett was a man about 25 years of age, as near as can be learned, he is unmarried and has no relatives in this country.

GUNTER HAS NO OVERCOAT

Assistant County Attorney Misses His Wearing Apparel at Church Time.

When Assistant County Attorney W. T. Gunter got ready to go to church last evening he found he was minus his overcoat and a pair of kid gloves. Not wishing to take chances of contracting a cold, for it was a decidedly stormy night about the time the articles were missed, both inside and outside the attorney's usually peaceful abode, Mr. Gunter concluded to forego the pleasures of last evening's sermon and remain at home. Those of his friends who did not see him in his accustomed seat at church will now understand the reason why he was not there.

Mr. Gunter's residence is at 41 Canyon road, and he selected this site believing it to be a place unfrequented by thieves. The overcoat hung in the hallway, with the gloves resting in a pocket of the same, as late as 6 o'clock yesterday afternoon. Between that hour and 7 o'clock some sneak thief opened the front door and helped himself. Between three and six o'clock yesterday Gunter was in a front room upstairs with Mrs. Gunter, to whom he was reading a very interesting and beautiful novel. "And thereby hangs a tale," Mr. Gunter read in such a loud tone of voice as to permit the thief to open the door, walk in and out again without attracting the least bit of attention.

Both the police and sheriff's officers have been notified of the theft; so an arrest is expected to follow, unless the holders of the peace should fail over each other in their eagerness and anxiety to catch the guilty one, and make a "record."

Moral—Don't read novels on Sunday.

FIRE AT LAYTON.

Protestant Episcopal Church Burns Down—Was Used as a School.

[SPECIAL TO THE "NEWS."] Layton, March 5.—The Protestant Episcopal church was burned to the ground this morning. The church was being used for a school building and when the fire broke out the children went frantic and if it had not been for the calm present-mindedness of Andrew Cook, the teacher, it is quite probable that something more serious than the loss of the building would have happened. The organ and the benches as well as all the books were saved, but the building was utterly destroyed, and, moreover, there was no insurance to mitigate its loss.

The fire was caused by the stove pipe becoming disconnected in the ceiling. The result of boys throwing at it.

THOUGHT TO BE INSANE.

Strange Actions of an Old Man—Held at the City Jail.

Yesterday afternoon an old man was observed hanging around the city and county building, and acting very strangely. He went out into the middle of State street and gazed for a long time up and down the road. As some gentlemen drove up in his wagon the old man asked for ride. He jumped into the vehicle and said he wanted to go to St. George. An officer who had noticed the poor old man, took him to police headquarters. When asked by Detective Sheets if he was married, he said:

"I ought to have three wives. One in Salt Lake, one in Ogden and one in West Jordan, and ten children."

"I know you," he said turning to the jailer, "you're Heber C. Kimball that used to live up on the hill. I know you. When I'm home, my name's Frederick Blake."

He said his home was in West Jordan. The authorities decided to send him to the county jail, but the sheriff refused to receive him unless a complaint was filed against him. The old fellow is now confined in the jail, but came along with criminals and hobos.

I. C. McFarland, guardian of Blake, called at the police station this morning and informed Jailer Kimball that Blake had been an inmate of the asylum for over twelve years. He was discharged some time ago and thought to be cured. Blake's home is in St. George. A complaint will be sworn to charging him with insanity.

"I think I would go crazy with pain were it not for Chamberlain's Pain Balm," writes Mr. W. H. Stapleton, Hermiston, Pa. "I have been afflicted with rheumatism for several years and have tried remedies without number, but Pain Balm is the best medicine I have got hold of." One application relieves the pain.

STATE EDUCATORS ENJOY A FEAST.

Don Porter of the Kenyon Regales the Utah Press Members.

ENJOYABLE EVENING SPENT

List of Those Who Were Present—Fine Program Carried Out—Toasts and Songs.

Don Porter of the Kenyon covered himself with glory again Saturday evening, the occasion being the tendering to the Utah Press association of a sumptuous repast in grand style. Including the wives and friends of the members, and the representatives of the three daily papers, sixty-two persons sat down to eat. The table was arranged in the form of a U and was beautifully and tastefully decorated with roses, carnations, ferns and potted plants. The menu was of the best, and the scene as Mr. Porter's guests took their seats was one of indescribable beauty.

Judge Goodwin enacted the role of toastmaster and was in his happiest vein all the evening. He was introduced by Vice President Charles England—President Murry having too bad a cold to talk.

The following program was carried out, each number being interspersed between the courses:  
Address, Judge Goodwin.  
Bass solo, "Thy Sentinel Am I," Fred Sands.  
Toasts, "The Country Editor," responded, Fred Nelson, Utah County Democrat.

Soprano solo, "Since Thou Art Mine," Miss Beattie Edmonds.  
Remarks, "Newspaper Legislation," Major E. A. Littlefield, Utah State Journal.

Pianola selection, Prof. Joseph J. Daynes.  
Poem, "The Newspaperman in Heaven," N. B. Dresser, Mercer Miner.  
Contralto solo, "The Mid-Summer Dream," Miss Julia Jones.  
Toasts, "The Press," responded by Jas. C. Clove of the Provo Enquirer.

Pianola selection, Prof. Daynes.  
Toasts, "The Stage," responded George E. Blair.  
Baritone solo, "The Silent World is Sleeping," John Robinson.  
Toasts, "The Ladies," responded Judge William H. King.

Letters of regret were read from Acting Governor James T. Hammond and Noble Warren, editor of the Herald.  
The program was concluded by the entire audience arising and singing "America."

The committee having the affair in hand was John James, Fred Nelson and D. P. Felt. The accompanists for the vocalists were Prof. Daynes and Miss Jennie Sands. A hearty vote of thanks was tendered Vice President, Tribunes, W. P. Felt and wife, Deseret News, Mr. and Mrs. Fred Nelson, Democrat, Provo; E. G. Rogerson, Salt Lake; C. England, Logan; A. G. MacKenzie, Tribune; George E. Carpenter, Herald.

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