

thereof be set aside by the court for her use and for the maintenance of herself and child. That pending this action, a reasonable allowance be made her as counsel's fees (\$100), \$25 for fees and court costs, and likewise that the sum of \$25 per week be decreed to be paid her by defendant, as temporary alimony. That pending the trial of this suit the defendant be restrained from visiting or otherwise interfering with plaintiff at the house of her father, or from otherwise disturbing the peace, from taking the child from her custody; and that he be also enjoined from in any way disposing of any of the real or personal property named in this complaint.

Rawlins and Critchlow are the plaintiff's attorneys.

THE DEFENDANT'S ANSWER.

At 2 o'clock this afternoon Sheriff Andrew J. Burt filed an answer to the charges brought against him by his wife, Helen M. Burt, denying absolutely the whole of the allegations.

By way of cross-complaint the defendant alleges that since their marriage the plaintiff has treated him in a cruel and inhuman manner, in particular as follows: Within two months after their marriage, he being about to visit Provo, was requested by plaintiff to allow her to accompany him and spend the time with relatives at Springville. This was acceded to. This occasion being a Wednesday, it was agreed that she should meet him at the station on the following Friday. She failed to do so, but finally made her appearance on Saturday in company with some gentlemen who were strangers to him. Together, the defendant and plaintiff returned to Salt Lake; and while his wife was disrobing herself he discovered written on her arm the word "Mort," this being the name by which one Mort Snow, of Utah, was commonly known. When asked to explain, she averred that it was the name of a young gentleman of Springville, and that it had been written there by a young lady named Rhoda, her cousin. Afterwards he learned that his wife had falsified in this regard, and that the name was placed there by the man himself, at a time when she violated her marriage vows.

Defendant further alleges that, since their marriage, he has learned to his sorrow that his wife uses language of a profane and obscene character. When home was reached on one occasion, after they had been out together, she complained of a severe headache. She asked him to obtain a wet cloth for her from a room above, and bind it about her head. In looking for the cloth a letter fell upon the floor addressed to Miss Geraldine, Menneville. In substance it said:

"My Darling Geraldine: I finally received your letter, after waiting many days. I was in town and could have called upon you but was afraid to do so, thinking that I might meet him. I am working up a scheme by which we can outwit him. When will I have another chance to hold you in my arms?

Your loving Hugo."

He confronted the plaintiff with this letter, and she solemnly took her oath that it belonged to her cousin Rhoda, but afterwards confessed it was her

own, and that it was written by Mort Snow.

Defendant avers that about a year ago, their babe becoming very sick, and the chances for its life were small if it remained in the heat of Salt Lake City, he sent his wife and child into the mountains at Wasatch. Afterwards he learned that his wife, "although the babe was sick unto death," would leave it and ride to Draper and back, a distance of thirty-six miles, in order to attend balls and parties with a man named Smith. The child was then in a precarious condition, needing constant care and attention; and the heartlessness displayed by his wife when it became known to her caused him intense mental pain and sorrow. The plaintiff, while their child lay at death's door, also took pleasure trips to Alta, and when a rumor of the fact came to him she calmly looked him in the eye until she was confronted by such proof that she broke down and confessed that for male society she had neglected her little one. Defendant further alleges that on the eve of New Year's day of 1892 they had a talk concerning the conduct of his wife, he having learned that she had exchanged photographs with a stranger. She denied everything at first, but finally admitted the flirtation, insisting, however, that there was nothing criminal in the relations.

Defendant further declares that about the month of November, 1892, she visited Logan and there met Mort Snow, with whom her conduct "was scandalous for a married woman." In male attire she went to a photograph gallery and had her picture taken. She visited Mr. Fuller in men's clothing. Upon his going to Logan and compelling her to return home, she opened a correspondence with a man named Clayton, the letters being filled with endearing expressions.

Defendant next alleges that in the month of February, 1892, his wife, with her baby, visited Springville and opened a flirtation with one Claude Gates, neglecting her infant shamefully and sitting up with Gates as a lover until three o'clock in the morning.

In the month of January, 1892, he says, she became acquainted with a man named Weatherby, an electric light employe, who frequently visited her, at unusual hours, and the acquaintance ripened into criminal intimacy. He shows that on the 27th March, 1892, she visited Weatherby at Ogden, on which occasion she presented him (Weatherby) with a diamond pin, and went with him to the Hot Springs. On the 7th May, 1892, he himself found her in the arms of Weatherby, on the porch of defendant's house, in Salt Lake City. May, 1892, his wife met Weatherby in room 21 of the Broom Hotel, Ogden, where she allowed him to take improper liberties with her, the actions there being too obscene to detail. When she learned that she had been detected in the escapade last mentioned she promised to reform, and urged him to forgive her. After much pleading on her part he did so.

(The remainder of the paragraph is totally unfit for publication in the News.)

After accusing his wife of drinking wine with men at his house, during

his absence, at all hours of the night the defendant says that since the birth of their child his wife has not appeared to have for it the affection of a mother. She has neglected and abandoned it for hours at a time, when it needed tender care, and has thrown discredit upon its paternity. She uses, in the child's presence, vulgar, obscene and profane language, and is utterly unfit to have the care or custody of the infant.

Defendant goes on to allege that his wife committed adultery with one Richard Weatherby on the 27th day of March, 1892, on the 25th day of May, 1892, and on divers other days in Salt Lake City and the city of Ogden since the 1st day of January, 1892. He says also that she has committed adultery with other persons in the city of Salt Lake, between the 1st day of December, 1891, and the 1st day of June, 1892.

He alleges that she is an unfit person to have the care, custody and education of the child, and prays that the bonds of matrimony existing between them be absolutely dissolved, and a decree of divorce granted to him.

Powers and Hiles are Mr. Burt's attorneys.

GOSSIP FROM THE ATLANTIC.

If ever I carried a prayer to a throne of grace, it was my wish that the Democratic convention in Chicago would not recognize the Utah savages calling themselves "Tuscaroras." It is gratifying to know that my prayer was answered. An old proverb speaks of people "going for wool and coming back shorn." The Tuscaroras went for hair and returned scalped! Where are they now? A vessel was sunk a few nights ago off Long Island and none were left to tell the story of the lost. But a white hat, a duster, an umbrella and a very large mouth were found floating. It is thought they belonged to one of a band of savages that was very noisy in Chicago a few days ago. Did they have sense enough to go and drown themselves? If so, nothing in their lives so became them as the leaving of it. Too bad, though, that they lost their dusters, as they will need light clothing now.

Boston is very wet and the air is abominable. I had no idea the old place could behave so badly. New England is busy everywhere graduating boys and girls. I called on President Eliot yesterday and found him busy. Tomorrow is "Commencement" at Harvard. He spoke laughingly of the treatment he had received on account of his address in Salt Lake, and has not changed his mind. I met J. M. Tanner and several other Utah men, and have a pressing invitation to visit them on Friday.

I have also met Hon. P. A. Collins, who chatted interestingly about Utah in Congress. For his part there some years ago in reference to the Edmunds-Tucker bill (I think it was), he received many letters from ministers, lawyers, laymen and other old women in Utah denouncing him for daring to assume in any wise that the Mormons were not beasts of the field. Mr. Collins was the first to inform me of the fate of the "Tuscaroras." The Eastern papers never condescended to even mention the existence of the band. I