(Continued from Page One.)

THE BATTLE ENDED.

...ments made by Judge Sanborn. On this point the gentlemen on the other side have stamped their law with their initials. Mr. Storey said he had not supposed that a senator of the United States would say to a man who lives in Utah Land, in Portland and Boston, in Salt Lake, in New Jersey, willing to have the wrongs applied to the Lion company. He asked the crime received justice. He asked and that it had been applied, and that it be required to take the Utah to be required to take them and operate them southern lines, and operate them whether they pay or not. He asked whether the interests of all be protected, but the interests of the people of Utah be sacrificed to them. He asked why sacrificed to them. He asked that the road be taken from the receivers now operating it to their enemies, and to give it to those who have never entitled to it.

Mr. Storey said he was willing to compare Judge Sanborn's claim on the other side. He would not deprive Sanborn of his just rights. It was the province of the jury to try the present receivers and to be changed because their position was too limited. They were concerning to protect the long time spent and could not protect the short time. He would more than a lawyer could say more argue on both defendant and plaintiff in directly adverse interests. The time that he has been on the case, he has done, and matters is good law, it is work, it is good morals is not good law.

Resuming the selection of Mr. Egan, Mr. Storey said they had found five men where they and it could, and Mr. Egan was at the head. The five were joined under Judge Gilbert, who sustained Mr. Egan. Yet the other side had wages against Mr. Egan for some other legal matters the speaker had never heard of but they could not find a ruling against him. Mr. Egan stood on the Wayne McVeagh which Mr. James Butler sustained him but could find nothing against him, that so far as he was concerned. Even Mr. S. H. Clark, chairman of the present receivers, said about Mr. Egan. In St. Louis, where Judge Sanborn was personally acquainted of Mr. Egan's ability, not an objection had been raised against him. There probably was not another man in the country against whom the Union Pacific could not bring some taint. Now, however, they are so accurate receivers. Under such an appointment the independent receivership would fail. It would be separation in name but not in fact, and would be extreme weakness. To separate the separation, the Union Pacific, is the first thing to do, and yet an even existing solidarity of the two interests. The results are not the interests of the Union Pacific.

Mr. Cunningham—We will stipulate to consent to the other courts to stay up on the event may make, regarding the appointment of the receivers receivers.

Mr. Storey—You will stipulate to anything that will delay or will extend our control. Shall we stipulate? Even as we remarked, in justice, and perhaps it. We offer a man to see fitness of the place cannot be questioned. Certainly he is a fit man. He is to come here, and to conclude with local interests. Gentlemen, a little such chief on the Mr. Egan is to remain, the court and the power to remove him, or to appoint another with him. Between now and the first of July this whole thing will be settled before Mr. Egan is appointed. We are you to take him or take, and we will settle the results. Judge Hunt and associates the case application, and will proceed in equity appoint also that Mr. Egan. Mr. Storey asked that the court do not deal in legal interests of the Lion company in a chancery order.

Mr. Storey insisted that the Lion company was not violating the power to make conflicting interests, as the court in receivers were doing. There was not a reliable or impossible for the statement that the Lion company wished to take the property for any personal interest, as the Union Pacific had done. The settlement here on the other side was to keep it in the hand of the thief for someone else should steal it. (Laughter.) The Lion company would take property spread on the results of its owners, to be a special interest.

The motion of Sanborn receiver's certificates was overruled by Mr. Storey then the interests to Mr. Purdy, saying the Lion mortgage considerations did not object to the lien as proposed. He had been asked to produce a litigated case for authority, and asked the will before Judge Gilbert. And the court by Judge Jenkins. The Lion company only asked the privilege of paying the interest out of its own property. The power to issue certificates should be exercised to preserve the property from ruin. "The other side say times will improve. We are more world," said Mr. Storey, "and the time is coming. The men in the field say to me to wait awhile and the sun will come. But before it rounds we will be drowned. We want our body above water now. We want the air of now." There was $25,000,000 in front and $25,000,000 behind the Lion company, on which no interest was being paid, besides a $5,000,000 floating debt. What good times would come to change this condition? But if the Lion company owned the property absolute it would ask the same thing. The company had requested the first mortgage bondholders to freeze hold this said, but it was most they declined. It was a scheme to keep the Union Pacific in control. That system was going to pieces. Will those who paid the money never have a time when they can take possession of their property? The Union Pacific has broken its contract, and asks the court to use the Lion company's property for the Union Pacific benefit, while the real owners are left out of consideration. It was in the power of this court to do absolute justice, and to secure to the interests of the community. This court was asked to exercise that power, because of necessity therein.

Judge Merritt—If an additional receiver were appointed on Monday, there would still be time would there not?

Mr. Storey—There would not. It would defeat it all. If that question is to be considered, we ask your honor to do it after July 1. This property cannot suffer in the brief intervening time.

At this point the hearing closed, and matt adjourned.

The case is now in the hands of Judge Merritt for adjudication, and we intended to his inquiry to Mr. Storey just before adjournment, there will be no delay in arriving at a conclusion. The probability, judged from the courts words, is that the decision will be handed down on Monday, so delay ...ning occasioned in that respect. Everybody here will await with anticipate the judgment of the other tribunal, realizing as they do that the interests of the intermountain country are bound up in a great extent in his action. All will want the speediest and most equitable settlement of the difficulties, made in a way that will not cause postponement or a postponement of the interests. Utah wants favorable connections with lines in other states, and to secure these the interests of this region demand a speedy and amicable settlement, without modifications or postponements that would tend to delay. In this respect the relief judgment decision may be of vast benefit, not only to the direct railway interests involved, but also to the community at large.

A Dangerous Place.

The intersection of East Temple and Fourth South Streets, by reason of the deep, open and poorly protected sewer trench so that point approaches very closely being a veritable death trap. Last evening a gentleman while out driving came near being precipitated to the bottom with his family on account of his horse stepping over the bridge. The matter should be given attention without any delay whatever.

Home From Great Britain.

Elder Heber C. Iverson, of Brigham City, Utah, made the Sabbath pleasant for his relatives. Elder Iverson recently returned from his mission to Great Britain, to which he arrived in April, 1881. The first eleven months of his mission was spent in the Birmingham conference, and the remainder of the time in the Sheffield conference. He reports the Saints in good condition, and has enjoyed his labors very much during his mission.

Probate Orders.

In the matter of the guardianship of the person and estate of Franklin Spencer Hine, a minor, an order was made to the probate court today fixing June 15, at 10 a.m., for settlement of final account and discharge of guardian.

In the matter of the estate of M. P. Hoagland, deceased, an order was made yesterday setting June 15th to hear petition for sale of personal property.

Estate of Johann David Grether, an insane person; June 15 is set for hearing of petition for final discharge of guardian.

Marriage Licenses.

Marriage licenses were issued today to Henry Clay Jr., 27, and Esther L. Phillips, 18, both of Kaysville, Davis county; and to Simeon Roth, 21, and Margaret Wolf, 20, both of Salt Lake City.

To Foreclose a Mortgage.

Frank Thompson, executor of the last will and testament, and Joe R. Lane, administrator with will annexed of the estate of James Thompson, deceased, commenced suit in the Third District court today against Andie M. E. Tiswell and John Gedbeh to foreclose a mortgage. They claim that $2,815.61 is due on the note, and that the sum for attorneys' fees of $100 and costs of suit, besides interest.

Will Be Taken to Leadville.

Thomas Doyle, Charles Harlan and George Kennedy were formally arraigned before Commissioner Pratt this morning. The officer interpreted from Leadville and exhibited Doyle as the one wanted for taking certain goods and chattels, and the other two wanted as accomplices. Doyle was held and will be taken back to the Leadville officer when the Governor shall be ready with papers.

The City Will Fight It.

The city has determined to provide to beat the case of Freeman Gilbert, Morgan Clark and McMillan. With this here to view Judge Hage and his assistant, Mr. Van Horn, will secure a rehearing of the case, all of which indicates that the Firemen named are not out of the woods yet. They are, however, at work in the department and will remain there again until the fire still is more more announced. Chief Devine says he wished to not between him and the men now, but between them and the city's legal representatives.

Over 6400 tons of ammonia are used annually in baking powder. No adulterants of any kind in Dr. Price's.

FORESTRY ASSOCIATION.

A Plan of Information Submitted by Dr. Park and Adopted—Other Important Business.

There was a decidedly interesting and important meeting of the Utah Forestry association last night. The result was that the association will from this time on be in a position to do effective and far-reaching work.

It is intended to consolidate the State Horticultural and all similar societies with the Forestry association, thus securing a union of effort that could not otherwise be hoped for. At the meeting last night President Park of the Forestry association reported that the committee having the matter in hand was making good progress and that it would be ready to submit its report at an early date.

So far as the work of collecting information is concerned that will be commenced without delay. There is very little definite data in possession of the society on the main question and it is not certain such a condition may be speedily overcome. President Park has drawn up a series of printed questions which will be distributed throughout the Territory among persons interested. The questions are intended will be compiled and presented in the fall and spring meetings. The questions are as follows:

Information to be sought through the Utah forestry association in each county:

1. Is there any wild or native timber growing in your county?

2. What is the extent in acres or square miles?

3. Where is it located?

4. How is it situated in relation to your principal irrigating streams?

5. Of what kinds of trees is it chiefly composed?

6. Is the land on which the timber is found belonging or partially covered by it?

7. Is there much of it being undermined?

8. Does rain or snow fall in a greater or less extent on the timbered land than on adjacent land without timber, or is the rainfall the same on both?

9. What is the general character of the surface land covered with timber as to ruggedness accessibility, elevation, general direction from a horizontal or level standpoint, and what is the new direction of such inclination in relation to the points of the compass?

10. Are there any timber lands in your county on which the timber is being carelessly, wantonly, or in any way unnecessarily destroyed?

11. If so, what possible ways can you suggest by which such destruction can be arrested?

12. Have there been any forest fires in your county? If so, when did they occur and what was their origin or probable cause?

13. Can you suggest any feasible way to prevent them or lessen their frequency?

14. What is the extent of the area devastated by such fires?

15. While in the present condition of the same district whether topographically speaking or whether there is an encouraging prospect of a revival of the timber underneath, and if there is encouraging or discouraging, what is the general character and are the trees and other plants of the new growth of the same kind or species as the old or single growth, or are they of a different species?

16. When forest trees have been denuded in other years then as now, in what conditions is the ground as to growth or new vegetation, if a new growth follows, what is its kind and character?

17. If the mountains or lands adjacent to the timber are of arenaceous or your county have been stripped of timber, then any, what has been the effect on the channel and frequency of rain and snow fall, the amount of water supply from streams, on the longer or shorter continuance of water in these streams each year or the frequency with which streams go dry or floods and on the number and time of spring?

18. How has the supply of timber been affected by the action of sheep grazing on lands open to your county?

19. What has been the effect of sheep grazing on lands covered with timber, as to the revival of timber growth?

20. To what extent have trees other than fruit trees been planted and cultivated in your county?

21. When and for what purpose were such trees planted?

22. Of what species, or what kinds of trees were planted?

23. What kind of trees have been found to flourish best as shade trees in your county?

24. The same as to serviceable timber trees?

25. Have trees been difficult, under any circumstances, as windbreaks in your county? If so, what has been the experience attained? How?

26. In what places in your county would trees be planted to the good service as windbreaks?

27. Do you know of any of the species of trees and vines fail in your county? If so, by whom?

28. Are there areas of land in your county, many or few, capable of irrigation, and other than said, on which the waste water of irrigating streams could be distributed in winter and spring?

29. Are there any trees or bushes growing along the principal streams and rivers in your county?

30. If so, have they been planted or is their growth spontaneous? In either case, what are the kinds of trees or bushes?

31. Is Arbor Day observed as a holiday in your county?

Will Go to Ogden Tomorrow.

The Knights of Pythias of the Zion's lodge and the branch lodges thereof, will game to Ogden on Monday next over the Rio Grande Western. The train will leave here for the Junction City at 7:30 a. m.

Died While Traveling.

It was definitely ascertained that D. A. McDougall, the Union Pacific passenger who died on the train near the Idaho line yesterday, was a resident of Newark, N. C. While in this city he stopped at the Grand. Pacific house. His nonpoised and sudden decease was due to quick consumption. He was the proprietor of the Leland hotel in the city from which he came. He had a wife and three children in that place and the news will be forwarded there for disposal.

O, those good old-fashioned flapjacks! Tantalizing and tender when made with Dr. Price's Baking Powder.

University Commencement Week.

Following is an outline of the program for the commencement week at the University of Utah:

Sunday, June 8—Baccalaureate sermon by President James E. Talmage, Salt Lake Theatre, 7 p. m.

Monday, June 9—Faculty reception to students and Alumni. University Main Building, 8 p. m.

Tuesday, June 10—Business Meeting of the Alumni Association. University Main Building, 8 p. m.

Wednesday, June 11—Faculty with Senior Commencement, Salt Lake Theatre, 10 a. m.

Wednesday, June 11—Alumni Banquet, University Main Building, 7 p. m.

Thursday, June 12—Athletic Field Day, Calder's Park.

THE COUNTY SCHOOLS.

Program of the Second Annual Commencement to Be Given at Calder's Park.

The second annual commencement exercises of the Salt Lake county public schools will be held at Calder's Park Friday, June 14 h. The program completed this afternoon is as follows:

Morning program, 11 a. m.

Song, "America"—The Congregation.
Prayer.
Song—Primary children.
Address of welcome of District No. 1—Olga Cannon, of Sugar House.
Primary exercises—Small children, under the direction of Mrs. E. D. Sandrock.
"Our Little Schools, Pah, Pah, Wood, and Tulare"—students of District No. 40 (Warren).
Address—Dennis Geo. L. Rice.
Song—Sprague.
"How Kate overcame Great"—students of District No. 3 (Draper).
"Christian Heroes"—students of District No. 41 (Bingham).
Presentation of certificates by the County Superintendent.
Song—"Somewhere"—Children of the Districts.
"Success to Failure"—students of District No. 9 (Sandy).
Valedictory — Students of District No. 25 (Murray).
Address to the graduates—Hon. T. G. Lewis, Territorial Commissioner of schools.
Benediction.
Recessional—Mr. Crawford.

Afternoon program, 2:30 p.m.

Song—"Oh, Where and How?"—All the children.
Song, "Good Bye, Boys"—Murray and Sugar House.
Recitation—Pupil of District 41 (Bingham).
Recitation—Pupil of District 3 (Draper).
Recitation—Pupil of District 9 (Sandy).
Recitation—Pupil of District 25 (Murray).
Recitation—Pupil of District 40 (Warren).
Recitation—Pupil of District 1 (Sugar House).