THE LEGAL CALENDAR.

An Old Case Comes Before Chief Justice Zane and a Jury.

THE DIVORCE MILL RUNNING.

Suits Filed Today.—A Matter Before Referee Judge Anderson.—Miscellaneous Chips.

Judge Zane expects to clear up on the former setting of civil cases down to date late this afternoon, and will then be at liberty to try some of the actions which have come over from time to time during the last two weeks. The business which made up the programme from ten a.m. till noon today is summed up in the following report:

SUBMITTED.

In the case of W. H. Perry et al. vs. August Treppman, the demurrer to cross-complaint was argued by Attorney Frank Pierce for the plaintiff and J. A. Williams for the defendant, submitted and taken under advisement.

A STAY OF THIRTY DAYS.

Thirty days' stay in which to file statement was allowed in the suit of William Hopkins et al. vs. R. S. Gaillan.

LEAVE TO AMEND.

In the case of the United States vs. the Union Pacific Railway Co., by consent of counsel leave was granted to amend the complaint by making the Union Pacific Coal Co. a party defendant to the suit.

IS AN ALBUM A "BOOK?"

The first case on trial was that of H. A. Hess & Co. vs. Margaret A. White, administratrix of the estate of her deceased husband, George W. White.

The plaintiff was represented by Attorney R. H. Cabell, and the defendant by Attorneys Rich rds & Moyle.

The amount claimed was $55, with $25 attorney's fees and costs of suit. The claim was based upon a guarantee given by Mr. White to his lifetime in favor of Hess & Co., to the effect that one Francis Brown would pay for all books which he might purchase from the plaintiffs. A point which the jury will have to decide in the case is whether an album comes under the denomination of "book." The action was originally brought in Commissioner Norrell's court and from there transferred to that of Commissioner Heath, who found in favor of the defendant on the ground that there was no cause for action. The matter had previously, however, come under the notice of Probate Judge Hatch, who rejected the claim presented by Hess & Co. The suit now comes before the Third district court on appeal from the judgment of the commissioner. The defendant while on the witness stand gave evidence strongly tending to show that, as the result of an accident and consequent injury to the head, her husband was not always wholly responsible for his actions for some time prior to his death.

The hearing was in progress at the time of the noon adjournment.

ON A PROMISSORY NOTE.

In the Third District Court this morning, Marder, Luce & Co., an Illinois firm, brought suit against the Smythe, Britton & Poore Co., a corporation organized under the laws of Utah Territory, to recover $378.34, with interest at seven per cent per annum, on a promissory note. F. H. Stephens is the plaintiff's attorney.

A HUSBAND'S "WAYS."

Condon and Nelson are the attorneys for the plaintiff in a divorce suit planted this morning by Karen M. Olsen against her husband, Carl Olsen. In her complaint Mrs. Olsen states she was married to the defendant in this city in February, 1888, and there is one child issue of the marriage, Carl Norman, born March 24th, 1889. Defendant, she alleges, although having sufficient means, has wilfully neglected to provide her with the common necessaries of life. At the time of the birth of her child he went home drunk and created a disturbance in the room where she was lying, broke the furniture, etc., to pieces, and caused her such mental distress as to nearly cost her her life. In order to support herself and child since she has had to go out to work, taking the little one with her, Defendant has several hundred dollars in the bank, all of which had been derived by him from the income of plaintiff's property in her own name. She asks the court to restrain her husband from disposing of such property, as well as any other now owned jointly to which he might lay claim pending the trial of the present action; also to grant her $60 per month alimony *pendente lite*, counsel fees, and the custody of the child.

SUIT ON A LOAN.

W. S. McCornick, banker, today filed a suit against John G. Morrison, Wells, Fargo & Co., Lloyd Tevis and M. L. Crafts, to recover $9360 on account of a loan made by overdrafts. Plaintiff alleges that certain transfers and assignments of the money were made by Morrison for the express purpose of defrauding him and delaying and preventing the collection of the indebtedness.

Brown and Henderson are the plaintiff's attorneys.

A POPULAR REFEREE.

Judge Anderson sat as referee this morning, in the Supreme court room, to hear evidence in the divorce suit of Krickson vs. Krickson, which matter has been pending in the court during the past twelve months. It comes upon the petition of the wife. Both sides were represented by counsel, and the trial was had *in camera*.

A COSTLY KISS.

A Too Familiar Sewing Machine Agent Twice Punished for His Indiscretion.

Philip Samuels is the name of an impressed and too familiar sewing machine agent who was subjected to a rather severe thrashing by a highly incensed and indignant father at the intersection of State and First South streets between five and six o'clock last evening. The same indignant person laid a foundering court in the firmness of Justice Goe this morning in answer to a charge of assault.

The affair came about in this way: Samuels went to the house of Mr. Abner Young, caretaker of the Templeton Hotel, yesterday afternoon for the purpose of trying to sell a machine. He rang the door bell and the call was answered by Mr. Young's twelve-year-old daughter, who carried a baby in her arms. She invited Samuels into the parlor and it seems that the latter at once commenced to make himself obnoxious by kissing both the children, notwithstanding the protests of the elder. Mr. Young was absent from home at the time, but when he returned in the evening the family related Samuels' conduct to him and he at once started in search of the fellow with the avowed intention of punishing him as he deemed he so well deserved. Mr. Young found Samuels in Mr. Gardner's office just west of the Theater. Samuels, afraid of the threatened vengeance, started post haste for the City Hall to appeal for protection from the police. He had not proceeded far, however, before he was overtaken by Mr. Young and by a well-directed blow almost felled to the ground.

Both men were taken charge of by an officer. The case terminated in the police court this morning by Justice Goe giving Samuelson a severe lecture for his impudence. In addition to this he was fined $25, and left the court room presumably a wiser man.

Within Our Gates.

Ex-Mayor Haines of Logan is down with the again. We will choose a new mayor next year, not more in hurry way connection between this and that, is there?

***

Probate Judge Rigby, of Bear county, came up to Territorial headquarters yesterday. He was in reasonable health and seemed to like the look of things generally very much.

***

P. C. Christensen, of sunny Sanpete, in the Moroni division thereof, took a run up to see us yesterday. Sanpete is not quite so much so as it once was, but is taking on business air and blooming out in commercial affairs equal to any.

***

Peter Jackson, the champion gladiator of Australia and the Pacific coast—which includes Utah—is in our midst and will give an exhibition of his skill this evening. Peter is somewhat sunburnt in complexion but is quite returning to Queensland, will be travel and well informed. He is well nigh a Hercules in proportions and can reach out from the shoulder with exceeding great severity. Parson Davies, the unknown, who is not a parson at all but a sporting man, is with him. They will probably move on tomorrow.

***

Will W. Calder, who has been going through (literally) Sanpete and never condition in the interest of the Wade English Entertaining company, is home again. He says it was so cold stage riding down there that he feared his cheeks, the only exposed part of his anatomy, would freeze and drop off, but received the comforting assurance from the driver that in a Hinks contest between a drummer's cheek and the atmosphere the latter would not likely appear after the first round. Seriously, the weather was severe, but Will escaped unhurt.

FROM THE JUNCTION CITY.

The Park City Express Ditched at Echo: The Fireman Injured.

THE COUNTY FINANCES.

Actions Against the Union Pacific Railroad Company.—The Week Near Bailville, Wyoming.

[Echo Standard.]

Hon. C. C. Richards has left on a trip to the East.

The bonds of the directors of the South Ogden Mercantile company, the South Ogden Land, Building & Improvement company, and the South Ogden Water company were filed with the county clerk yesterday.

Mr. Frank J. Cannon yesterday received notification from President J. S. Clarkson and Secretary A. B. Humphrey that he had been appointed a member of the sub-executive committee of the National Republican League.

The body of John Bolognese, the old man who was killed last Friday by a runaway, still remains unburied. No word has been received from his son, who is in the employ of the railroad company, presumably near Nampa, Idaho.

Alexander Spence, employing agent of the Union Pacific coal department, is in Ogden hiring men for the Rock Springs mines. The company has a splendid winter work and there is no need of any laborer being idle until spring.

The insurance adjusters have finished making an inventory of the stock contained in Orson Ebert's saloon, recently damaged by fire which started in the basement, and allowed the gentleman $700 on his loss. The estimate fell far below what was confidently expected.

Summons has been issued in the case of Anna L. McDowell against the Union Pacific Railway company in which plaintiff sets for $10,000 for personal injuries sustained while a passenger on the road. Also in the case of John McDowell against the Union Pacific Railway company in which the plaintiff prays for $10,000 damages for the loss of services of his wife, viz., Anna L. McDowell, on account of permanent injuries sustained in a railroad wreck.

Florence Solon, who was arrested on Monday on complaint of a jewelry trader, charged with conspiracy to defraud, was discharged yesterday by Justice Fitzgerald. Solon, however, did not fare so well and was fined $50 and costs for obtaining money under false pretenses by pawning Blumenfeld's watch, chain and star and claiming them to be his wife's. He stands committed. The replevin suit commenced by Miss Solon in Judge Parvis's court to obtain possession of the pawned jewelry has been dismissed and the girl will redeem the pledges.

Still another passenger wreck has been added to the Union Pacific sinister long list, by the derailment of the Park City express at Echo, yesterday morning. The train had just pulled out of the Echo yards and being a few minutes behind time the engineer was making good time, when it encountered a defective switch and the engine and tender left the track, and turned over on their sides. Fireman William Jones was jammed against the boiler head and scalded injured. The train was of necessity abandoned and the passengers were transferred to No. 7, reaching here at 10:30 o'clock.

The only case for hearing yesterday in the Fourth district court was that of David Eccles, Joseph Clark, M. S. Browning and J. M. Browning vs. W. J. Howes and J. M. Phillips, the Grand opera house case, and in all probability it will be ended this morning. When court convenes Judge Miner will render a decision on the motion made by the attorneys for the plaintiffs to strike out all evidence introduced by the defense on the ground that it was not proper, inasmuch as the only question at issue was whether or not the lessee had paid their rent according to the terms of the contract. At yesterday's hearing Mr. Howes resumed the witness stand and was subjected to a rigid cross-examination, after the defense had rested.

At the session of the county court yesterday bonds of the county amount were fixed at $75,000, of which $41,000 is to the city and $34,000 to the county. The report of the county collector showing $38,000 turned into the treasury for 1892 was read and placed on file. The report of the county treasurer was also submitted and filed. It shows a balance on hand on December 5th, of $48,651.37. The report of the county clerk shows the total disbursements for the year up to November 30th, of $92,849.17; total for the month of November of $4722.55, of which $2000 was loaned to Morgan county and $1579.62 was expended on roads. Policeman James Tucker and William H. Rich of Morgan county appeared before the court relative to the balance of the money to be loaned Morgan county by Weber county, that county having already received $2000 and being promised the balance of the sinking fund of the year. The commissioners decided to give a full answer as to the amount next Saturday.

Claim agent Fisher of the Union Pacific yesterday paid the damages sustained by the twenty Italians who were injured in the wreck near Bailville, Wyoming, on Monday morning, and makes a large hole in the company's treasury in doing so. By means of an interpreter the Italians made known their wants and had the amounts they wanted. Several of those whose injuries were not slight continued their journey yesterday morning, some to Montana points and some to California. The patients who were admitted to the city hospital are progressing favorably and with the exception of the man whose leg was broken and the woman who sustained a fractured collar bone will be able to travel this week. On board the train which it went into the ditch was Mrs. Louis Slauber of Farmington, Washington, who was about to become a mother. The lady was accompanied by her six children, and it was feared serious results would be caused by the shock and the terrible strain attendant upon the care and sole keeping of the children. Upon the arrival of the train in Ogden she was given a first-class room at the Pacific and remained there at the expense of the Union Pacific until last evening, when the family continued its journey.

The Offending Barber.

Christopher Fahr, the Walker House barber, who was convicted in Commissioner Greenman's court of Sunday trading, went up this morning to receive his punishment. The commissioner imposed a fine of $10, which with the costs incurred in the prosecution brought up the total to $20.35. The money was paid.

DEATHS.

BENJAMIN.—At Bountiful, at 8:30 o'clock (Wednesday) morning, Dec. 14, 1892, Mrs. Polly Benjamin, aged 67 years and 11 months.

Funeral at Bountiful Thursday, Saturday, at 1 p.m. Friends invited.

Persons desiring to make Christmas Presents should not fail to call on I. WATTERS, the broker, at 21 East 1st South St., and inspect his immense stock of diamonds, watches and jewelry of every description. Established 1864.

Holiday Goods—JOHNSON, PRATT DRUG CO.

It Should be in Every House.

J. B. Wrenn, 571 Clay Street, Sharpsburg, Pa., says he will not be without Dr. King's New Discovery for Consumption, Coughs and Colds; that it cured his wife who was threatened with Pneumonia after an attack of "La Grippe," when various other remedies and several physicians had done her no good. Robert Barber, of Cockeport, Pa., claims Dr. King's New Discovery has done him more good than anything he ever used for Lung Trouble. Solds by the dozen. Try it. Free Trial Bottles at A. C. Smith & Co's Drug Store. Large bottles, 50c. and $1.00. 2*

EXCURSION RATES,
Via Union Pacific. Christmas and New Years.

On December 23rd, 24th, 25th, 31st and January 1st, the UNION PACIFIC will sell Excursion Tickets to all points within 150 miles at one fare for the round trip. All tickets good for return until January 4th, 1893.

City Directory.

R. L. Polk & Co.'s directory of Salt Lake City is now in press; any one having made a change in either business or residence location will confer a favor by notifying us by postal or otherwise.

R. L. POLK & Co., *Herald* Building.

Keep Your Money at Home!

For your Holiday Beer, try our pure and unexcelled Pilsener Pilsener Lager. Prompt delivery guaranteed.

SALT LAKE CITY BREWING CO. Telephone 17.

The Silver State Cigar Co., of Denver, are having a very heavy demand for their celebrated brands "Silver Palace Perfecto" and "Silver State." 3

"Farmers come fifteen miles to my store to get Chamberlain's Cough Remedy. Many of them, like myself, are never without it in their houses. It cured my boy of a severe attack of croup, and I believe saved his life."—S. Dalton, Lorray, Russell County, Kansas. This remedy is a certain cure for croup, and, if used as soon as the first symptoms appear, will prevent the attack. For sale by Z. C. M. I. Drug Dept. d&s

DREADFUL PSORIASIS,

Covering Entire Body with White Scales. Suffering Fearful, Cured by Cuticura.

Cuticura Resolvent,

IT STOPS THE PAIN.

WE KNOW OF NOTHING THAT CAN COMPARE WITH THE GRAEFENBERG PILLS AS A FAMILY PILL. THEY ARE NOT ONLY MILD BUT EXCEEDINGLY EFFECTIVE.

THE BEST HEADACHE PILL.

THESE PILLS CURE ALL FORMS OF MALARIAL DISEASES, BILIOUSNESS, LIVER AND KIDNEY TROUBLES.

THE BEST PILL —FOR— WEAKNESS AND NERVOUSNESS.

Sold by All Druggists.

GRAEFENBERG CO., 21 Chambers Street, N. Y.

How Much will you Risk for One Cent?

Use the Putnam Nail.

The Putnam Nail Co., NEPONSET, BOSTON, MASS.

NOTICE TO CREDITORS.

Estate of Joseph A. Cowling, deceased.

NOTICE IS HEREBY GIVEN BY THE undersigned, administrator of the estate of Joseph A. Cowling, deceased, to the creditors of said deceased to exhibit their claims against the said deceased to the said administrator, with the necessary vouchers, within ten months after the first publication of this notice to the said administrator, at the office of Williams & Adams, attorneys, in the city of Salt Lake, Third Judicial District, Salt Lake City, in the county of Salt Lake, Utah Territory.

Dated December 6, 1892.

PETER C. COWLING, Administrator of the estate of Joseph A. Cowling, deceased.

Williams & Adams, Attorneys for estate. 6s

JAPANESE LIVER PELLETS

SALT LAKE THEATRE

Thursday, Friday, Saturday, Dec. 15, 16, 17,

And Saturday Matinee.

4 PERFORMANCES. 4

JULIA MARLOWE,

Assisted by a Company, including MR. ROBERT TABER.

Twelfth Night. Much Ado About Nothing. As You Like It. Ingomar the Barbarian.

WONDERLAND

NOUSE FOR TORCHLIGHTS.

THURSDAY, - DEC. 15th.

.....THEATORIUM!.....

The COLLEEN BAWN

OR, THE BRIDES OF GARRY OWEN.

REAHAN AND DAKIN,

VIOLET T. TRUMBO,

MARLOW BROTHERS,

THE GREAT WAR COLLECTION.

ZUCKERMYN'S DIORAMIC DISPLAY.

VIEWS OF THE WORLD!

Monsters of the Submarine World!

MAMMOTH CLOUD OF JAVA MONKEYS.

1000 OTHER CURIOSITIES! 1000

10c. ADMISSION. 10c.

CHILDREN HALF PRICE ONE DIME

R. K. THOMAS

THE SILK HOUSE

26, 28, 30, 32 EAST FIRST SOUTH STREET.

UNPRECEDENTED SALE

—OF—

BLACK SILKS

.....AND.....

.....PRIESTLEY'S.....

.....CELEBRATED.....

BLACK GOODS

For One Week Commencing Monday.

We want to turn Every Piece of Black Silk we have into Money This Week; to do this we will make these

Sweeping Reductions

BLACK SILKS.

$1.75 Peau de Soie for $1.25.
2.00 Peau de Soie for 1.50.
2.25 Peau de Soie for 1.65.
2.00 Cord de Armures for $1.45.
2.00 Swivel de Armures for $1.45.
1.75 Gros Grain for $1.25.
2.25 Gros Grain for 1.65.
$2.65 Gros Grain for $1.85.
3.00 Gros Grain for 2.20.
1.75 Rhadame for 1.25.
1.75 Faille for $1.25.
1.75 Brocade for $1.25.
Ten Pieces of Brocade at 75c, worth $1.00.
Black and all Colors of Surah at 25c.

We are Overstocked with Black Goods. We'll Sell them for One Week at

WHAT IT COST TO MANUFACTURE THEM

BLACK GOODS.

Priestley's $1.50 Black Melrose for $1.05.
Priestley's $1.50 Black Railway for $1.05.
Priestley's $1.50 Black Surah Twill for $1.05.
Priestley's $1.50 Black Crepe Cloth for $1.05.
Priestley's $1.35 Black Brocade for 90c.
Ten Pieces Fancy Black Armures, $1.00 goods, for 75c.
Our $1.50 Black Storm Serge for $1.25.
Priestley's $1.50 Silk Warp, Black and White, for $1.05.
Priestley's $1.25, Black and White, for 90c.
44 inch All Wool 75c., Black and White, for 55c.
Our Real English $1.75 Black Broadcloth for $1.35.
Heavy All Wool Black Storm Serge, 50 in. wide, for 80c.

These Prices will Hold Good for One Week Only

R. K. THOMAS.