DESERET EVENING NEWS.

Monday, June 8, 1891.

Copy for advertisements which are expected to appear in the Morning News on the day after received should be handed in at the business department not later than 9 p. m.

Rates of Advertising furnished upon application.

[illegible] for advertisements must be in before 12 m.

A CALL.

Territorial Central Committee of the People's Party.

A meeting of the Territorial Central Committee of the People's Party of Utah is hereby called to convene at the Social Hall, Salt Lake City, on Wednesday, June 10th 1891, at 2 p. m., to consider the present political situation.

F. S. RICHARDS, Chairman.

FRAGMENTS.

The registration offices closed their books at 10 o'clock on Saturday.

There was nothing doing in the courts of the United States commissioners this morning.

The fine weather of the last few days has attracted large crowds to Garfield Beach. Nothing will soon be in full swing now.

THE Thirteenth quorum of Seventies will meet in the Tabernacle next evening, this evening at 7:30 o'clock. A full attendance is desired.

At this morning's session of the Territorial Supreme court all the judges were in attendance. The bar was very thinly represented.

THE Hon. William E. Mormon, ex-Congressman of Illinois, and a member of the Interstate Commerce Commission, is staying at the Walker House.

THE United States land office will remove shortly from its present location on East First South to the Boyle building on the old Temple, between Second and Third South.

The preliminary examination of Jack Hill and Clement Hill, charged with murdering Edward Calliban, was commenced before Justice Loney shortly after 3 o'clock this afternoon.

The Capital Loan and Investment Company of Ogden filed articles of incorporation on Saturday with Secretary Sells. The capital stock is $100,000 in 10,000 shares and the incorporators are M. A. Breeden, H. E. Miller, H. E. Rich, J. L. Mayer, W. H. Turner, A. J. Weber.

It is learned by private telegram that Alex V. Taylor, of this city, and brother of Joseph Wm. Taylor, the well known undertaker, has graduated from the Cincinnati University, Kentucky, June 3d, with the degree of LL.B. The many friends of Mr. Taylor will be pleased to learn of his rapid advancement since he went East to study a little over year ago.

High Council.

The next High Council meeting of the Salt Lake Stake of Zion will convene on Wednesday, June 10th, at 7:30 p. m.

The members of the Council and all others having business with them are requested to remember the date.

Another Shooting.

Franklin Avenue, near the Novelty Theatre, was the scene of considerable excitement about nine o'clock Saturday night, caused by the sound of several pistol shots. It was at first supposed that another deadly altercation had occurred, and a report to that effect was rapidly borne to police headquarters. The officers were soon on the spot and an inquiry revealed the fact that the shooting took place in a house of ill-fame kept by one Hattie Wilson. It is said the shots were fired by a young man named Bosby in chasing a scared lot of the inmates over the payment of drinks. Bosby, who claims the shooting was accidental, was arrested and lodged in jail.

The Last Performance.

The closing performance of the June festival was given on Saturday night at the Tabernacle. The audience was as large, if not larger, than at the initial entertainment the night preceding. The chorus and solo "Gloriosa" were given by Miss Viola Pratt and the Choral Society, Miss Pratt is a charming singer, and rendered her part beautifully. But the chorus! Its gigantic waves of harmony undulated over the heads of the large audience, filling every crevice and corner with melody and music. The effect was sublime, and an encore was demanded and given. The trio "Attila" was the second number on the programme. It was sung by Agnes Olsen Thomas, R. C. Easton and H. S. Goddard. Their voices blended sweetly, and the piece was rendered with fine effect.

In the third number Mr. Radcliffe was encored in Gounod's "Sanctus" march," which was artistically and exquisitely performed.

The solo "Blessed at the tomb of Joliet," by Mrs. Hester Dodge Allison, was magnificent. This lady this fair to compete for the laurels with Thursday and others of international fame.

As usual, Professor Weber carried everything before him in his violin solo. He was given two encores. Miss Thatcher, in her costume of shyrtlee satin and gold mounting, surpassed herself on this occasion. Her number on the programme was the valse, "Ah! Che la Morte," Spenole, which she continued to sing in a manner that the house loudly demanded an encore. She gave an encore song, and for a second encore gave "Tyrolean Ferry," Myron W. Whitney assisted by the gentlemen of the choral society gave "Hiawa ha Death," Non Nobis. This was rendered in a manner that almost defies description. It was received by the audience with cordial enthusiasm. For an encore he gave "Homed in the Cradle of the Deep," and gave it with such effect that the house went wild with delight. "The Spring," from Haydn's "Seasons," was given by Miss Thatcher, Mr. Pyper, Mr. Whitney, the Choral society, and was given as a sting quartette. It was presented with great effect, and formed a fitting close to one of the most successful and satisfactory musical festivals ever held on American soil. So noted the great success of this in Utah. Professor Sojenes is now repeating under a tent at Coney Island, while Mr. Whitney goes east and Miss Thatcher seeks the Golden Gate.

THE CORONER'S INQUEST

Over the Remains of Ed. Calliban, Who Was Murdered on Friday.

WAS IT DONE FOR MONEY?

Recent Developments Certainly Confirm That Theory.—The Jury's Verdict.

Beginning at 10:45 today, Coroner Harris held an inquest over the remains of Ed. Calliban, the mining and real estate man from Salida, Colorado, who was so badly and mysteriously murdered on Friday morning, on the State road, near the Road house.

Miss Lettie Miner, also Lawrence, the keeper of the den of infamy on Franklin avenue, where the deceased first met and made the acquaintance of Jode Hill, who is known by an almost unlimited number of soubriquets, was the first witness. She testified:

The deceased first came to my house on Wednesday, the 3rd inst. He remained all night with Miss Dora; in the morning she came down stairs from her room and informed me that Mr. Calliban was asleep and that she had taken $25 from his pants pocket, and that she intended going up town for a short time; I upbraided her for her conduct and told her never to repeat the offense; after this I went up stairs to where Mr. Calliban was sleeping, picked up his vest and took out a roll of bills from the inner breast pocket; Mr. Glenz and another police officer were in my house at the time. I took the money to Mr. Glenz and requested him to count it; he did so and returned it to me; the amount was $100. I retained possession of the money until Thursday between twelve and one o'clock p. m., when I gave it Mr. Calliban; he took a $20 bill from the roll and handed it to me. I handed it back to him less $5 which he was owing me. There was no one present when I returned Mr. Calliban's money to him. A few minutes afterward he met Miss Josie and subsequently retired with her to her room; he did not leave the place during the time that intervened from my giving him his money and his exit from the parlor with Miss Josie. About 8 o'clock Thursday evening Josie and the deceased went out to the Hot Springs; they were absent two or two and a half hours. Mr. Calliban did not return with Miss Josie on their return from the Springs, but kept company with Miss Ollie.

Sam Grossbeck, the proprietor of the Road house, was next called. He testified—Sometime after midnight (Friday), the deceased came to my place of business in a buggy in company with Miss Josie Hill; the house was closed, but the couple knocked loudly at the door and demanded admittance; I awoke the night watchman a boy and let them in; immediately after their entrance they called for drinks and invited me to drink with them, which I did and then retired. I do not know who paid for the drinks; they remained there about twenty minutes; I do not know that either of them was under the influence of liquor; I did not hear any shots fired.

E. Livingston testified—I was at Mr. Grossbeck's on the night in question; I was awakened by the report of a pistol; do not know who fired them; the shooting occurred after two o'clock; how long after I have no means of knowing, as I did not look at my watch.

Bella Covey, a youth of about twenty years, testified—I was attendant at the Hot Springs on Thursday night and Friday morning; waited on Mr. Calliban and Miss Hill; Calliban gave me a ten dollar bill from which I took the money for the drinks; Mr. Calliban and Miss Hill were there about half an hour—not more than that; when they left I went back to bed; heard no shooting.

W. Wood was next called. He testified—I live on the State Road, between Ninth and Tenth South streets; was not aware of the killing of Mr. Calliban, but heard no shooting; was first informed of the case by officer Sanders on Friday at 2:45 o'clock p. m.; came to my house and asked me to accompany him a short distance south stating that a man had been killed; I complied with his request. Thirty or forty rods north of the Road House we found the body lying on its back about eight feet west of the road; railway track and about fifteen feet from a pole which we marked; the head of the deceased was inclined to the southeast and the feet to the northwest; his pockets were turned inside out and a button pulled off his vest; four silver quarters were found at the right and partially under the body, which was cute and growing stiff when we got there. There was a buggy track leading from the Road House to the scene of the homicide; it was evidently made by the vehicle in which Calliban rode; there were no footprints around the body other than those made by Officer Sanders, myself, and two or three others; there was no sign of anyone alighting from the buggy and from the fact that the body was found by us, neither was there any evidence of any struggle having taken place.

Ed. Butterfield testified—I live about 800 yards north of where the killing occurred; I was informed of the tragedy by officer Sanders at 3:15 Friday morning; the officer requested me to go and keep watch over the body while he went up town to inform the coroner; at my dictation he awoke Messrs. King and Wood, who live at the rear of my premises; he did so, and together we hurriedly made our way to the scene of the shooting; I struck a light and began to examine the body; I saw at sightsee that it was cold and lifeless, and so informed the others; upon a careful examination of the ground there were no evidences of any struggle having taken place; the dust was undisturbed everywhere except where the body lay; the right hand pocket was turned inside out and four silver quarters directly under it, while a five and ten cent piece was placed up a few feet to the north; the buggy had come from the south but had been cramped and turned around to the west of where the body was found; the vehicle had been driven about one hundred and seventy-five feet south of the scene of the killing, where another circle was made and the conveyance drawn northward; when opposite the body the horse had evidently become frightened, as the tracks of the buggy made an abrupt turn about fifteen feet eastward; the only footprints discernible were those of a man and women coming from the Road House to where the killing took place.

Officer James H. Sanders testified—I was standing in front of the Crystal saloon on Friday morning, opposite the Walker House, when I was approached by Miss Josie Hill, who drove up Main street at a rapid rate from the south; breathlessly and excitedly she informed me that a friend of hers had been badly hurt, and wished me to hasten with her to his aide; I asked her to repeat the question for I spoke into the buggy and we drove hurriedly off; when we reached Fifth South street Miss Hill said that her friend had not only been hurt but had been murdered by an unknown man, one had hailed them on the State Road, as they were driving leisurely along, and that the man who had been first had not did not know how injury had taken effect in the body of Mr. Calliban; we reached the scene of the homicide in a very few minutes; made a hasty examination of the body; I told Miss Hill that her friend was indeed dead and she burst into a fit of weeping; she was carried out of the buggy and came to Mr. Butterfield's and awoke him and Messrs. Wood and King, who went back to the body and kept vigil over it while I came up town and informed the officers and coroner; there was no trunks in the buggy that I could see, other than those made by curved seats.

The jury returned a verdict in which they stated that the deceased came to his death on Friday morning, from shot and other wounds, presumably inflicted by a sharp instrument, at the hands of a party or parties to them unknown.

The body has been embalmed and will be sent by express, tomorrow, to Mrs. Mary Calliban, New York, the mother of the deceased.

SUPREME COURT.

A Somewhat Uninteresting Morning with the Judges.

All the judges were present at today's session of the Territorial Supreme court, and the following matters were disposed of:

A MOTION WITHDRAWN.

Judge Powers, addressing the court, said he mentioned that during his absence Commissioner Norrell had inserted their names (upon Attorney Odon Hiles making a motion to dismiss, in his behalf, in the case of Nelson vs. Hansen), that there had evidently been a verbal misunderstanding between himself and Mr. Norrell as to that matter. He had no recollection of the circumstance stated by the commissioner, but had no wish to take any advantage whatever of him. Probably, however, Mr. Norrell was right when he said there was an understanding that this motion should not be made; and he therefore now desired to withdraw it.

ORDER CONSIDERATION.

The case of B. Tetzes et al., appellants, vs. J. F. Dunne et al., from the First district court, was argued and submitted. It was about a real estate and mining dispute, and the parties reside in Ogden.

The case of the United States, appellant, vs. David Miller et al., an ejectment suit from Beaver, was briefly argued by Colonel Maxwell, District Attorney Varian and Mr. Presley Denny and taken under advisement.

OVER A REAL ESTATE DEAL.

Simon Smith, plaintiff and respondent, vs. A. T. Lawson et al., defendants and appellants, from Weber, was argued by Maxwell and Mr. Dickson represented the appellants, and Hoge and Burmester appeared on the other side. This was an appeal from an order overruling a motion for a new trial, and came from Judge Zane's court.

The complaint alleged that the defendants (known by the title of Lawson Brothers) are engaged in business as real estate brokers, that on November 2nd, 1889, the plaintiff, J. L. Lawson and one Peter Brown owned as tenants in common a part of lot 11, block 20, Big Field survey. Each of the parties owned an undivided half of the property, which was worth $10,000. Plaintiff employed the defendants, as his agents, to sell his interest in the property, and agreed to pay them a reasonable commission therefor. On December 5th, 1889, defendants, it was asserted, fraudulently represented to plaintiff that they had effected the sale of the property for the sum of $10,400, to J. J. Snyder, being at the rate of $350 per acre, and that it was set up at the trial that the property was not sold to Snyder at all, but to another person, unknown to plaintiff, for $14,000, or $450 per front foot. One third of this came into the defendants' hands, as plaintiff's agents, and there was collected by them $2,000, only a part of which, $1,000, was paid over to plaintiff, leaving a balance due of $1,300.

The defense was a general denial of the plaintiff's allegations.

The case in the lower court having been argued and submitted, the judge found in favor of the plaintiff for $1,333.33 and costs of suit. A motion for a new trial was made, chiefly on the ground of the insufficiency of evidence to justify the decision, but refused.

The case was now submitted to their honors.

Court adjourned until tomorrow morning.

Amusements.

Bronson Howard's new play "Shenandoah" will be given its third production in this city at the Salt Lake Theatre, Friday, June 12th, and Saturday the 13th, matinee and night.

It is a story of the late war, with its incidents and principal events of the struggle, but it reads so as not to give offence to the prejudices on either side. The play has met with remarkable financial success in New York, and it will be given here by the New York Co. that played at that city 500 times and 150 times in Chicago.

Elmer E. Vance's big success, "The Limited Mail," has created so favorable an impression among city managers that a contract between Gilmore & Tompkins, of the Academy of Music, New York, and Manager Vance was signed last week, which insures a sixteen weeks' run, April season. The company will appear at the Salt Lake Theatre on Wednesday evening next.

Notice.

St. George Temple will close on the 3rd of July, and open 1st of September, 1891. JOHN H. TALLEDGE.

ST. GEORGE, June 2nd, 1891.

CARTER IS DEAD.

His Slayer Now Languishes in the Penitentiary Awaiting Arraignment.

William Carter, the soldier who was shot by a comrade at Fort Douglas on Thursday morning last, while engaged in a quarrel over a game of cards, expired at the military hospital on Saturday. From the first the attending physicians pronounced his condition as hopeless and did little else than alleviate his sufferings until he should be relieved by death. As announced in the NEWS on the day of the tragedy, a party of soldiers were playing cards for money in the old post traders' house on Wednesday night. The game was carried on until nearly midnight Thursday morning, when, it is alleged, Carter accused Smith of stealing. Words followed, it is said, the latter drew a revolver and opened fire on Carter, inflicting the wounds which proved to his death.

Saturday afternoon a complaint was sworn to charging Smith with murder in the first degree. Arrangements were immediately made all he cannot to have him river to the civil authorities. This time this was done, however, Coroner Harris appeared on the scene and prevented the issuance of the process. Mr. Curtis, A. C. Emerson and Mr. B. Shepherd being sworn as jurors. The point with which the shooting was done has not been learned, but the testimony, together with Carter's sole mortal statement, left no doubt as to Smith being the man who fired the shot. At the conclusion of the inquest, Smith was turned over to Deputy Marshal Byron, who brought him to this city, and a preliminary examination was to have been held during the afternoon. At that hour the defendant and witnesses were brought into court, and Smith stated that Judge Powers was his attorney. As the latter was absent from the city, Ogden Hiles (Judge Powers' law partner) was called in, and at his request the examination was deferred until next Thursday. Prosecuting Attorney offering no objection to a continuance, Smith was arraigned and pleaded not guilty. He was held without bail and taken to the penitentiary last evening.

HEALTH RESORT FOR OGDEN.

A Project for Utilizing the Hot Springs Near Beaverville.

Another health resort is in project near Ogden and northern Utah. W. H. Harvey, of Corinne fame, is the main mover of the project. In an interview published in the Ogden Standard he gives the following account of the proposed enterprise:

Beaverville, about ten miles north of Brigham City, is noted for a number of hot springs. Nothing has been done in the way of securing them or making them a resort, but a few years ago the title has been vested in the Southern Pacific Railway company. This, however, is now satisfied, it has been purchased by A. W. Mullin, president of the Sons Pa Bank of Kansas City, Colo., Harvey and others, in connection with several hundred acres of land. At present the land is being platted and laid out for a town site, and it is proposed to make of this one of the most health resorts in the western country. A large number of buildings will be erected between this time and next spring. Three hotels will be built and the sanitarium is now in charge of the plans. Bath houses will also be erected and the houses and bathing system will be run along the manner of the famous Hot Springs in Arkansas. The grounds as well as the resort will be opened after these springs, lots will be sold and all the privileges given to others to erect boarding houses, hotels or shops of every description. It will not be an exclusive thing. It is proposed to make the resort such that it will be within reach of every one. The hotels will have rates ranging from different managements. The prices will range from $1 per week to $5 per day.

The springs are located in a valley surrounded by mountains, and the water is of a temperature of 105 feet. They give thirty-five to seven hundred gallons of water per day. The water is very similar to that of the