

# WHO IS RESPONSIBLE

The Letter "S" Missing in the Citizens' Electric Franchise.

IT MUST HAVE BEEN ERASED  
Before the Franchise Was Recorded for  
Published—An Investigation  
To Be Made.

A morning paper refers to a sensational discovery made by the city recorder yesterday in the city recorder's office, making it appear, from the reading of the article, that the present city recorder, D. S. Emery, Esq., or his assistants were responsible for the erasure of a letter "S" in the original typewritten copy of a franchise granted to S. F. Walker in 1895, but such is untrue.

It will be remembered that in the month of December of that year, Mr. Walker was given a gas and electric light franchise, the life of which was to be twenty-five years, but which has since been transferred to the Citizens' Electric Light company.

The franchise provided for the furnishing of the city and county offices with light free of charge during the life of the franchise.

Continental Callender as chairman of the committee on improvements, moved, at a meeting of the Council a few weeks ago, to have the electric company connect its plant with the city office, named in the franchise, it having appeared that the Council was paying the Salt Lake and Ogden Gas and Electric Light company for lighting the city's portion of the county building.

The motion passed and City Recorder Emery sent a copy of the Callender resolution to the Citizens' Electric company, who replied that they were complying with and carrying out the terms of their franchise.

The resolution in section 6 reads as follows:

"The franchisee his heirs and assigns does agree, etc."

In the word "franchisee" it can be plainly seen that an attempt has been made to erase the final "S," but why, no one knows. One thing seems certain, however, that the erasure was made shortly after the granting of the franchise and before it was recorded in the official ordinance book or published as the record and published ordinance clearly show.

It is signed "D. S. Emery, city recorder," by Fred W. Deane, deputy, and approved by C. F. Lathrop, mayor, for term.

City Attorney McKay was seen and said he was uncertain at the time, whether the letter "S" was erased before or after the franchise was passed, but no investigation was being made in order to find out.

## AROUND THE COURT.

Everything is Quiet—Frederick Solomon Admitted to Citizenship—Miscellaneous Matters.

Frederick Solomon, a native of England, but now a resident of Salt Lake, was admitted to citizenship by Judge Cherry this morning.

James C. Cochran vs C. E. Stanton; findings of court waived by both sides.

D. B. Hinton vs Milo Covert et al; passed by consent.

Frank Knox vs F. H. Nelson et al; demurrer to complaint argued and sustained; ten days given to answer.

Call's Mining company vs F. H. Nelson et al; demurrer to amended complaint argued, and demurrer overruled.

Bartholomew J. Holliman vs M. E. Mulvey et al; demurrer to complaint overruled; ten days to answer.

F. W. Stone vs Frank W. Ingraham et al; demurrer to defendant's counter claim, set for trial Jan. 15th.

May Judge vs J. D. Spencer, county collector, a case which involves the validity of the late taxing mortgage; argument of demurrer to complaint.

Marvart Haycock, administrator, vs F. V. Coal company; order of dismissal entered.

State for \$75,000.

Francis Steel Robinson filed a suit in the Third district court today against Oscar H. Hardy to recover the sum of \$3,000 with interest on a promissory note secured by a mortgage. Boston, Lee & Gray are plaintiff's attorneys.

In Judge Biles's Court.

Judge Biles is still hearing the case of the Silver King Mining suit. It is expected to occupy some time for several more days.

Probate Order.

Estate of Joseph Harker; under direction of probate court.

COUNTY COMMISSIONERS.

First Held a Secret Meeting, and then an Open Session—Following a Resolution of Apportionment.

The county commissioners met in secret session at 2 o'clock this afternoon. Clerk Emery was at the door, and the commissioners, with orders to admit no one. In addition to several prominent representatives, who were anxious to get in, there were several applicants for positions of vari-

ous kind, who did not seem to like being told, "you can't get in."

At 2:55 the door was opened and Chairman Armstrong declared the board in session. The first thing done was the reading of the minutes of yesterday's proceedings by Clerk Fred W. Deane.

Assessor Quinn called the attention of the board to the fact that the franchise was without a regular power of attorney, and that no one to make an appeal, he desired the board to confirm Sheriff Lewis's appointment of a deputy sheriff.

Petition of Joseph O'Connell, to have a duplicate copy of his franchise for \$10, which he claims to have lost. The petition was granted upon O'Connell giving a bond of \$25 to be approved by the clerk.

J. R. Foreman, justice of the peace of Herriman precinct, requested a copy of the resolution passed by the board in 1895, of the opinion that he could not sue them from his predecessor in office. The clerk was instructed to write Mr. Foreman and inform him that he had applied to that source for the same.

Sheriff Lewis made a requisition for office supplies, granted.

Philip Lewis notified the board that he had appointed A. L. Hanson, deputy sheriff for Brigham, Ogden and Salt Lake precincts.

H. Harris at Sugar precinct, Hanson, Hanson and Hanson were conferred with at \$50 per month.

A communication in the board from C. H. Kinney, secretary of the Utah bar association, was read. The fee on use of the court records by a member of the bar association to be paid Jan. 15th. Referred to Judge Cherry, who stated he had no objection. The request was granted.

United in Weakness.

Today, Friday, Jan. 8th, at the Salt Lake Temple, Brother Joseph Ball, son, and Miss Zina V. Ball, were united in the holy bonds of matrimony, the ceremony being performed by President Lorenzo Snow. Brother Ball is well and favorably known throughout the state, and was for many years connected with the Deseret News printing and publishing establishment and is now an attorney of the Temple. The bride is an accomplished lady, daughter of the late Apostle Orson Hyde and his wife Minerva. We join with a host of friends of the estimable couple in wishing them the happiest of wishes as they are well deserving.

## HE KISSED THE CHILDREN.

At Then Carried and Taken to Prison, His Former Wife.

David Berry went to see his former wife, Eliza Cook, at her residence on Eighth South near Fourth East street last evening. He kissed his children with a father's love, but afterwards got into a quarrel with Eliza and in the midst of it away he went to his room and shut the door.

The former Mrs. Berry would not stand this sort of conduct, but was the wife of Berry, who was a member of the police force, and he was taken to the police station, where he was held.

Mr. Berry was arrested by Justice Wenger this morning. He pleaded not guilty to the charge, but the testimony of the one who loved and kissed him was sufficient to convict him.

At the trial, the defendant in giving his testimony insisted that he was innocent of using force, and was only in the house to see his children. The court charged him to be faithful, however, to the extent of applying his duty and improving a fine of fifteen dollars.

## STRAL PHENOMENON.

W. H. A Planet or a Sun Spot—253 25th Jan.

This morning Mr. Albert M. Merrill, an employee of the P. & O. M. I., noticed a dark spot on the face of the sun, and communicated the fact to his fellow employees. Soon a large number of them were gazing at Old Sol through smoked glass, and noting the unlooked for spot on his face. It was first visible about 10:30, and seemed to pass slowly across the sunny disk, occupying about two hours in the passage. Just what it was has not been explained, but it appeared like a sun spot, which some supposed it to be; but to such an extent of the sun is forbidden by the atmosphere, that this day.

A press dispatch from Rome, dated yesterday, describes a similar phenomenon: "None of the astronomers have any prediction of the strange phenomenon visible on the face of the sun today. An account of the smaller smoke the naked eye could see on the surface of the sun a large irregular black spot. My eyes smoked glass could see two more smaller spots, one above and to the right, the other below and to the left of the larger one. The larger spot was below the horizontal diameter of the sun in the forenoon, but moved up along the diameter to the day, by which time the relative positions of the three spots had also changed perceptibly. The one above and to the left and the one below and to the right were on the opposite side. The smaller spots were revolving around the large one, the position changing noticeably every hour or so."

## THE GREEN BAG.

Judge Rhodes went to Ogden this morning at the Salt Lake Temple, and returned at 10 o'clock.

Charles Webb, the Richfield owner of the Little Pine mine, left the city Monday for Richfield to resume work on the Little Pine mine.

Richfield Advocate. Ex-Commissioner Abbott and W. L. Leachman of Annabell, intend starting today with a lot of freight to the Denver market. The gentlemen believe that there will be lively with the extension of the U. P. railroad and they intend remaining there all winter to be in the ground floor of its boom.

The Ogden Mountain Mining and Milling company filed a certificate of incorporation with the secretary of state yesterday. The company is capitalized for \$200,000, divided into shares of the par value of \$10 each, and owns the Four Corners, Aurora, Eagle, Multiple, Rolling, Aurora, Eagle, May Flower and Olden mining claims in Tropic county. The officers of the company are Thomas A. Wright, president; Alva M. Murdoch, vice president.

AVOIDANCE OF BANKRUPTCY. Utah, Oregon, Idaho, Nevada, California, Arizona, New Mexico, Montana, Wyoming, Colorado, Kansas, Nebraska, Oklahoma, Texas, Missouri, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, North Carolina, Virginia, West Virginia, Maryland, Delaware, Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, New Brunswick, Nova Scotia, Prince Edward Island, Newfound Land.

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# THE MINING MARKET

Unlisted Stocks Captured the Entire Trading of Chicago.

QUOTATIONS SLIGHTLY WEAKENING.

A State Line Budget—The General Creek Company Incorporated.

Trading on Chicago today was fairly active with the unlisted stocks, but with the other class not a single share changed hands. The quotations were pretty much as the week before, several of the stocks having declined slightly, while very few were recorded in making the record of an advance.

The unlisted stocks were: Little Pine, Northern Light and Ben Hur.

With the call of Ben Hur came an advance of 5 cents in the bid, the stock being wanted at \$1.05. Alex was fairly strong, and while offered at a lower figure than a year ago, the bid offering was 25 cents, while the asking figure was 30 cents. Four Alex advanced to 20 cents in the bidding, but none of the stock was sold in the morning. Alex was fairly strong, and while offered at a lower figure than a year ago, the bid offering was 25 cents, while the asking figure was 30 cents. Four Alex advanced to 20 cents in the bidding, but none of the stock was sold in the morning.

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