

she was at first in the Reform school as an inmate and was excused on parole last December; she came back some time in January; she was then placed in charge of the girls; my attention was first attracted to Mr. Barton and Maggie by what I saw and by what others said in April; one day in May I watched him; instead of going to his room he went to Maggie's, rapped on the door, she came out and they went into a private room and locked the door; Maggie left about June 30; I told Barton that I knew they had been 'thick' and he admitted it, but told me to keep it quiet for his folks' sake; I came down town to see Maggie; she refused to go back, but said she would see Barto; he came down, and Mrs. Forkner said, "You've ruined my daughter;" Barton said, "I know I have and I ask your forgiveness;" he asked me to keep the matter to myself and I promised I would if I could; I was engaged to be married to Maggie; that's the reason I watched.

Cross-examined—I was convicted of petit larceny and confined in jail sixty days for that offense; I stole a horse about six months after; I was arrested and convicted and sent to the Reform school; I was appointed trusty; I escaped in February, but was caught a day or two after; soon after I was again made trusty, during which time I became engaged to Maggie; I was a trusty before I noticed anything between Maggie and Barton; I did not say anything to Mr. Barton about it until June 30th, when Maggie ran away; that was the only time (in May) I saw him take her from the room; I had not broken the engagement, but did not like the way she had been carrying on with Barton; Mr. Barton told me to leave a note for him to use so as to cool down Maggie's mother; we were not married when we left; when arrested on the train we were occupying the same berth; Maggie told Officer Pattburg we had left the school to save someone else; I told her to shut up and said to Officer Pattburg, "It's all a put up job;" I did this to save Bartou.

A part of the preliminary examination was read to him and he then admitted that Maggie had said, "All I want you to do is to let me alone and let Clarence out of the school." In a conversation with Merrill, one of the boys, I did not say, "I'll ditch the old —." The Birdie Booth matter will work again;" I was told by Barton, in case we were stopped, to say that it was all a put up job; it was because I felt so friendly to his family that I told Pattburg it was a put up job; I never told any one else it was a put up job, or that if I got bail and a couple of hundred dollars I would testify that my testimony on the preliminary was false; Blazer offered me money to sign a paper to clear Barton, but I refused; I occasionally saw Maggie at the Reform school, but never had a chance to talk with her longer than five minutes; never had a chance to visit her alone until we left for Terrace.

Maggie Forkner testified in substance—My age is 17; I've been in the pen. for the past few months; I went to the Reform School a year ago last March; I remained there till December; I was let out on parole; I returned to work as an officer at Mr. Barton's request in January, 1891; I remained

until June; I left June 30th, in the evening, and went home to Twenty-fourth St., where my mother lives; I left with Clarence Goddard July 1st; we were engaged to be married in February; we were arrested at Terrace; we came back with Mr. Pattburg and Mr. Barton; I talked with Barton; he said he wanted me to cut my hair and put on boy's clothes and escape; he would send for the school carriage and job it in some way; he was to give Clarence his money and his gun and he was to knock the deputy on the head and we were to start through Ogden canyon; when we got here we were arrested and taken to the police station; Barton came to the house on the evening of June 30th; I had told mother what he had done; mamma said something; I don't know just what; he said he had stayed with me and asked mamma's forgiveness; he said if he had not loved me he would not have done it; I told him I did not love him; all I wanted him to do was to let me alone and let Clarence out; he had stayed with me right along since April; at one time he told me he loved me more than Birdie Booth; Barton asked her to stay with him, but she declined; afterwards he came up and rapped and wanted the keys of the refrigerator; I got up and gave him the keys; he said for me to leave the door open and he would bring back the keys; I did and when he came back he remained; he stayed with me more than once; he continued to stay with me from April to June; I slept at one time after with Alice Ashley; Mr. Barton told me to tie a string around my wrist and pass it out through the door; I did, but it was a yarn string and it broke; he gave me the string back next day; next day I put on a stronger string; he used to pull the string and wake me and I would get up and go out to him; at one time he rapped and told me the dormitory lamp had not been lit; I told him I had no match; he gave me one and then squeezed my hand and asked me to come out; I told him "no."

Cross-examined—I was sent to the Reform school for running away with "quite a few" bad characters. I sometimes deceived my mother as to where I had been when out.

Have you made up your mind to lead a life of shame?

Yes, sir.

You admitted the same in court at Salt Lake, didn't you?

Yes, sir.

The witness repeated her story of the alleged intimacy and continued: I consented to it; I testified on the preliminary that he had forced me, because I wanted to; what I am telling now is true.

Did you testify in the hearing before, in the preliminary hearing, that you consented to it?

No, sir; I didn't.

You testified there that he forced you?

Yes, sir.

Why did you testify to that?

Because I wanted to; because he had asked me so many times.

You understood fully that you were under oath when you testified before, didn't you?

I did.

Why didn't you tell the truth then?

Because I didn't feel in a mood then of telling the truth.

What kind of a mood are you in today about that?

Well, I am telling the truth; intend to tell it straight through as near as I can.

It depends entirely on the mood you are in whether you tell the truth?

Oh, I don't know whether it does or not.

Can you give me any other explanation why you told a lie about the way that occurred?

No; I can't.

Mr. Varian—I will close this matter now; I won't oppose it. I will not proceed further with the case, if your honor please.

The Court—What is that, Mr. Varian?

Mr. Varian—I do not care to proceed any further with the case on such testimony. The jury may bring in a verdict of not guilty. I will not ask for a verdict on the testimony of this woman?

The Court—At the request of the prosecution the jury may return a verdict of not guilty.

Mr. Barton was immediately discharged, while his many friends crowded around and showered their congratulations upon him.

FORKNER IN CUSTODY.

Upon the discharge of Mr. Barton, the board of trustees of the Reform school held a meeting. The board decided by unanimous vote that Maggie Forkner had violated her parole of good behavior and in less than forty-five minutes a warrant had been issued and she was under arrest and sent to the Reform school.

In regard to Clarence Goddard, who had but a few days to serve in the Reform school, an order has been issued returning him to the Second District Court at Beaver, as a subject not to be reformed, there to be dealt with as a criminal on the charge of grand larceny, on which he was formerly convicted, and for which he was originally remanded to the custody of Mr. Barton, as superintendent of the Reform school.

BRIGHAM YOUNG MEMORIAL.

To the People:

A proposition which has met with general favor has been made to erect a bronze statue of heroic size upon a suitable pedestal, in Salt Lake City, in memory of Brigham Young. The suggestion to erect such a memorial has been received with favor by all classes, and strongly advocated without a dissenting voice by the press of our community.

So confident have the originators of the idea been that it would meet with popular approval, that a central committee has been appointed consisting of some twenty-six persons, for the purpose of bringing this matter to the attention of the entire people. It is with this object in view that this circular is issued.

It was not necessary to dwell upon the character of Brigham Young. His fame has reached every corner of the land. Whether we think of him as a religious leader, or a statesman, or a pioneer, or a city builder—in whatsoever capacity he is regarded he is the same grand personality. Time serves but to increase the tribute paid by the world to his genius and the grateful love tendered his memory by the people he so faithfully led. The value of a monument is not to be measured by its pecuniary cost, but