EVENING NEWS.

Friday, . Jandary 27, 1888.

FRAGMENTS.

She special notice to brick dealers. MAGGIE COPE WAS And \$20 Tor drunkenness today.

THE Third District Court will hold a ession tomorrow. The Territorial Supreme Court has a Journed to Wednesd by, Feb. 1. ALL was quiet around the legislative halls today, the soloas having gone to Provo to visit the Territorial Insane

Asylum. MIKE FLEMING was brought in by the Spencer about '100 yards above, with a police this afternoon, for vagrancy and drunkenness.

THE snow has almost gone from the streets and is rapidly disappearing from the fields. STHT TISTY

"Ir you want to laugh, see Rezene and Bobins' trapeze act with the Bos-ton Athenieum Company." Two entertainment for the old

widows, orphans and deaf mu* alto be given in the Theatre on "

en wild noon of Thursday, Februte after-Ay 2nd. THE Nellie Boyd Co

theathe last evening. The play is a In the

suit of W. J. Barter vs Jos. Boytop Ha Jastles Burton's court to-, in fastice Burton's court to-,udgment was taken by default fifth shot inflicting a fatal wound. The day, 87 ainst Boyton for \$150 due from him five beitets had all entered the hon's

to Barter. Month sleeve betton with the letter Mengraved apen it was lost on Tuesday last. If the finder will return it to President Angus M. Cannon he will be szewarded.

ALBERT HERD and Arthur Galsford, two boys, were before Justice Pyper today for whipping another boy. On around the foldarm fourteen inches; their promise to ba less combative in the future, sentence was suspended.

Two annual meeting of the stockholders of the Burton-Gardner Company will be held on Wednesday, Feb. 1, at 5 p. m., at the company's office in this city. The election of officers will be among the business transacted

fina AELEN, of Hyrete, Cache County, was arrested in Logan on Wednesday on the charge of uslawful cohabitation He was taken before Commissioner Goodwin, where he was required to give \$1000 ball to await the action of ing. The proprietor had invited the the grand Jury.

PAT SULLEYAN got drunk this morn ing and distarbed the peace of several persons at the Clift House. He was with the police justice. When this was accorded him he was fined \$25.

programme, embracing recitations THE trial of Dr. Brodemeyer, for THE trial of Dr. Bredemeyer, for songs, addresses, etc., was gone district court, gave rise to some dis-drawing a pistol on Marx Lewis, was through with. President Cannon was cussion as to the period covered by it, concluded today. The defendant went one of the speakers and he gave as acthe witness stand and denied hav. Count of his recent trip east, and h ing exhibited a deadly weapon; in interview with David Whitmer. fact, claimed that he was unarmed. He Dancing was indulged in for awhile, also denied being the father of Mrs. and the affair is spoken of as having Michaelis' baby. The court reserved been "a good, old-fashioned time." its decision in the case until 2 p. m. very much enjoyed by those present. tomerrow



Following is the business transacted On Saturday, January 21st, at Ran dolph, Utab, Robt McKinnon and John | yesterday afternoon :

After the motion to strike out item 2. Spencer went to the mountain on the east side of Bear River for wood, each taking his gun with him. They . Spencer went to the mountain on had been at the cedars but a short 1887

bad been at the cedars but a short time, when Robert McKinnon saw a large mountain llon going direct for young Spencer. Tainting to save his friend, he got his gun, ta 45-70 Brown-ing) and fired at the llop, which was distant about 300 yards, hitting him near the moat at the lop. which was Hoge claimed that under the lar near the post of the tail, but not low

down. The sting of the wound en- Alien's amendment w-

Jones was er

ledge and within thirty fer at the on the first table read, and was pro-

aking effect in the breast, and down courts.

Fully one hundred people took a look at the monster today, some of the ladies being afraid to go near it. Its their own costs. head is very large, and its tusks two Thurman's motion was put and carinches long. It measured, from the

Hoge moved to strike out item 83, appropriating \$.00 to purchase, for the Territorial library, the statutes of neighboring states and territories, as the books could be obtained by exavross the foot six inches; length of tall, two feet eight inches; weight 175

The foregoing particulars were ob Allen favored striking out, and Hoge's motion to do so was put and Carried. tained from John Snowsall, of Randolph, Rich County, Utah.

A Pleasant Affair. Last evening a very pleasant affair

came off at the new residence of Brother John Gallagher, 661 East Fifth Carried Street, in the Second Ward. The occasion was the dedication of the build-

w dows and aged people of the ward, and the bishopric, to attend, and they had responded, comprising a large company. President Angus M. Cannon was also present in the early part lodged in jail to await an interview of the evening. A feast was provided, of which the company partook, and a

pounds; it was poor in flesh.

Jan. 26, 1888.

in the House after we went to press

near the most of the tail, but not low guage of the item, no money at enough down to break the animal could be drawn until shown

- Bil and car-

Spencer about '00 yards above, with a howi of rase, it went bounding up the mountain at him. John F, realizing his perilous, position, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in good protection, ran to a ledge of rocks near by. He was hardly in setting for an mar spring when the same bosition, lashing its sides with its, long taik and howilng with tare an pail. Again young spencer first, the second builts also laking effect in the breast, and down went the brute a second time. This

went the brute a second time. This was repeated three times more, the fifth shot inflicting a fatal wound. The five believes and plowed their way through the body. Courts. Taurman moved to amend item 32, appropriating 5708 for contingent ex-penses of the last Heuse by making the amount \$1,078.56, so as to cover attorneys' fees incurred in obtaining from the government the pay of mem-bers, such fees having been paid by them.

Hoge opposed the increase on the ground that members taking legal pro-ceedings to get their pay should bear

nose to the end of the tail, seven feet four inches; height nearly four feet;

change, he said, Moyle said that daly such books as could not be obtained by exchange would be purchased, and opposed

King moved to make the appropriation for contingent expenses of the Council last session \$816.50, instead of

\$390.00, for the same reasons that the House appropriation was increased. of miles from his residence, to answer the most trivial causes, and be there

Hatch moved to strike out item 46, appropriating \$421.72 to Wm. Reeves, ex-assessor and collector of Davis County, provided he pay into the treasury \$517.29 by June 1, 1888, the evident object being to square acevident object being to square ac-counts with him. Roueche stated that Mr. Reeves in-

tended to pay the \$517.29, and pre-sumed he had done se. Thurman favored striking out, as did Clark. The item was stricken out.

Item 48, appropriating \$549 45" to A. C. Emerson, former clerk of the firs but passed after amending it so as to

which is as follows: "That commis-REMOVAL OF UNION sloners appointed by the Sapreme Courtand District Courts in the Ter-MARKET From 50 Main Street, to 54 E. First South Street,

Court and District Courts in the Ter-ritory of Utah shall possess and may exercise all the powers and jurisdiction that are or may be possessed or exer-cised by justices of the peace in said Territory under the laws thereof, and the same powers conterred by law on commissioners appointed by circuit courts of the United States."

question, was it the intention of Con-

gress to do more than to duplicate in him the office of Justice of the Pesce at that place? We think

returnable at Provo Precinct, directed to a fesident of sub County, and upon its service in that county takes juris-diction over him, then it is plain that

that place? We think If this defendant cap his summons from and

that If

South Street, Where FRED 3. EAT will sell Juicy Roasts, Choice Steaks, Chops and Meats of overy description at Lowest Prices. Come one and all and try me if I will not sell you prime cuts at the lowest rates. Corned and Dried Meats a specialty. All kinds of SAUSAGE, unsurpassed in the market. So Courteous treatment and Meats de-livered promptly. It is argued by counsel for defende



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Fall line of COFFIN FURNISHINGS kept constantly on hand. Telephone and Telegraph Orders prompt Bodies preserved in their natural condition, without extra charge. SURCHERS AGOPEN DAY AND NIGHT. Factory and Warerooms No. 253 E. First South Street. One and a half blocks East of Theatre. Sexton's Office in same building.

MEAT

ATTA SEA WONDERS at

15 to \$15 per day and upward

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DESERET NATIONAL BANK

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ar Makes collections, remticing proceed

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BECEIVES DEPOSITS PAYABLE ON DEMARD Suys and Sells Exchange on Nor fork, San Francisco, Chicago, S. Louis, Omaha, London, and princi

\$5,000. SALT LAKE (ITY, Utah.

from the Commissioner who issues the rocess, to have the cause against him transferred to a justice who would have no original jurisdiction, and in case of appeal the cause go into a Dis-trict Court other than the one in which (signer) JOHN A. FITCHETT.

(signer) JOHN A. FITCHETT. And whereas no part either of the princi-pat or interest of said note has been paid. excepting the sum of 50 paid and credited on said note on February 7th, 1855; the sum of \$100 paid and credited on said note on April 7th, 1887; the sum of \$30 paid and credited on said note May 7th, 1887, and the further sum of \$100 paid and credited there on May 16th 1887; and the semucide of he resides or was served. Indeed, it would at once nullify or set aside all the laws of the Territory respecting the place where causes cognizable by the Justice of the Peace should be tried. This was not the intention of Congress. It was only intended to duplicate Justices of the Peace in other persons, and thereby give another class of citizens, than toose from which it was supposed Justices were usually chosen representation in these offices

I MAKE A



509 Pieces White and Colored Embroideries, Sc., Sc., 7c., 10c., 19 Nc., 18c. 20c. and 25c. a yard. New Goods. To see them is to buy them.

F.AUERBACH&BRO

4 Lots of Ladies' Jersey and Cashmere Gloves, 10c., 15c., 20c. and 25c. a pair

1 Lot of Dress Buttons, 10c. a card, "New Lot."

1 Lot of Children's Fur Sets, 25c. Used to sell for \$1.

I Lot of Skating Caps,25c. each. You can skate on your head in them without bumps.

1 Lot of Children's Beautiful Plush Bonnets at closing out prices. 2 Lots Ladies' and Misses' Jerseys, sasorted, at \$1.00 and \$4.50 each, positively worth double.

5 Lots of Ladies' and Misses' Cloaks and Ulsters, at \$2.50, \$3.50, \$4:00, \$5. and \$6.00. These prices will move the last one of them.

2 Lots of Ladies' Satin and Cashmere Ties, 15c. each.

1 Lot of Ladies' Scarlet, all Wool Underwear, \$1 00 each. Reduced from \$1.75 on account of having only sizes 28, 30 and 32 left.

- 5 Lots of Damask and Turkish Towels. Rare Bargains.
- 3 Lots of Gents' Colored Shirts, 50c., 75c. and \$1.00. Cost Double. *
- 2 Lots of Gents' Laundried and Unlaundried Shirts, 45c. and 65c. each.
- 2 Lots of Boys' Hats and Caps, assorted lots, at 25c. and 50c. each.
- 2 Lets of Boys' and Youths' Scarlet Wool Drawers, offered at 50c., 75c. \$1.00, on account of Undershirts being all sold out.
- 2 Lots of Gents' Satin Scarfs at 15c. and 25c. each.
- Remnants of Dress Goods, Flannels and Table Damasks at Half Price.
- 1 Lot each of Dress Patterns at \$1.25, \$1.85, \$2.65 and \$2.75. They are a desirable and at less than value.
- The balance of our High Colored Plushes at 90c.
- The balance of our Slik Velvets at 75c.
- The balance of our High Quality Velveteens and Corduroys at 75c. Worth Double.
- A Lot of Boys' Overcoats, from three to twelve years, \$2 50 and upwards. We don't want to keep them until 1889

diction over him, then it is plain that he exercises a power and jurisdiction that no Justice of the Peace can exer-eiser. We are of the optation that when a Commissioner proceeds to exercise the powers and farisdiction of a Jus-tice of the Peace under the statute in question, at any particular place or precinct, he has the name powers and jurisdiction over subjects and persons that he would have if he were a legally constituted Justice of the Peace, au-thorized and empowered by the laws TRUSTER'S BALE. WHEREAS, JOHN A. FITCHETT, BY his certain deed of trust, made and executed by him on the 7th day of January. A. D. 1857, and to the undersigned then de-livered, and to the undersigned then de-livered, and fully recorded in the Hecorder's office of the County of Salt Lake, in the Territery of Utah, in Book "B," of mort gages, pages 283, 583, 384 and 283, did sell and convey to the utidersigned, the party of the second part in said deed, the following describe 'real property, to wit: "That cer-tain piece or parcel of land known and de-scribed as follows, to wit: A part of Lot one (1), in Block one (1), as platted in Plat ' D," Salt Lake City survey, and bounded as follows: commencing at the southeast corner of said lot, and running thence west innerty seven and one half (975) feet, thence north ten (10) rods, thence cast minety seven and one half (975) feet, thence south ten (10) rods to the place of beginning, situate in the City and County of Salt Lake, Territory of Utah; which said converance was in trust to secure the psyment of a certain promissory note bear-ing same date with said deed and in words and figures following, to wit: 35,000, SALT LAKE (ITY, Utah. thorized and empowered by the laws of the Territory to set and exercise the duties of his office at that place or the duties of his office at that place or precinct, and no other or greater. The construction contended for by counsel for defendant would lead to results unjust, burdensome, and utterly at variance with the policy which, under all systems of jurisprudence in this country, provides inferior courts for the determination of local controver the determination of local controver sles of limited importance. Under it a citizen might be sum noned to re-mote parts of the Territory hundreds

TRUSTER'S SALE.

compelled to select juries, and in case he saw fit, or sufficient cause existed, to remove the case under the statute January 7th, 1887. One year after date, for value received,

omise to pay to John E. Dooly or order five thousand dollars, at Wells, Fargo & lo's Bank, Sait Lake City, Utah, with inter est at the rate of one per cent per month from date until paid. Interest payable

PROF. JAS. E. TALMAGE wet with a Probate Court. very serious accident on Wednesday, Proceedings in the Salt Lake County which luckly nappened to be less seri-Court yesterday:

ous than one would have thought con-In the matter of the estate of W. H sidering the circumstances. He was Hickenlooper, deceased; bond of adriding on his horse to the bank on the ministratrix filed and approved. day in question, when the animal fell

Estate of Amelia S. Woodmanace, on the ice that covered the street in deceased; order made appointing ront of the building, the whole weight Joseph Woodmansee administrator of of the horse falling on the right leg of said estate upon filing a bond in the the gentieman. No bones were broken, sum of \$13,000, and taking the eath fortunately, but Prof. Talmage was prescribed by law. confined to his bed in consequence. Estate of John Hayhae, deceased;

We are glad to see him out again .-order made of publication of notice to Provo Enquirer. creditors.

Narrow Escape.

A very narrow escape from drowning happened on Saturday at the Utab Central Railway bridge over Provo River. Mr. P. Brown, section foreman, was engaged in opening the chanwel under the iron bridge, at which wel under the iron bridge, at which place the water is fifteen feet deep. The loc is at least two feet thick, and huge blocks were being broken and then sent floating down the river. Mr. Brown was on one of these blocks engaged in breaking it, but the ice gave way rather suddenly ander his feet and is the ilm down. The rentieman would have gone ander the ice had it not been for the ilmely as-sistance of one of the section men atanding near, who caught him and placed him on firm footing. The work of keeping the channel open will now cease, until the thaw is over.--Utah Enguirer.

New Furniture House.

Messrs. S. P. Neve and E. N. Child | the above company from a San Franhave lately formed a co-partnership cisco exchange: and opened a furniture store at 68 and The famed Bo

70 w. First South Street. The former gentleman has for many years been known in this city in connection with the upholstery business, and was lately connected with the Co-op Furniture Co. Mr. Child was for seventeen years connected with Dinwoodey's furniture establishment. Both gen-tlemen are thoroughly skilled uphol-sterers, and will make that work a specialty. They will also shortly have on hand a large and general stock of furniture, having two car loads now on the way. In a display advertise-ment in the Nxws they lavite a share years connected with Dinwoodey's of the public's patronage. In the strategy advertised for the set is contribution of the week is Carl Heriz and his wonderful trans-formation of the "Cocon" into a charming young lady.

The complimentary testimonial to John S. Lindsay will take place at the Theatre on / Wednesday evening pext, on which occasion he will pre-sent the romantic and heroic play of "William Tell." It will be honors of being the coldest place in finely mounted and equipped in every way; the best available islent has been secured, and no pains will be spared to make it a pleasing night's entertain-ment to that gentleman's patrons. It is to be hoped that they will be num erous, as this is his first compliment-ary benefit in this city, and he has done a great deal toward establishing a taste for the dramatic art in our midst and has slways been ready to

cheerfully respond when others were

lost. King asked if \$40,000 was enough to pay the expenses of the district courts for 1886 and 1887. Clark answered in the negative, stating that the amount was designed to cover present needs.

The marriage certificate of Barney Riley and Francis V. Wright has been filed with the clerk of the court.

A new edition of this excellent publication has just been issued from the press of this office. It is a standard

Howard Athenseum Co. We copy the following in relation to

The famed Boston Howard Athen-seum Company put in its appearance

The Coldest Yet.

Voice of Warning.

for the boildays. This is the best company of vande-ville and specialty talent organized, and it is stronger than ever this year. The bill is excellent all through, and the company give a grand specialty performance

the striking out. Howell moved the previous ques-tion. The motion to strike out was

The report of the committee on ap-propriations favoring an item of \$1,000 for attorneys' fees was read, and a motion to add it to the appro-priation bill was carried.

Mayle moved the suspension of the rules and the putting of the bill on its tuird reading. Lost, and the bill was filed for its third reading. A communication from the Governor announced his approval of the bill rais-ing the age of consent with reference to rape. The vicinity of Randolph, Rich County, has always carried off the

to rape, The Council concurred in the action of the House regarding the compfia-tion of the laws, in respect to employ-Utah in the winter time, the frigidity At 4:45 the House adjourned.

COMMISSIONERS' POWERS

dimited to Precincts in Territoria

and Civil Cases.

Election Judges. The following have been appointed

A question arose relative to the per-iod intended to be covered by items 49 and 50, appropriating to John L. Brash er and John D. Klipsck, ex-assessors and collectors of Emery County, \$79.21 a d \$44.95, respectively. An amendment to make them cover all time up to January 1st, 1886 was lost. that the defendant is proceeding erro-neously, without jurisdiction over the relators. The remedy by writ of pro-hibition, provided for by our statute, laws of 1884, pages 326 and 327, is the common law writ recognized and regu- for isso and next. Control isso for isso and next. The isso is and next.
 for isso and next.
 S. P. NEVE.

that effect. Richards analyzed the different items appropriated to the anditor's of-fice, showing that each had a distinct object, and that the actual compensa-tion of the auditor for the dutics and responsibilities of his office as such, was only \$1,500 per annum, which he held to be inadequate. Allen thought that if the work in the auditor's office required two men, the dint't think the work was sufficient to keep two men busy, and he favored the striking out. Curs, the matter being one of sound discretion of the court, but he has some doubts as to the appeal being a speedy and adequate remedy. The opinion was delivered by Judge Henderson, and disposes of a question of considerable importance. Hereafter a United States commissioner will exercise similar jurisdiction to that of the justice of the peace in which his office is heid, in all matters arising un-der the laws of the Territory.

The Whisky Men.

Today Charles Thiede and Charle Nielsen, the two saloon keepers who were convicted in Justice Pyper's court of selling liquor on Sunday, were called for sentence. Thiede was fined \$200 and costs, the latter amounting to \$28.45. Nielson was also fined \$200 and costs-\$11 55. Both were, ordered imprisoned till the fine and costs were paid. Later an appeal was taken, and the liquor sellers were released on ball

> NOTICE. Whereas, certain parties are and have been trying to moure the business of the Utah Nursery Co., by certain false claims I publish the enclosed.

SALT LAKE, Dec. 24, 1887. A. Goodhue Esq. :

and Civfl Cases. Shortly before adjournment yester-divafternoon the Territorial Supreme Court rendered the following decision in the application of Wm. Holt. of devid of the 500 shorts in order to in-



to have a similar reward. From Wisconsin. Elder L.C.Jorgensen of Mayfield, who reached this city last evening on his return from a mission to the north- western States, called at this office to- day. He left Utah in April, 1886, and proceeded to Dakota where he labored for scoutfour months. He next went to Minnesota where he labored for one year, when he proceeded to Wisconsin where he agent the remainder of the time et his mission. He labored most of the time among Scautinavian people, but, met with only moderate success, on account.	dith, Joseph A. Barton, Samuel L. Jones. Provo, second Monday in February- A. A. Noon, W. H. Brown, George W. Jacques. St. George, first Monday in March- F. L. Dag:ett, A. P. Hardy, Richard Bentley. Wellsville, first Monday in March- James Williamson, Wm. Haslem, Geo. Goodwin. Logan, first Monday in March-Wm. Goodwin, Aaron DeWitt, W. W. Maughan. Porcher Sent Up. Watter Porcher was before Justice	to exercise jurisdiction over them in civil cases now pending against them, respectively, before the said defend- ant at the city of Provo, in Utab County. The residence of the parties in both of said actions, is such that a Justice of the Peace acting as such in	purpose of investment and the stock wasnever issued to me. Very truly yours, U. S. VARIAN. The Utab Nursery Co. was organized	 Have doubled their Store Rooms and Increased their Stock of Furniture. Everything is Substantial and Stylish. Chamber Suits in Antique Oak, Mahogany, Cherry, and Walnut. Goods Reliable and Prices Low. Carpets, Lace Curtains, and Rugs, New and Attractive. Our Home Made Furniture is Neat, and the best in the market. Buyers and Visitors invited to Examine our Goods and Prices. 	MATTING Of All Grades. Car Load Lot Just Arrived!
the general indifference of the popu- lace among whom he labored in regard to the principles of the Gospel. Brother Rebinson Hostetter, of Milletone, Jackson Codity, Wiscon- sin, accompanied Elder Jorgenson to Utah, and called upon its in company with him. Brother Hostetter was baptized September 29, 1986, by Elder	reasons for inflicting such a penalty was that the defendant was a habitual drunkard, and really gate along better in jail then out of it. He was also re- quired to answer for petil larceny and admitted having stolen a tent from John A. Hamilton. For this offense he was fined 575 and	Introduction when acting as a Justice of the Peace.	has no equal. Stands alone as the Great Blood Parifyer and cure for Racumatism. All Wholesale Drug- gists sell Brown's Family Medicines. Z. C. M. I. Drug Store, Genera Agents. Mer Full Scounmodations for all st Beck's Hot Springs. DE ROMAINA B. FRATE. Resident Physician at the Deservet Hospital, but still continues her out- side practice in obstetrion, eye, esr,	Our Prices are the Lowest and we guarantee sat- istaction. CO-OP. FURNITURE CO.	H. DINWOODEY 37 to 43 w. First South St., BALT LAKE CITY.