

## DESERET EVENING NEWS.

Copy for advertisements which are expected to run in the paper. Copy for the news department should be handed in to the business department not later than 7 p.m.

Sale or advertisement placed upon application.

All copy for advertisements must be sent to news desk.

Editorial—July 6, 1892.

## FRAGMENTS.

The Elgin Miners of Ogden will have their monthly meeting at the Hotel Ogden on Monday evening at 8 o'clock.

The Sabbath opinion of Seeskin had their monthly meeting on Monday evening next in the First Ward assembly hall at 8 o'clock.

The First Ward Supply school and the friends will go to Syracuse on Thursday, July 11th. Train leave the city at 8 a.m. and return at 4 p.m.

The monthly meeting of the Board of Directors of the Ogden Academy will be held at the Hotel Ogden in the Temple Ward meeting house.

The fire department was called out last evening to the scenes of fire at 10th and 1st Streets, and found that the fire was a smoke fire that had been smoldering several days.

Rev. Mr. Tracy will commence mission work among the Indians of Johnson County, Kansas, at the end of October in the Temple Ward meeting house.

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In the case of G. W. H. Bassett vs. the Guardsman Mining and Milling Company, an appeal has been taken. The suit was brought about a month ago and the trial was held at the same time. An appeal was allowed and the cause was remanded back to the court of appeals, which has since granted a new trial. The trial date has also been postponed, and just as it was about to be held to satisfy the wishes of the Guardsman Mining Company, the court of appeals remanded the cause to the trial court.

Judge Powers will return to the trial court to hear the cause on Friday morning, July 13th, and open same on Tuesday morning, August 3rd, 1892.

M. W. MANNIST, President.

Obituaries.

The funeral services over the remains of Brother William Wright were held this morning at the residence of his sister, Mrs. W. B. Jones, Sr., in the Fifth Ward. Elder Samuel Priddy by instruction of the Bishopric, who were unable to be present, delivered the services, which were conducted by Elder C. W. Persons. The services were very interesting. The body, decorated with flowers, was followed to the grave by a large number of friends in carriages.

**Probate Court.**  
Orders made before Judge Bartholomew:

Estate of John R. Davis, deceased; hearing on petition to cite on Annie Mandelman, and on decree to same on regularly. Case argued and decree rendered. Excepted to determine by attorney for Annie Mandelman.

Estate and guardianship of Winnifred L. Lewis, minor, order made fixing July 1st to hear petition of Margaret A. Cook for letters of administration.

Estate of William Howman, deceased; order of administration for real estate to the sum of \$2000 approved.

Estate of Anne Charleston, deceased; order made fixing July 1st to hear return of real estate.

Statement by E. R. Gute.

In my interview yesterday with the reporters of the public press, having reference to discrepancies found in my accounts as successor and collector, I strongly referred to "my deputy." The name of Mr. T. Pearson having been identified with that office during the greater part of my term of office, publication, it having come to my impression that some people might have inferred that he was my "deputy." The name of Mr. Pearson is mentioned here, for the reason that he is not Mr. Pearson's successor, and he was not responsible for any discrepancies in my accounts.

Mr. Pearson left the city before the board of equalization had come to a final decision, and consequently knew nothing whatever about the changes and reductions in real estate until after his approval.

Mr. Pearson left the city, July 1st, 1892.

Amendment Notes.

The closing performance of the season at Woodstock took place today. The place will be closed for several weeks for repairs. The performances insight into the benefit of this opera company, which has gained much popularity during the eight weeks it has been before the public. The attractions are strong, and a crowded house is no doubt ensured throughout the entire season.

Now, therefore, and Friday evening, July 14th and 15th, General Agent, and his new combination of manager and bass singer, under the title of "Tuxedo," will give the audience of the city a series of three performances.

Thirty dollars a month would be sufficient. Your first two parcels are owing him something like \$1000.00, and Mr. Hart is worth, all told, \$2000 or more.

Mr. Critchlow argued that at least \$20 per week should be granted to him during the pendency of the suit, in view of the very serious and important charge brought against the defendant's complainant very heavy expenses would have to be incurred by the plaintiff in order to meet the accusations.

That should be sufficient, he said, to cover the expenses of the legal proceedings to the suit. Plaintiff agreed.

JUDGE ZANE'S SHORT ORDERS.

Bevere Case, labore.—Judge Anderson held a very brief session of court.

The judicial mill was kept running for a couple of hours on this morning. Chief Justice Zane did quite a hard hunting's work, but Associate Justice Andrewson finished his task. The following orders were made:

## THE BURT DIVORCE CASE.

Defendant Ordered to Pay \$50 Per Month Temporary Alimony.

## WHO IS TO HAVE THE CUSTODY OF THE CHILD?

Judge Powers Says That a Bucket of Eye Water Awaits the Sheriff.—Controversy Between Counsel.

The principal case of the morning in Judge Zane's court was that of Helen M. Burt vs. Andrew J. Burt, for divorce, with the main parties of which readers of the News are already familiar.

It came up now on a motion of the defendant to modify the order previously made by Judge Anderson as to the custody of the child, and to show cause on the question of alimony, attorney's fees and court costs.

Powers & Hins represented the defendant, the plaintiff's attorney was Mr. E. H. Critchlow. Both the plaintiff and defendant were present, as also were Mrs. Burt's mother and other witnesses, in the event of their testimony being required. Mrs. Burt was slightly trembled, and paid close attention to what was stated by counsel on either side.

Judge Powers will the portion of the order of court in which he more particularly had in view was that endeavoring and restoring the defendant from visiting or in any manner seeking to visit or otherwise the parts of plaintiff and her child, or taking the child from plaintiff's possession, and especially from getting to open the premises of plaintiff's home, her father, Mr. Powers, is asking that the court make a decree to that effect.

Mr. Powers & Hins vs. A. J. Smith & Son, Laws to the opposition, and supplemental answer.

In the case of Mr. Robert Allen vs. Miss Allen, Judge Anderson this morning granted the divorce pro tem. The cause makes out allowing plaintiff to remain with the child, and to have the care and custody of the child from July 1st. There are six children born of the marriage. The defendant formerly worked at the Litchfield Cemetery, and was soon thereafter engaged in agriculture. His wife presented by Attorney Charles Ferguson, and defendant by Attorney J. H. Mayo.

James W. Fletcher vs. A. J. Smith & Son, Laws to the opposition, and supplemental answer.

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David Hamilton has brought suit to the court of common pleas of Franklin County, Ohio, to recover \$1000.00, and to recover his expenses of having plaintiff not guilty of a charge of having threatened the life of Mr. J. Pollock. The hearing was set for Friday, July 13th, at 10 a.m. Mr. Powers & Hins, and defendant, Mr. Powers & Hins, are representing the parties. The trouble arises out of some difficulties which had met their right in connection with the Northern Light mine at Olyhi.

Union Pacific Excursions.

Following is a list of coming local Union Pacific excursions:

First ward—Syracuse, Tuesday July 12th.

Same date—Sugar House ward, Salt Lake Beach.

Second ward—Syracuse, Wednesday, July 13th.

First ward—Syracuse, Thursday, July 14th.

Same date—Ohio Society, Garfield Beach.

Young Hostess' Band of Taylorsville, Saturday, Friday July 13th.

Excursion—Salt Lake, Sunday, July 17th.

Second ward (open)—Syracuse, Wednesday, July 20th.

Excursion—Syracuse.

In the prime of health, but with all our money gone, we are compelled to sell our home, which is situated in the neighborhood of lower west, at approximately four hours to the house of the wife's father, made a simple entrance, and obtained the peace of the household. The wife was asked for the cause of the trouble, and she was made a week ago. It had been treated in a way that a child of two years should not be. Let the little ones go to bed with their mothers, and the wife, and the father pay for the keepings of the husband during the pendency of this action. Then the court could award it custody to one or the other, as the wife desired.

Mr. Critchlow said he was willing to nominate the order of the court by which the parties could see the ends. He said that if the wife would consent to the husband having custody of the child, he would be willing to accept it. The wife, however, would not consent to the husband having custody of the child.

Judge Powers will review the cause as set forth in the divorce complaint, and excepted to the same. The restraining order was made the child to the boy, two years and two months old, and had his hair cut off, and the boy was injured. But the injured boy was in a state of great pain. Yet the father was not permitted to see him, but he placed with someone whose house both parents have ever been to. The boy was not permitted to see his parents, and the father pay for the keepings of the husband during the pendency of this action. Then the court could award it custody to one or the other, as the wife desired.

After some further conversation Judge Zane requested Judge Powers to draw up an agreement to the effect that the wife would consent to the same to Mr. Critchlow for his approval.

Judge Powers will make an examination about the cause, and the attorney's fee of \$500 per month will be granted to the plaintiff, and consequently know nothing whatever about the changes and reductions in real estate until after his approval.

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