

LOCAL NEWS.

FROM FRIDAY'S DAILY, JAN. 22

A Boy Missing.—We are requested to make inquiry as to the whereabouts of a boy named Pat Henry Coughlin, 12 years of age, who is said to have left the home of his parents in Park City about three months since, in company with a companion of about the same age named Henry Wright, and has not been heard of since. The family used to live in the 4th and 9th Wards of this city. Any person having the desired information will confer a favor on the anxious parents by forwarding the same to August Able, Park City, Utah, or leaving word at this office.

A Bad Fall.—A tinsmith by the name of William Harrison, who resides at 357 S. Ninth East St., while employed upon the Salt Lake City Brewery this morning inadvertently stepped backwards, not realizing that he was so near the edge of the roof, and found nothing more buoyant than thin air to support him till he had descended a distance of thirty-five feet, which he did so suddenly as to startle him. The concussion resulting fractured one of his arms between the elbow and the shoulder and one of his legs between the knee and thigh. He was immediately conveyed to his home, which is near by, in the Tenth Ward, where he will doubtless receive such surgical assistance as his case requires. He is a fine young man and highly esteemed among his acquaintances, all of whom will be sorry to learn of the accident that has befallen him.

Since the foregoing was in type we learn that Brother Harrison, in falling struck upon a carpenter's bench and that in addition to the fractures already mentioned he is badly bruised about the head. Dr. Benedict was summoned immediately and found the bones of his leg and arm protruding through the skin. He set the fractured limbs and attended to his other injuries leaving him as comfortable as could be expected. Strong hopes are entertained for his early recovery.

The Jennings Will.—The family of the late William Jennings, including his wife and fourteen sons and daughters, assembled at the Devereux House yesterday to listen to the reading of the last will and testament of the deceased. Brothers David James and Thomas G. Webber were also present, the former being appointed by the will to act in connection with Mrs. Jennings as guardian for the minor children, and the latter to constitute one of six trustees to assume the management of the property. The other trustees are Mrs. Jennings and the four older sons of deceased Thos. W. Jennings.

The will provides that the property must not be distributed for five years, the expenses of the family residence to be maintained in the meantime out of the estate, and that at the expiration of that period one sixth of all the real and personal property is to go to Mrs. Jennings and the rest to be divided equally among the fourteen children. Aside from this there are special bequests of \$2,000 each to the sisters of the deceased, Mrs. Jennings, of this city, and Mrs. Crutchiey of Liverpool, Eng., and \$1,000 to Stephen Stanford, his gardener, which amounts are to be paid to the parties immediately.

The assets include 1,000 shares of Z. C. M. L., 1,800 of U. C. Railway stock, 270 of Deseret Bank stock, 500 of Deseret Woolen Mills stock, 150 of First National Bank of Ogden and 50 of that of Provo, the Emporium corner and two stores a short distance west of it, the Devereux House, a one-half interest in the Continental Hotel, the ground on which White & Sons' butcher shop stands, 3,000 head of graded cattle, a farm of 300 acres in Centerville, and another of 320 acres north of Kayville, besides other pieces of real estate throughout the city and Territory and interest in coal, silver, iron and lead mines.

FATAL SNOW SLIDE.

TWO MEN AND A WOMAN KILLED NEAR PARK CITY BY AVALANCHES—ANOTHER LADY MIRACULOUSLY ESCAPED.

Casualties resulting from snowslides are by no means uncommon in this mountainous region during the winter and spring, but until yesterday none had been reported during the present season. Early yesterday morning, however, the residents of Park City were startled over the report that a slide had occurred in what is known as Empire Gulch, south of that place, a locality in which such a catastrophe is never known to have occurred before. It happened between five and six o'clock yesterday morning, and was witnessed by a Swedish miner named Thorstrom, who had just passed the fatal spot on his way to the Daly mine, which is located some distance higher up the ravine. The avalanche started some distance up on the mountain side, and by the time it reached the first cabin, which, by the way, happened to be unoccupied, it had gained sufficient force to carry it along on its breast as if it had been a cork. Still lower down in the line of its course was located a cabin which was occupied by a miner named A. O. Patterson, his wife and sister-in-law, and this was not only completely buried by

the avalanche but crushed in by the logs and debris carried down with it. Though other cabins were in the immediate vicinity, one as close as ten feet to Patterson's, they were not injured.

The force of hands employed at the Daly mine were soon notified, and turned to with such energy to extricate the unfortunates that in a little over an hour afterwards they succeeded in finding the bodies of Mr. and Mrs. Patterson, badly bruised and with life extinct, and the other lady alive and almost uninjured. The snow covered the cabin to a depth of from six to eight feet, and was so solid that it was with difficulty it was removed. The bodies of the unfortunate couple, who were only recently married, and whose honeymoon was so summarily nipped in the bud, were placed upon the train and started for this city, where they arrived last evening and were taken charge of by friends.

A short time after the developments already related it became known that a miner by the name of Thorstrom, a brother of the one who witnessed the destruction of the Patterson cabin, was missing. He had been on a visit at one of the cabins in the Empire Gulch the evening previous, and started back to Park City about 8 p. m., but as he had not arrived, it was feared that he had been buried in a smaller slide which had occurred at a point lower down the gulch than the one already mentioned. Investigation proved that these fears were only too well founded, for the large force of men who immediately set to work to search for his body, succeeded in finding it about 4 p. m., cold and stiff, beneath the snow. He is said to have a wife and a number of children in Sweden, his native country.

These fatalities almost caused a panic among the residents of exposed places in that region, many of whom hastened to remove their families and effects into the town. A thick coat of snow is on the ground and more is falling, and it is not improbable that other slides may be heard of soon in that region.

THE COLLIN EXAMINATION.

A LONG AND TEDIOUS ATTEMPT TO FIND MCMURRIN—WHAT THE WITNESSES DON'T KNOW OF THE SHOOTING.

The preliminary examination in the case of Deputy H. F. Collin, which was set for yesterday afternoon, was postponed until this morning. The room in the Wasatch Block in which the examination before Commissioner McKay was held, was filled with the large number of witnesses subpoenaed in the case. J. L. Rawlins appeared for the defendant, and District Attorney Dickson conducted the examination for the prosecution, which was characterized by a remarkable tameness as compared with his efforts when a pet deputy was not the accused. The cross-examination by Mr. Rawlins took a very broad scope, and the whole proceeding, thus far, as will be seen by the evidence, had very little relation to the defendant, being more in the nature of an effort to find out where McMurrin was, where he got the hat he wore on the night of the shooting, and what admissions he might have made to his wife, than to learn what the witnesses knew of the shooting.

Alfies Young was the first witness. He testified to having heard five shots; two were indistinct, the other three clear; witness picked up a hat, which he delivered to the City Marshal; knew somebody was shot, and heard it was Jos. W. McMurrin.

Mrs. Jos. W. McMurrin was next called. Her husband, Jos. W. McMurrin, left home about 4 p. m., on the night of the shooting, Nov. 28; she saw him after the shooting, about 8 p. m. He was wounded twice, in the stomach. On Dec. 23 she last saw her husband; he was still suffering from the wound; walked out of the door himself; did not know where he was going, nor where he was; had not inquired for him, as she did not know of whom to inquire.

Cross-examined by Mr. Rawlins—On Nov. 28 her husband left home at the usual time; he was watchman at the Tithing Office, and generally returned home about 3 a. m.; he made no special remarks before leaving home that evening; he wore a grayish suit of clothes, and stiff hat; when at work he changed his hat, wearing a soft felt hat, which he had purchased two or three weeks prior to the date of the shooting; he did not carry the hat home, except just after it was purchased, that witness knew of; he had been employed at the Tithing Office about two years; the soft hat was comparatively new; thought it was a black hat; witness had seen her husband when on duty at the Tithing office; did not know what his specific duty was; he was watchman, outside and inside; the hat was purchased for use at work; witness had been through part of the buildings, some of the cellar doors being low; prior to last spring he had worn a stiff hat; did not know where the new hat was bought or what it cost; he wore the hat when he went away last December; when at work he went on duty about 6 p. m.; witness expected her husband was going on duty the night of the shooting; had no other intimation; he went alone; made no statement about going to meet anyone; when he went to meeting he would tell her next day, except when going to

a Seventies' meeting, which she knew of beforehand; he sometimes went to other meetings, but she did not know of his going when leaving home; prior to his leaving home last December, he had been sitting up daily for about two weeks; he had never been outside, being too feeble; the physician regularly attended him; his condition was regarded as critical; he had suffered acute pains the day prior to leaving, which the doctor considered dangerous; did not know why her husband left; he gave no reason for going; had had no communication with him; he left entirely alone; had been visited by a number of persons; did not know who visited him the day he left; her husband had been summoned as a witness about five days before his departure, to appear the day subsequent to his leaving; he was not able to go to court, and not, in fact, to leave the house; the marshal had been informed of McMurrin's inability to attend; witness had had no communication with her husband since he left; she believed he would get well; did not know which way he went; did not follow him; she asked where he was going, he said he did not know, but would write when he got to his journey's end; she had as yet received no letter; and did not have any intimation as to her husband's reason for leaving home, except that he was not well enough to come to court; this she supposed was the reason; she did not advise him to go away; he did not consult with her; she told him she thought it was dangerous; if he thought it best she considered he knew better than her; he did not say anything about being charged with an offense in connection with the shooting; did not say to her that he shot at Collin; he said they ran into each other in the alleyway.

Mr. Dickson objected to this cross-examination as improper.

Commissioner McKay overruled the objection.

Cross-examination of Mrs. McMurrin continued—Her husband's version was the same as the deposition, except that he did not say he ever shot at Collin; he struck at Collin, but did not know whether he hit him or not; witness was not present at the City Hall when the deposition was made; she read the account of the shooting to him, the next morning; his condition was very low; he made no statement concerning returning Collin's fire; never had that matter brought to his attention; he and Collin had run into each other; she did not hear of his returning the fire until it was published in the papers, when he stated it was incorrect; this was prior to his departure on Dec. 28, as she had not seen him since; witness heard of Collin's being released on bail; saw it in the News; her husband denied having shot at Collin; made no explanation in regard to his dying statement; in speaking of the affair in the alleyway, her husband said not a word passed between the two; he struck at Collin when they ran against each other, but had no weapon in his hand; he carried weapons, a revolver and a club or billy; he told witness he had struck with his hand, or fist.

The Commissioner here checked the cross-examination as being improper and carried too far; it had been allowed so as to get at McMurrin's explanation of the case, but as the latter was not a defendant, and the testimony was hearsay, it was incompetent.

Re-direct, by Mr. Dickson—Her husband left in the evening, after dark; she knew about five p. m. that he was going away; heard people say they thought it would be better for him to leave; did not remember who said this; did not hear Royal B. Young suggest it; did not hear the reasons suggested, except that he could not stand the examination; he went out of the door alone; she saw no one; that was the first time he had left the house, and he was very weak; Dr. Benedict had not been there since; Dr. Young called next day to see him; witness felt anxious for his welfare at the time; had not heard from him since; he had worn the hat when he went away; witness did not know who brought it to the house; did not hear her husband say why he was in the alleyway; there was no one with him; had not heard her husband converse with anyone about the matter.

Recross-examined—The hat was a comparatively new one; did not know whether it was brought from the City Hall or not; had heard no inquiries about it; his other hat was at the Tithing Office on the night of the shooting, and was now at home; did not know when it came; did not know what size of hat her husband wore; after her husband departed, Capt. Greenman called, and witness said she thought it better for her husband to leave, as he might be arrested and could not get a fair trial; she had not advised him to go.

Joseph McMurrin was sworn. He was father of Joseph W. McMurrin, and worked at the Tithing Office; saw his son in the forenoon, before he left; did not see him that evening; learned that he had gone from his wife; was very much surprised, and considered it a very unsafe movement; had not heard from him; did not hear anyone advise him to leave, or know whether he had since been attended by a physician.

Cross-examined by Mr. Rawlins—Did not know the date; heard that his son had left, the same evening that he went away.

Mrs. McMurrin was called and testified that she was Joseph W. McMurrin's mother; saw him about 4 p. m. the day he left; did not know he was going; saw him sitting up; he seemed

very feeble; did not know until next day that he had left, and was very much surprised, being afraid he would die; had not seen or heard of him since, as she did not know where to inquire; did not know how to get to see him.

Cross-examined by Mr. Rawlins—Had not heard of her son since; when he first went she thought he would die.

In answer to Mr. Dickson, Mrs. J. W. McMurrin stated she had one sister, Mrs. M. J. Smith, who lived near her.

Recess was then taken until 1:30 p. m.

Mrs. Vilate Fowler was the first witness called this afternoon and testified that she passed through the alley about five minutes before the shooting; saw a large man in a brown overcoat, standing in the alley; she did not recognize him; saw two others farther up the alley; they were strangers to her; the first man was larger than Collin; did not know Collin.

Mrs. Charles Millard testified she heard five shots, three sounded as though muffled, and two were quite plain; she saw no one in the alley; heard a man call, but did not understand what was said; heard no one running away; never saw anybody standing in the alley.

Mrs. Clayton was called for, but not being present, a writ of attachment was issued for her.

Fred. Fowler, aged 7 years, was called. He remembered the night of the shooting; went in the alleyway with his mother, and into Mr. Mix's house; saw three men in the alleyway, one near the Social Hall, on the north side, facing north; there were two others farther on, standing close together.

Mrs. Clayton, having arrived, was sworn and testified that she lived on North Temple Street; was a widow; knew the Social Hall; was not in the alleyway or near the Social Hall on the night of the shooting; heard shots about 11 p. m., but not near the Social Hall; lived in the 17th Ward; had not stated she heard anything of the shooting near the Social Hall.

Wm. Clayton testified that he lived in the 20th Ward; was passing in the street near the Social Hall when the shooting took place; heard five shots, two, then three; saw two persons come out of the alleyway immediately after the shooting, and go north, then across the street; he then went on, not thinking there was anything wrong; did not know either of the men; they were of medium height.

George W. Davis testified that he lived in the alley near the Social Hall; heard the shooting on the night of Nov. 28; there were five shots, the two first were muffled, the other three distinct; had passed through the alley a few minutes before the shooting, and saw three men enter the alley; then returned to his house for his wife, and while in the house heard the firing; thought one of the men was Mr. Collin; was not sure; the men were just entering the alley; saw no lights in the Social Hall; the three men were following each other; a tall man was in front; the last of the three he supposed to be Collin; heard afterward that Collin lived in the alley; did not know Collin, but supposed it was him from the description; did not have an idea who the other two were; saw a man in the alley afterward, whom he thought had been the centre one of the three, apparently watching the door; he was looking northwest, almost facing witness, who passed within ten feet; his little boy called attention to him; witness took no particular notice; this was about ten minutes before the shooting; he did not go out immediately; heard no exclamation; his wife heard two men running away. Witness did not know Collin; did not know that it was Collin who was there; only judged from the description; he had on dark hat and gray or drab overcoat; passed him in the alley; the man was about the build and size of Collin; did not remember at present who described Collin; there were a number of them; did not know how long this was after the shooting. Believed the man he saw was Collin.

The examination was in progress when we went to press, and was not likely to reach a conclusion to-day.

FROM SATURDAY'S DAILY, JAN. 23

Witness Fined.—This morning one of the witnesses in the Collin case, Abraham Hunter, was not present when his name was called, and an attachment was issued and served on Hunter, while the latter was coming to the court. Hunter explained that he had no intention of contempt, but was fined the costs of the attachment, \$4.50—a high priced process.

No Further Danger.—The diphtheria in the 19th Ward having abated to such an extent that there is no further danger of infection apprehended, it has been decided to recommence the Sunday school of the ward to-morrow morning, which has been suspended during the prevalence of the contagion. There is also some prospect of the day school being reopened within a few days.

Who is the Sender?—Alfred W. Roberts, district auditor for the Herefordshire and Monmouthshire audit district, whose address is Vasa Villas, Castle Hill, Hereford, England, writes to us to inquire who it is that has lately been sending him the DESERET NEWS, as he has a desire to write to the sender and thank him for his kindness. We are unable to give the information, but perhaps this notice will

meet the eye of the person who has been sending the silent missionary to the address mentioned, in which case he will doubtless make himself known.

The Yearian Prohibition Protesting.—This morning being the time set under the order requiring Justice Speirs to show why he should not be restrained from trying the cases of those charged with resorting to houses of ill-fame for lewdness, the question was taken up. P. L. Williams, who has appeared for Yearian, was not present, but J. R. McBride appeared instead. LeGrande Young represented Judge Speirs, and occupied this morning's session with his argument in the case. He held that the Territorial Supreme Court had no original right to issue a writ of prohibition in these cases; that the statute gave the justice's court jurisdiction; that the petitioner's remedy was by appeal to the higher court, after a hearing, and was adequate; and that the proceedings for writ of prohibition were improper, and should not be allowed.

This afternoon Judge McBride contended that the justice's court had no jurisdiction in this class of cases. The right of appeal, he claimed, did not provide an adequate remedy; it might relieve the petitioner of the consequences, but did not protect him from suffering the exposure of an examination in the justice's court.

A CHARGE OF BRIBERY.

N. V. JONES AND FRANK TRESEDER ARRAIGNED BEFORE MCKAY, CHARGED WITH ATTEMPTING TO BRIBE DEPUTY FRANKS.

Just after the News went to press yesterday, a report was received that N. V. Jones had been arrested, and inquiry soon proved that it was correct. He and Frank Treseder being arraigned before Commissioner McKay, the complaint upon which the warrant was sworn out, and which was signed by Marshal Ireland, charging them with attempting to bribe Deputy Marshal J. W. Franks, by offering to pay him \$100 per month to give information in regard to all legal processes issued against "Mormons" for polygamy or unlawful cohabitation, and alleging that Franks had been paid \$50 on account.

Treseder plead "not guilty" and Mr. Jones said he preferred to reserve his plea and asked the privilege of giving bail.

U. S. District Attorney Dickson remarked that the charge against the defendants was a grave one and suggested that the bail be fixed at \$2,000, and Commissioner McKay proceeded to act upon the suggestion, asking Mr. Jones incidentally at what time he would be ready for a hearing.

Mr. Jones replied that he would be ready at any time, but, as the grand jury was now in session he would prefer to go directly before that body instead of being examined before the Commissioner, as in the event of his being bound over it would simply be going over the same ground twice.

Mr. Dickson just then called the Commissioner's attention to the law, and the latter immediately raised the bonds, placing Mr. Jones' at \$10,000, and Treseder's at \$5,000.

Messrs. John K. Winder and A. H. Raleigh were accepted as sureties for Mr. Jones; Treseder, not being able to find bondsmen, was taken to the Penitentiary.

Mr. Jones declines to make any statement for publication, preferring to let the parties do the talking for the present who have brought the charge against him; but his manner certainly indicates, as does his unblemished reputation also, that he will be able to disprove any charge of dishonorable dealing upon which he may be arraigned.

THE COLLIN EXAMINATION.

MCMURRIN NOT THE ONLY WITNESS MISSING—MRS. MIX AND SON AND MRS. COLLIN AND SON "OUT OF TOWN"—M'NICEE SAYS THERE WAS A PLOT TO ASSASSINATE.

BENEDICT GUESSES AS TO MCMURRIN'S WHEREABOUTS—THE HOLES IN COLLIN'S CLOTHING.

After the close of our report yesterday, Geo. W. Davis testified that the first of the three men he saw was about as tall as Marshal Phillips, of medium build and middle-aged, didn't know whether he had a beard or not, nor whether his overcoat was light or dark; or the color of the hat worn; did not see the man afterwards; the second man was about 5½ feet high; think he had an overcoat on; never saw Collin to know him until to-day. Dr. J. M. Benedict was then called and testified. He was called to attend Jos. W. McMurrin; first saw him, on the night the shooting took place, inside of a gate immediately north of the Social Hall; did not examine his wounds until he was taken to the City Hall; this was about 7 o'clock; he was suffering from two wounds a little to the right of the line of the body; think one ball went straight through the body; the other was 1½ inches above—both on the right side of the line of the body. Witness described appearance of McMurrin; last saw McMurrin on December 28th, about noon; his condition was dangerous; he was able to sit up a few minutes at a time; didn't think he was able to walk; did not think he