

THE DESERET NEWS.

TRUTH AND LIBERTY.

No. 41.

Salt Lake City, U. T., Wednesday, October 24. 1888.

Vol. XXXVII.

ESTABLISHED 1850.

DESERET NEWS:

WEEKLY.

PUBLISHED EVERY WEDNESDAY.

One Copy, one year, with Postage, \$2 50
Six months, 1 50
Three months, .80

DESERET NEWS:

SEMI-WEEKLY.

PUBLISHED EVERY TUESDAY AND SATURDAY

One Copy, one year, with Postage, \$3 00
Six months, 1 75
Three months, 1 00

EVENING NEWS:

Published every Evening, except Sunday.

One Copy, one year, with Postage, \$10 00
Six months, 5 00
Three months, 2 50

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PUBLISHED BY

THE DESERET NEWS CO.,
SALT LAKE CITY, UTAH.

FROM TUESDAY'S DAILY, OCT. 16.

Health Improving.

By latest from Indian Territory we learn that the health of Elder Lorin Woolley, who has been afflicted with chills and fever, is steadily improving. Elder J. W. Ashton has also been afflicted with the same complaint, but his sickness is not so severe or serious.

Suicide at Sandy.

Yesterday afternoon a young man named L. Hoscroft committed suicide at Sandy, by hanging. No reason was assigned for the deed. When his wife last saw him, about 2 p. m., there was nothing to lead her to believe that he contemplated such a rash act. Three hours later he was found dead in a shed, with a strap around the neck. The deceased was about 30 years of age, and had been married six or seven years. Coroner Taylor went down to Sandy today to hold an inquest, at which some additional facts may be learned.

First District Court.

The following cases were heard before Judge Judd yesterday, at Provo: United States vs. Soren C. Thygeson; adultery; plea of not guilty. John H. Rodgers, Jens Nielsen, Hans C. Jensen, Christian H. Carlsen, and Hans R. Reusen were admitted to citizenship.

United States vs. Gustave Tornberg; adultery; plea of not guilty.

People vs. Chas. Baker and A. Caldwell; grand larceny; plea of not guilty.

Richard R. Steele vs. S. H. Boley; demurrer to answer sustained; twenty days given in which to amend.

United States vs. Albert Haws; unlawful cohabitation; plea changed to guilty. To be sentenced on the 26th of November. An indictment for adultery against the defendant was resubmitted to the grand jury.

People vs. Wm. Gillies alias Samuel Young; grand larceny; trial, after the evidence and arguments had gone to the jury, the latter were dismissed till this morning.

Lucy A. Gee vs. Erasmus Gee; divorce; order for decree.

United States vs. John P. Alfred; unlawful cohabitation; plea of not guilty; continued for the term.

United States vs. Alfred Turner; unlawful cohabitation; plea of not guilty.

F. Anerbach & Co. vs. Southworth & Sons; order discharging receiver.

United States vs. Olof J. Anderson; unlawful cohabitation; October 16 to plead.

Spanish Fork vs. Thomas Jarvis; submitted on briefs.

United States vs. Magdalene Kemp; fornication; plea of not guilty; continued for the term.

TWO MOTHERS.

Habeas Corpus Proceedings for the Possession of a Child.

Today a peculiar case came up before Judge Boreman, who is assisting Judge Sandford in disposing of business in the Third District Court. The counsel in the case were Zane and Zane—this being the first case in which Judge Zane has appeared—for the plaintiff, and Mr. Dickson for the defense. The proceeding today was for a writ of habeas corpus for the

possession of a child which, as in the case King Solomon adjudicated, has two claimants for the distinction of mother.

There is but little conflict in the evidence given by the contestants for the possession of the little one. Their story in brief is that in October, 1881, a young girl, Anna Petersen, went to the Deseret Hospital, in anticipation of about becoming a mother. Her child was illegitimate, and upon Mrs. Rosa Kenney making application for it, the mother told her she could have it, and that she would never trouble her about it. When the babe was born, October 23d, 1884, Mrs. Kenney took it to her home, and has ever since had possession of it, giving it all necessary care. She has a deep affection for the child, looking upon it as her own, and is exceedingly averse to part with it.

Miss Petersen recovered from her sickness, and went out to work. From time to time she visited her offspring at Mrs. Kenney's, and when the latter asked her for the adoption papers she would not agree to give them. Mrs. Kenney said that if she would give them, and it should happen that she should be married and have no children, she could have the babe back again.

In October, 1885, Miss Petersen was married to George Hansen, and went to Stockton. But she longed for the possession of her child, and was not content with the visits she was able to make to see it. Besides, it was growing to regard her as a stranger, and was calling some other person mother. This state of things led to a demand made last spring, by Mr. and Mrs. Hansen, upon Mrs. Kenney, for the possession of the child. This was refused and suit was instituted. At the time the demand was made, Mrs. Kenney said "You know you cannot love the child as I do," and Mrs. Hansen replied, "I know it, and I would not take it from you if you had not been so mean to me."

In court today the child in dispute—a four-year old boy—was playing about the room all unconscious of the fact that its fate was trembling in the balance. It frequently called Mrs. Kenney "Ma," and was evidently entirely estranged from its actual parent. Who the father of the little one was, did not develop, almost the only reference made to him being the remark made by the mother when she looked at the newborn babe, "It looks just like its father, and I hope I will never see him again."

The case was being argued this afternoon.

THE HOME

Insurance Company's Annual Report and Election.

At 10 a. m. today the stockholders of the Home Fire Insurance Company of Utah held their annual meeting. The voting for officers resulted in the unanimous re-election of all of the old board of directors. A dividend of eight per cent. on the paid-up capital stock was declared. The report of the president is as follows:

SALT LAKE CITY,
Oct. 16, 1888.

To the Stockholders of the Home Fire Insurance Company of Utah:

Gentlemen:—I submit herewith a statement showing the condition of the company at the close of the second fiscal year.

From this it appears that the cash assets amount to \$125,328 97, or \$25,388.97 more than the cash capital stock. We have been favored with an increased patronage, showing the wisdom of passing the dividend last year.

Our total premium receipts were \$11,457.45, compared with \$10,241.65 last year.

This year, as well as last, we received applications for larger sums than the "Home" cared to issue policies for, but, adhering to our plan of last year, we have issued policies for moderate amounts only.

The Board of Directors have declared a dividend payable November 6th, of 4 per cent. on the capital stock, or 8 per cent. on the paid up capital, and after paying this dividend, our net assets will be \$117,388.97 or \$3,817.49 in excess of our assets at the close of last year. Feeling assured that all will be gratified at the increased business and the excellent showing made, I remain,

Yours respectfully,
HEBER J. GRANT,
President.

RESOURCES.	
Z. C. M. I. stock, at par.....	\$50,0 00
Accrued dividend.....	2,500 00
Co-operative Wagon & Machine Co. stock, at par.....	7,500 00
Bills receivable.....	3,331 20
Real estate, Salt Lake.....	10,000 00
Ogden.....	35,000 00
Cash on hand.....	10,097 77
	\$125,328 97
LIABILITIES.	
Cash capital.....	\$100,000 00
Reinsurance Reserve.....	8,000 00
Net surplus.....	17,328 97
	\$125,328 97

FROM WEDNESDAY'S DAILY OCT. 17. 1888

The Inquest.

Coroner Taylor held an inquest yesterday over the remains of Lorenzo G. M. Oseroff, of Sandy. The evidence was conclusive as to his having committed suicide, and the jury found that it was done while the deceased was temporarily insane.

For Larceny.

The preliminary examination of Mrs. Vanderbaker, J. H. Crow and Richard Williams, accused of grand larceny, is set for Oct. 27. Mr. Williams was making efforts today to have a change made in his case, as he claims to be able to prove his innocence, and does not want to remain in jail ten days, being unable to secure bail. The charge is that the defendants stole 15 sheep from Henry Bay of Draper.

Immigration.

By private telegram from Mr. Gibson, Guion & Co.'s agent at New York, it is learned that the company of immigrants on the way left that point yesterday in charge of Elder P. W. Lindelof. They will probably reach this city next Tuesday afternoon on the D. & R. G. regular.

It has been heretofore published that a company would leave Liverpool on Oct. 20th, and that it would be the last of the season. It appears, from information just received, that this arrangement has been abandoned, and instead a company will leave Liverpool on November 10th and another on November 24th, the latter to be the last of the season.

A Poundkeeper's Error.

Justice Burton has disposed of a suit for a mule, brought by Frank E. Chambers against Clinton Brown. Mr. Chambers lost a mule, and the animal was taken up at the Lehi stray pound. The poundkeeper advertised it for sale, and Mr. Brown became the purchaser. The suit was based on the non-compliance with the law of the poundkeeper, in not giving the fifteen days' notice required. The notice was dated August 9, and the sale was made on August 24th, but the publication of the notice did not take place till Aug. 13, on which date the precinct notices were also posted. As a result of this error on the part of the poundkeeper the sale was declared invalid, and Mr. Chambers got the mule back.

Must Pay the Reward.

Yesterday afternoon and today the suit of Chas. E. Warr et al. vs. Louis Cohn et al. was tried in the Third District Court. The case grew out of the circumstances following the drowning of J. D. Farmer, in Great Salt Lake, in 1882. Cohn Brothers offered a reward of \$500 for the recovery of the body, but search at the time failed to discover it. Four years later, however, the Messrs. Warr found the body and claimed the reward. The claim was refused on the ground that the offer was withdrawn by the lapse of time, and only \$25 was paid. On the conclusion of the case today, the jury awarded the remaining \$475 to the parties who discovered Mr. Farmer's body.

Third District Court.

Proceedings before Judge Sandford today:

United States vs. John Irving; unlawful cohabitation; sentence postponed until tomorrow at 2 p. m.

Chas. E. Warr et al. vs. Louis Cohn et al.; jury finds a verdict for plaintiffs for \$475.

Salt Lake City vs. Thomas Hanrahan; assault; case tried before six jurors, by consent, the jury failed to agree, there being four to two for acquittal.

Salt Lake City vs. Julia Eastman; dismissed.

Franklin C. Thurston et al. vs. Herman Hill et al.; on trial before court; F. C. Thurston being dead, the case was proceeded with in the name of the other parties.

\$50,000 Involved.

The suit of F. C. Thurston and others against Herman Hill and others came up in the Third District Court today. The array of legal talent on both sides is formidable. Messrs. C. S. Varian, Sneeks & Rawlins and F. Pierce appearing for the plaintiffs, and Messrs. W. H. Dickson, Marshall & Royle and C. K. Gilchrist for the defendants. The property involved is the estate of the late Moses Thurston, now worth about \$50,000, and consisting of real estate and improvements on East Temple Street, between Third and Fourth South. In August, 1873, Moses Thurston died; in 1877 his wife was appointed administratrix, and in 1881 the estate was settled up by the probate court, and Mrs. Thurston adjudged to be the sole heir and entitled to the property, portions of which she af-

wards sold to Mr. Hill and others. It transpired, however, that Mr. Thurston had relatives in the east, children of his brothers and sisters, and these now lay claim to the property, and have instituted the suit.

Y. M. M. I. A. Elections.

Last evening the Seventeenth Ward Y. M. M. I. A. held its annual election, the following board of officers being selected: President, Zebulon Jacobs; counselors, Frank S. Tingey and Geo. A. Smith; secretary, Ward E. Pack, Jr.; assistant, Arthur F. Barnes; treasurer, George E. Howe; librarian and choir leader, George E. Felt; assistant, C. B. Felt.

The annual election in the Sixth Ward association resulted in the choice of Hugh Watson for president, Frank H. M. Anderson and Stephen H. Love, counselors; Jos. A. Anderson, secretary; Wm. Letham, assistant secretary and librarian; James Poulton, musical director; programme committee, Hugh Watson, F. M. Anderson, S. H. Love, James Poulton, Wm. N. Anderson.

In the Seventh Ward the following were elected: President, Wm. J. Woodbury; counselors, John E. Callister and Chas. H. Hyde; secretary, J. W. Walker; assistant, George H. Wallace; treasurer, Wm. B. Andrew; librarian, F. B. Woodbury; choir leader, W. J. Kelley; assistant, Arthur Day.

FROM THURSDAY'S DAILY, OCT. 18.

C. M. Nokes Sentenced.

Today Charles M. Nokes appeared in the Third District Court, for sentence on a charge of unlawful cohabitation, to which he had pleaded guilty. The judgment of the court was that he be imprisoned in the penitentiary 85 days and pay a fine of \$150.

The "Liberal" Nominee.

Yesterday afternoon the "Liberals" held a convention at Park City, to nominate a candidate for Delegate to Congress. There were two names put up—Robert N. Baskin and P. L. Williams. The first ballot stood: Baskin 80, Williams 23. The nomination of the former was made unanimous. Virulent anti-"Mormon" resolutions were adopted.

Mutual Improvement.

The Tenth Ward Y. M. M. I. A. made a permanent organization last Tuesday night with the following officers: President, S. E. Baxter, counselors, J. B. Strong and J. E. Paul; secretary, Denmore Deman; assistant secretary, A. Ashman; treasurer, Albert Braby.

At the election of officers for the Twenty-first Ward Mutual Improvement Association, last evening, the following were chosen: President, Josiah Burrows; counselors, W. S. Owen and Alma Ash. The remainder of the officers will be elected next Wednesday.

Alleged Forger Arrested.

On Monday evening United States Marshal Dyer received a telegram from the sheriff at Ouray, Colo., asking him to look out for Frank W. Mead, wanted at Ouray for forgery. It was suggested that Mead would sail under the name of Wilson, in receiving letters from his wife. Last night a description of Mead came by mail, and this morning Deputy Franks arrested him as he was getting a letter, addressed to Frank Wilson, from the post office. Mead at first denied his identity, but he finally became convinced that this was useless, and now says that he will return with the Colorado officer, who will be here in a couple of days, without a requisition from the governor.

Monday in Court.

The following cases are set for hearing in the Third District Court, before Judge Boreman, on Monday:

168 Adolph Anderson vs. J. E. Markel et al.; attorneys: Hoge & Burmester and P. L. Williams.

162 Annie S. Cutler, administrator, vs. Chas. B. Lunden; attorneys: Bennett, Kirkpatrick & Bradley and M. M. Kelgho.

85 Bridget Grant vs. M. Shaughnessy; attorneys: Arthur Brown and Hoge & Burmester.

126 Salt Lake City vs. Thomas Hanrahan; attorneys: F. S. Richards and S. H. Lewis.

18 Wm. Groesbeck et al. vs. Thos. Oakley et al.; attorneys: Bennett, Kirkpatrick & Bradley.

29 George C. Staley vs. M. B. Murray et al.; attorneys: Arthur Brown and Hoge & Burmester.

John Irving Sentenced.

In the case of John Irving, of West Jordan, convicted of unlawful cohabitation, Mr. Irving's attorney made a motion in the Third District Court today, for a new trial, on the grounds that the verdict was contrary to the law and the evidence; and errors of law by the court. The motion was overruled. In giving his decision the

court remarked that Mr. Irving's admissions on the witness stand were more damaging to him than was any other testimony; they were enough to convict him.

Mr. Irving was then called for sentence. The court reminded him that he had put the government to the expense of a trial, and leniency could not be shown to any great extent. In consideration of his age, there was some relief, and the sentence was that he be imprisoned in the penitentiary for four and a half months and pay a fine of \$250.

Third District Court.

Proceedings before Judge Sandford today:

United States vs. Chas. M. Nokes; unlawful cohabitation; sentenced to 85 days in the penitentiary and to pay a fine of \$150.

Edward A. Swensen vs. E. N. Rideout; motion for new trial set for Nov. 10.

S. G. Sheldon vs. — Ellison; dismissed.

Franklin C. Thurston et al. vs. Herman Hill et al.; evidence submitted; arguments to be made Nov. 24.

F. C. Thurston et al. vs. C. W. Symons et al.; set for Nov. 22.

Matilda Openshaw vs. Utah & Nevada Railway Co.; motion for new trial denied.

United States vs. John Irving; unlawful cohabitation; motion for new trial overruled; defendant sentenced to pay \$250 fine and be imprisoned four and a half months.

Court took a recess till 4 p. m., which time was set for passing judgment upon O. C. Ormsby for unlawful cohabitation.

First District Court.

Proceedings at Provo, yesterday, before Judge Judd:

United States vs. James P. Hansen; unlawful cohabitation; trial; jury could not agree upon a verdict and were discharged; the case continued for the term.

United States vs. Richard Jenkins; unlawful cohabitation and adultery; plea of not guilty.

People vs. Wm. Broadhead; misdemeanor; plea of not guilty.

United States vs. Henry Saunders; unlawful cohabitation; plea of not guilty withdrawn; plea of guilty entered and sentence set for Oct. 20.

Business transacted by Judge Henderson, at Ogden, yesterday:

The case of J. P. Emerson vs. W. C. Hestmark was taken up and disposed of, the jury bringing in a verdict in favor of defendant, no cause of action.

In the suit of A. C. Reno vs. M. H. Beardsley an order was entered allowing an amended complaint to be filed and defendant given twenty days in which to answer.

The case of David H. Jenkins vs. John Martin, concerning a tract of disputed land, was put on trial, but was not concluded before adjournment.

New Railway Company.

Yesterday afternoon the Summit County Railway and Transportation Company was organized in this city. The subscribers are: Ben. Wood, 10 shares; L. C. Karkick 1; Louis Seckels 10; Nathan Sears 1; J. C. Bowring 1; Chester Howe 1; Theodore Brough 1; Jas. E. Fulton 365; M. L. Sproat 10; Robert Gardner 50; A. G. Best 10; total 460. The capital stock of \$1,000,000, is divided into shares of \$100 each. It is estimated that the road will cost about \$800,000, and is to begin at a point in the city of Coalville, west of the present line of the Union Pacific Railway, and running in the most feasible and practical route, which is to be determined upon by the engineers of said company, northeasterly up Chalk Creek to the southwest corner of Wyoming Territory, being a distance of about twenty-five miles, with the following divergencies: First—commencing at a point about six miles from Coalville on the main line and running up the south fork of Chalk Creek in a southeasterly direction, a distance of about six miles. Second—From main line at a point about ten miles from Coalville, and running in a northerly direction about ten miles up the stream (a branch of Chalk Creek.) Third—From main line at a point about fourteen miles from Coalville and running about five miles in a southerly direction up the creek to a point near Thomas Welch's saw mill, making in all about forty-six miles. The directors are M. L. Sproat, J. E. Fulton, Ben. Wood, L. C. Karkick and Chester Howe.

Albuquerque, N. M., Oct. 15.—

The dead body of Harry Rogers was brought in from Callender, on the Atlantic & Pacific Railroad today. He was a freight brakeman, and while the train was going at a rapid rate, he lost his balance and fell headlong from a box car, striking a large stone, mashing his head. The railroad company have agreed to furnish transportation for his remains to his parents at Harrisburg, Pa.