THE SUPREME COURT.

An Appeal By the Salt Lake Rapid Transit Company

IN THE RILEY DAMAGE SUIT.

Fire Insurance Companies and Their Customers: The Norwich Union Enters a Protest.

This has been another light day in the Territorial supreme court. There were no opinions forthcoming, and only two cases for argument.

RAILROAD COMPANY'S APPEAL.

The first case up was that of Julian Riley, plaintiff and respondent, represented by Judge Henderson, vs. the Salt Lake Rapid Transit company, defendants and appellants, for whom Judge Marshall appeared.

Appeal from Third district—Judge Zane.

Riley brought suit in the court below to recover $10,000 damages for the death of his 7-year-old son, alleged to have been caused by the negligence of the defendant company's employees. The present appeal is from the judgment in plaintiff's favor for $5,000 and from the order overruling a motion for a new trial.

On June 14th, 1892, Riley's child was about to cross the roadway on Fourth South street, near its junction with Second East, when he was knocked down by a passing car and instantly killed. It is alleged that the car was running at a much greater speed than that limited by the ordinance, that no bell was sounded nor other warning given, and this is the negligence attributed. On the other hand, the defendants deny all this and aver contributory negligence on the part of the plaintiff.

A FIRE INSURANCE CO'S APPEAL.

There was only one other case down for argument today—Perry C. West, plaintiff and respondent, vs. the Norwich Union Fire Insurance society, defendant and appellant.

Appeal from Fourth district—Judge Miner.

Evans and Rogers and A. G. Ross for the appellant; U. H. Pace and O. M. Leonard for the respondent.

Plaintiff in February, 1892, of Ogden, rented certain premises on Grant Avenue with the defendants for the sum of $2,000. On March 25th the house and its contents were destroyed by fire, but upon their policies in the $2,000 claim there was no satisfactory response. In their answer the defendants entered an almost general denial to the allegations set forth in the complaint, and allege that in violation of the laws of the policy the building in question stood upon mined ground, that the personal effects within the dwelling were unlawfully covered by a chattel mortgage, and that plaintiff concealed these facts from the society, whereby the policy became void. It was also contended that plaintiff violated the terms of the policy by insuring in another company, permission for which was not indorsed on the policy issued by the Norwich.

The jury on the trial found for the plaintiff, assessing the damages at $1,900 and $93.72 costs. From this judgment and the court's order overruling a motion for a new trial this appeal is taken.

For the Fourth of July.

The Union Pacific has announced a round trip rate of one fare to all points in Utah and any point on the company's system within 200 miles for the Fourth of July. The selling dates are for 3rd and 4th and the limit of return July 5th.

AMUSEMENTS.

THE HUGUENOTS was played at the Theatre last night before a small audience as to numbers; a fair one as to results. Tonight Mr. Holmes gives his first performance of the celebrated Comedy of Errors.

THE WANDERING BOY, a stirring melodrama well known in this city, will be staging to good houses at the Lyceum.

Probate Court.

There was very little doing before Judge Blair in the probate court today.

In the matter of the estate of David O. Calder, deceased, hearing was had on final account and petition for distribution. An order was made allowing the account and decree of distribution was also entered.

In reference to the adoption of Elsie May Bumgreen, hearing was had on petition of Mr. and Mrs. Davis, both of whom were sworn and examined and a decree of adoption, by them, was granted.

A New Newspaper Venture.

The Tooele county *Transcript* is the name of a new weekly newspaper that will appear in Tooele City tomorrow morning. It is a 7-column sheet, four pages, and will be its proprietor and publisher announces, independent, but outspoken, on politics, as well as newsy in general. The people of Tooele county, he says, have given the new venture very cordial support thus far and he thinks there is no reason why it should not succeed. Mr. N. W. Mackey, a workman in Salt Lake mine pleasure, is at its head and promises to give his readers value received for all investments made with him.

SUMMER SCHOOL.

The Fourth Day Session at the Utah University.

The summer school resumed its usual work this morning with more new members in attendance.

In Latin, Prof. Cummings took up nouns in the second declension, and adjectives in the first and second declensions, and gave a thorough drill on these two parts of speech. The conjugation of the verb esse was also introduced. Translations from the Latin into English, and the verse, form a part of each daily lesson.

Participial constructions were made the subject of the lesson in animal grammar by Prof. Cummings, the class having read some profitable discussions upon the subject.

The lesson in chemistry was confined to chlorine and ozone. A variety of experiments was introduced by Professor Marshall explaining the methods and use of manifolds, the "exploding" combustion and the analysis of water and air samples.

The class in rhetoric considered the lesson in English grammar, by continuing from the hours of yesterday the subject of analogism, and discussing its analogic unity.

In United States history, Prof. Mattson devoted the hour to a treatise of the government of the country, showing its supremacy in some respects to the territorial government of the present day.

In the subject of botany, the following topics were discussed in the class under the direction of Prof. Stewart:

(1) Historical facts in the education of Christ, Bacon, Locke and Franklin; (2) physics and chemistry questions of thought; (3) give an outline of the child's range of knowledge up to time he enters school; (4) what is your criticism of Hopkins educational (5) what are Commager contributions to the science of education? (6) what is the extent and character of a child's knowledge the first three years, and what instincts did he use in obtaining it?

In psychology the subject of association was continued by considering touch, taste, smell, seeing, hearing and the sense of muscular sense, which physiologists, physicists and psychologists. This subject was also treated by Prof. Stewart, who likewise conducted the class in arithmetic, giving an unusually excellent treatment of fractions.

Miss Rutherford's work in French was as follows: (1) Conversation in French on lesson given; (2) reading in French in selections from English written on the board on the board; (3) principles of grammar drawn from study of the text; (4) sight reading.

In drawing, Miss Rutherford gave illustrations of botany for primary grades, representations of fruit, vegetables, seeds, leaves and trees being drawn on the board.

In geometry, Prof. Tolmie's class continued the demonstrations of proportions. In the size division in the study of algebra, multiplication of polynomials was treated, the second division dealing with the simplifying of radicals.

Statistical Reports.

The Bishops and clerks of the various wards in the Salt Lake Stake of Zion are again requested to have their statistical reports for the six months ending June 30th, 1894, ready to present at the next Priesthood meeting, July 7th. It is hoped that these reports will be perfect in every detail, showing the total number of baptisms, total deaths, and the number during the six months past.

JAMES D. STILLING,
Clerk of Stake.

Stake Reports.

The presidents and secretaries of the following Stake organizations are requested to see that their reports for the six months ending June 30th, 1894, are ready as soon as possible after that date—The High Priests, Elders, Relief societies, Sabbath schools, Young Men's Mutual Improvement associations, Young Ladies' Mutual Improvement associations and the Primary associations. It is hoped these reports will be perfect in every particular. JAMES D. STILLING,
Clerk of Stake.

At Saltair Today.

The officers, members and friends of the Fourteenth ward Sunday school are enjoying themselves at Saltair today.

Tomorrow the O.D.I. Fellows will have their annual outing to the same resort. They have an interesting program for the occasion.

Strawberry Festival.

The Seventh ward choir will give a strawberry festival tonight, commencing at 8 o'clock, in the ward meeting house, for the benefit of the choir. A splendid musical program has been arranged to precede the feasting, after which dancing will be the order. A good time is expected, and an invitation is extended by the choir to its friends.

Change of Appointment.

(Deseret News, June 26.)

In the list of appointments published in the *Star* of May 19, it was stated that Elder George Spencer has been appointed to labor in the Newcastle Conference. This was changed to the Netherlands Mission, to which place he proceeded direct from Liverpool.

Land Office.

The following filings were made in the land office under date of June 26:

Annie C. Hansen, of Collinston, Box Elder county, desert entry of the southwest quarter of section 14, township 12 north, range 2 west.

Andrew Anderson, of Collinston, Box Elder county, homestead entry of the northwest quarter of section 14, township 12 north, range 2 west.

Walter S. Cresson, of Logan, Cache county, homestead entry of the west half of the southwest quarter, the northeast quarter of the southwest quarter and the southwest quarter of the northwest quarter of section 24, township 9 north, range 1 east.

William H. White, of Beaver county, final proof of desert entry of the northeast quarter of the northwest quarter of section 17, township 27 south, range 7 west.

Oscar N. Ryan, of Kanosh, Box Elder county, final payment on homestead entry of the southeast quarter of the northwest quarter of section 29, township 12 north, range 11 west.

The following filing was made in the land office under date of June 27:

Louis Anderson, of Mapleton, Utah county, homestead entry of the southwest quarter of the northwest quarter, and the west half of the southeast quarter of section 18, and the southeast quarter of the southeast quarter of section 13, township 10 south, range 3 east.

STRUCK BY LIGHTNING.

Wm. D. Mitchell, of Parowan, Buried to the Grimd.

His Unusual Sentence Legacy—Funeral of the Executive Clerk—Interesting Data Secured.

(Special to the News from Parowan.)

PAROWAN, Utah, June 25.—A heavy electric storm passed over this city about 7 p.m. yesterday, the accompanying energy by the bolts lightning. One was the complete overturning of a fine old tree, while the other counted in another part of town, the object being a stately Russian apple and power to Parowan, Wm. D. Mitchell. This gentleman was buried to the ground while walking towards his home.

A seven-inch was enclosed to his system, the effects of which he will seek for nothing without is expected to return his recovery.

Some very pleasant and unofficial showers followed during the night.

"A Runaway."

A new adaptation of the term was making a commotion by an East Temple street today. Two of the unfurnished horses were standing together when a one-horse buggy came along the street at a very rapid rate. The drivers are unknown.

Yesterday's Races.

The race which commenced under unfavorable conditions, as mentioned in the News last evening, was, all things considered, very good. The attendance was fair and the race was satisfactory when allowance is made for the heavy track and weather.

The three minute pacing race was the first and the horses entered for it were Dan, Lady A., Dixie L., Pasadena and Little Joe. Time was 2:19.

The 2:21 trot—In this race the horses entered were Hamilton Tuson, Mac Fisher and Alameda. Time were 2:18, 2:18 and 2:20.

In the running race, half mile and repeat, Gilding won the race.

Fourteenth Ward Democrats.

A meeting of the Fourteenth ward Democrats is called for tonight to be held in the Gospel Hall in the Wasatch building. President Barrett is anxious for a numerous attendance, and wishes every member of the society to be present at 8 o'clock sharp.

Home From a Mission.

Elder Truman H. Barlow, of Bountiful, Davis county, called at the News today. He returned yesterday from a mission to the Northern States, to which he left May 18, 1892. His field of labor was in Louisiana. A portion of the time, particularly the past four months, his health has not been good, though he was not incapacitated from discharging his missionary duties. He was well treated by the people generally, and made many friends. There is a general feeling of indifference to the Gospel in the country where he labored.

On his way home Elder Barlow visited Independence, Missouri, where he met the President of the Northern states mission, Elder Stout. He also met Mr. C. A. Hall, the ex-president of the Hedrickite church, who, with his family and others, were interesting to be baptized into the Church on Saturday, the day after Elder Barlow left for home.

Our Financial Country.

(Financial Press, June 26.)

The European mails was received a paper and no news was quiet general of the news. Taking the Bank Statement, we proceed to the usual circle:

"Are your papers ready?"

"Positively so!" was the reply. "This country is noted for its excellent newspapers, its educational facilities, its love of peace, the——"

"Ah, thank you!"

The horses began to pull.

"The Pennsylvania coliers fire on the enemy. Is that true?"

Clerk: "Yes, sir, you see——"

"The South Carolina troops shouldered their arms in the presence of the enemy——"

"That is also true, sir——"

"The Colorado troops have massed in the enemy's front——"

"Yes, you see, Governor Waite——"

"General McKinley has ordered the Ohio troops——"

"Certainly, sir. The strike——"

"Governor Hogg has ordered the Texas troops under arms——"

"That, sir, is because——"

"Blood flowed in Illinois——"

"All because of——"

"Forty-four killed in New Mexico, twenty in Pennsylvania, four in Illinois, three in Kansas—say?"

"Well?"

"How long has this country been at war?"

Clerk—"Why, sir, he—er—Hazen is ready, sir! Right this way, sir!"

PISANITE FOR A BIRD.

AN ALASKA BAYER THAT WAS STOLEN BY ASHES.

(Salt Lake Tribune.)

Dick Willoughby tells an amusing incident that happened to him recently at Pinder bay. He was driving a tunnel on a ledge back of his cabin, and was in the habit of heating a stick of giant powder on a rock in a convenient place for the mouth of the tunnel to draw out. On several occasions when he went to get his powder it had disappeared, and he was at a loss to account for it.

Dick mounted to lay for the thief. He put the stick of powder in its usual place, and had waited but a short time when he saw a raven come out of a tree and swoop down upon the explosive. The bird flew to the rough taper work until it could get at the powder, then began to gnawing down it. The stick had nearly disappeared, when Dick thought it time to arrange his fuse, and was in the act of raising his rifle, when the raven gave a great jump and came to the ground.

The raven pounced on a tree and Dick drew a bead and he drew. Instead of bringing the report of the gun, there was not a little startled at seeing quite a stick and heating a second and louder report, while the air was filled with small bits of raven meat and feathers. After the smoke of battle had cleared away, all that Dick could find of that raven to bury was one wing and a bunch of black feathers. The stick of the bird pecking through the brush only had exploded the powder and saved his life.

COMMERCIAL.

SALT LAKE HERALD BUREAU.

Today's [illegible] amounts to [illegible]. Same day last year $[illegible].

SILVER'S QUOTATIONS.

New York—[illegible] bid, $[illegible]. London—[illegible].

WOOL AND WOOLGOODS.

Wells, Fargo & Co. received today: Paris, [illegible]. W. A. McCandless received today: Boston, [illegible]. Total, $7,000.

T. R. Jones & Co. received today: Omaha, $14,000.

REAL ESTATE

[illegible]

STOCKS AND BONDS

NEW YORK STOCKS

[illegible]

BOSTON STOCKS

[illegible]

SILVER.

[illegible]

[illegible]

The Perfume of Violets

NEW EDITION OF THE LATTER-DAY SAINTS' HYMN BOOK

For sale by the Deseret News Pub. Co.

PRICES: 50c TO $1.65.

SUNOL!

ROBERT SONNER

Exploitating the shoing of Sunol with the Putnam Nail.

Ehl Morrow

The Putnam Nail is the only extensively Hot-Forged and Hammer-Pointed nail.

Look in your smith's shoeing box, if the nails have smooth edges for the whole length they are the PUTNAM, for they are Hammer-Pointed and are not sheared.

PUTNAM NAIL CO.,
Kennedy, Boston, Mass.
For Sale by J. C. M. I. and Branch Houses.

YOUNG AMERICA
Don't Forget the Fourth.
Fireworks Galore
With Shows by
SPENCER & WINCH CO.
Leaders in Fireworks, 124 Main St.
Prices for everybody.

EXCURSION RATES
Via the Union Pacific

Excursion tickets will be sold by the Union Pacific on June 3 and 4 and good for return until July 5th.

FOR JULY 4TH.

Excursion Rates Via U. P. Union Pacific

On July 3rd and 4th the Union Pacific will sell excursion tickets to any point within 200 miles at rate of one fare for round trip. Good returning until July 5th.

CELEBRATE
With
Fire Crackers
Given
Away
SPENCER & WINCH CO.,
Leaders in Fireworks, 124 Main St.

FOR 4TH OF JULY EXCURSIONS
Over the Union Pacific.

On July 3rd and 4th the Union Pacific will be sold by the Union Pacific to any point within 200 miles, at one fare, good for return until July 5th.

Boys and Girls,
Don't Forget the
Fireworks
Fire crackers,
Torpedoes,
Colored Candles,
and any Quantity
Given Away
For Every Cent Purchase of 50 cts.
SPENCER & WINCH CO.

MAKE YOURSELF A
MINE FOREMAN,
Mechanical Mining Engineer, Graduate Boston, Mass. Technical School of Mines, Practical Miner, Mine Foreman, Mine Superintendent, Mining Engineer, Mining Expert, Mining Broker, Mining Promoter, Mining Stock Dealer, Mining Director, Mining Trustee, Mining Consulting Engineer, Mining Consulting Expert, Mining Consulting Broker, Mining Consulting Stock Dealer, Mining Consulting Director, Mining Consulting Trustee, Mining Consulting Mine Foreman, Mining Consulting Mine Superintendent, Mining Consulting Mining Engineer, Mining Consulting Mining Expert, Mining Consulting Mining Broker, Mining Consulting Mining Promoter, Mining Consulting Mining Stock Dealer, Mining Consulting Mining Director, Mining Consulting Mining Trustee, Mining Consulting Mining Consulting Mine Foreman, Mining Consulting Mining Consulting Mine Superintendent, Mining Consulting Mining Consulting Mining Engineer, Mining Consulting Mining Consulting Mining Expert, Mining Consulting Mining Consulting Mining Broker, Mining Consulting Mining Consulting Mining Promoter, Mining Consulting Mining Consulting Mining Stock Dealer, Mining Consulting Mining Consulting Mining Director, Mining Consulting Mining Consulting Mining Trustee, Mining Consulting Mining Consulting Mining Consulting Mine Foreman, Mining Consulting Mining Consulting Mining Consulting Mine Superintendent, Mining Consulting Mining Consulting Mining Consulting Mining Engineer, Mining Consulting Mining Consulting Mining Consulting Mining Expert, Mining Consulting Mining Consulting Mining Consulting Mining Broker, Mining Consulting Mining Consulting Mining Consulting Mining Promoter, Mining Consulting Mining Consulting Mining Consulting Mining Stock Dealer, Mining Consulting Mining Consulting Mining Consulting Mining Director, Mining Consulting Mining Consulting Mining Consulting Mining Trustee, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mine Foreman, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mine Superintendent, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mining Engineer, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mining Expert, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mining Broker, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mining Promoter, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mining Stock Dealer, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mining Director, Mining Consulting Mining Consulting Mining Consulting Mining Consulting Mining Trustee.

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General Insurance,
Real Estate, Stocks, Bonds, Bankers, Brokers, Mining Stocks, Mining Stocks, Mining Stocks