

UNDER THE STATUTE

The Medical Board Cannot Be Joined.

SO SAYS CHIEF JUSTICE MERRITT.

An Appeal Taken—Little Cottonwood Water Depot—Debtors Scratched—Then Smaller Report.

In the injunction proceedings of Dr. McCormick vs. the Utah Medical Board, Chief Justice Merritt this morning denied his application for an injunction, restraining the Board from freezing up the charges of unprofessional and dishonest practices against Dr. McCormick, chief of the Hospital Diagnostic Service of an appeal was taken. Justice Merritt said injunction was not the proper remedy. A stay of two days was granted, pending the filing of a writ of appeal. This stays the medical board for the time being, and if the appeal is taken will defer the hearing of the charges till the question of injunction is settled.

The case of Franklin vs. Fugelius was postponed till a new administrator could be appointed.

In the case of E. Lippincott vs. Woodward et al., default was entered. Defaulted orders were entered to various cases.

National Bank of the Republic vs. Greenstein company; report of referee confirmed and decree signed.

In the suit of the Little Cottonwood Company vs. the Iron Mining Company, the report of Wm. E. Humphreys was filed, and an order made for hearing Monday as to whether the receiver's report should be confirmed.

In the case of Pendleton vs. Cassidy, a decree of injunction was made.

The referee in the suit of George W. Lindquist vs. H. H. Smith was released to pay \$10,000 damages.

In the suit of R. Knobell vs. Thomas, a stay was entered and a decree of injunction granted.

The suit and judgment were entered in the suit of the Hanover Smelting Company vs. the Iron Mining and Smelting Company.

Judge Merritt was asked today to grant an injunction to several parties claiming to own the waters of Little Cottonwood Creek, which the claimants said were being used by others without right. The injunction was directed to apply to Judge Merritt, who will probably be here Monday.

Mrs. Louise C. Young is our divorcee against Jervis E. Young, husband of Mrs. Young, filed her suit on July 13, 1884. In this case, they have not yet come to a day, two years old, in the mother's absence. Her husband has failed to provide for herself and wife for more than a year. Mrs. Young's assets consist of these statements, and a divorce was granted.

Evidenced Contested Chancery.

Prof. C. J. Thomas has secured the use of the Fourth Ward assembly hall for rehearsals of the choruses to be given under his direction. Prof. Jos. J. Daynes having relinquished the intention of organizing choruses to sing at the Fourth Ward meeting and services when his services in past therein are requested to meet with Prof. Thomas for a first rehearsal and to make necessary business arrangements at the Fourth Ward assembly hall, on Tuesday evening, July 31, at 7:30 p.m. Members of the Union Club and other ladies and gentlemen who are competent in aid in this work, are also invited to attend.

SMELTING UTAH ORES.

Ballard-Buck and Silver King Products is to be located at Bico, Colorado.

The plant of the Blue Smelting and Refining company, at Bico, now in full blast and is now in successful operation. The lead is needed for the furnace smelters—the plant being organized on a lead basis—was secured, says the Denver News, from the Ballard-Buck and Silver King mines at Durango and Park City, Utah, and is now being sent to the smelters at the rate of thirty tons per day. The Utah contract covers four months. By the time that is exhausted it is expected that plenty of lead ore will be developed in districts near the smelter. The smelter will produce about 500 pounds of silver and one-tenth of an ounce in gold to the ton. The average of the Silver King ore is 50 per cent lead, 10 per cent silver and ten cents of an ounce in gold.

The Ballard-Buck and Silver King mines with 200 tons of ore taken, the greater part of which was taken from the Blue-Anton mines. Note that President Jeffery of the Rio Grande and Colorado Gold and Zinc Co. expects that the same will be taken from Bico to the Denver refinery, \$3 per ton, will be substantially reduced. The owners of the smelter enter into the contracts and out of proportion to the cost of the ore, the smelter must obtain a profit.

The Rio Grande expects that the erection of the smelter has already raised many claims to put up under lease that will be taken up by the smelter principally, who may or may not sell in fact, are purchasing considerable ore. As a direct result of the number of the smelter there may be engaged in the camp at any time.

ARMY WORM AND LADYBIRD.

Misses Loring, Mack, Birney and the Fruit and Vegetable Coop.

The ravages of the army worm in the orchard walls of the valley and along the potato row just west of Pleasantville have been suddenly set in full blast, says the Deseret News.

For some years it has been the custom of the co-op to hire men to eat the worms, but they have been unable to do so with any success. They have agreed to such numbers of late in certain sections as to cause some loss.

At Mr. Levy & Co.'s, the commission firm, they received a statement of

losses some days ago, and the losses were with the worms to be valueless. They were not able to name the total, but it was very large, and the value of the vegetables was about entirely lost, leaving only the roots.

The worm, which is about an inch and a half long, is a voracious feeder and makes short work of vegetables. The damage done is correspondingly great, or much so over the local market is almost entirely supplied from gardens in the State, mostly, which seems to have no far reaching effect.

Mr. G. H. Goss of L. Goss & Co., who acts among the largest importers of inferior vegetables and fruits, said that the result of the worm's attack the last week was very serious, and the ordinary plan of drying vegetables and storing the produce in storage houses where they appear to be necessary, makes it difficult to dry the produce and to take the pain from any portion of the kind vegetables have ever known.

The process was put up with a view to decide just what could be done to save the vines, but a combination of weather, wind and insects makes it difficult to find the worms occur with severity.

A. Levy of A. Levy & Co., one of the large firms, said the company resulting from the worms and also spoke of the effect that the damage was.

On the common ordinary red rug, as well as the green grass, one imported to destroy the vines, laid much of the damage to garden and sprouts of various kinds.

Mr. Miller, of Miller & Wolfson, in discussing the matter, said that there was no doubt that the damage from the laying, contrary to general opinion as to their harmlessness, was very serious.

He believes the damage was caused by Captain A. M. Hansen, who brought several companies of soldiers.

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THE BATTLE O'ER AGAIN.

This Time It Was in Mimicry, Though Realistic.

The Conflict Engaged to be the Picnic and Hamster Congress—Remainder of Strategic Plan.

Holiday, Millard County, July 23, 1884.

ENDER DINNER FEAST.

The celebration of Pioneer Day, as witnessed in Bingham yesterday, will never be effaced from the memory of the children. It was unique and took the pain from any portion of the kind vegetables have ever known.

The procession was put up with a view to decide just what could be done to save the vines, but a combination of weather, wind and insects makes it difficult to find the worms occur with severity.

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and wife, C. F. Minister, of the Black Rock, the West, Bishopric, Salt Lake City, and the First Ward, and the First Ward Committee Chairman N. J. Hart, the latter was present in his office and is worthy of many thanks.

These were followed by the combined Harrisville and Bingham brass bands, Mr. and Mrs. John Taylor and Jessie Brown, followed by three young girls in costumes, escorted by three young gentlemen, all dressed in white, and the singing of hymns.

After this came the Picnic, with a speech by the president, Mr. and Mrs. Joseph Josephson, followed by a speech by the First Ward Committee Chairman N. J. Hart.

Following this were professedly amateur wagoners, with mounted men, who were not in uniform, and the wagons were used in imitation of the Indian tribes, and the Indians and savages.

The Indians, with bows and arrows, were mounted on horses, and the savages, with bows and arrows, were mounted on mules.

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