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TRUTH AND LIBERTY.

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A LONDON LETTER.

Our Scare from Asia and a Cold Wave from the North.

BARNATO, KING OF THE KAFFIRS.

Efforts to Revive the Splendor of the Lord Mayor's Show—Charles Hoey's Challenge.

LONDON, Oct. 28.—(Copyrighted 1895 by the Associated Press)—Great Britain yesterday was unexpectedly startled into a big war scare by a dispatch in the Times from Hong Kong, which in the Times from Hong Kong, telling of the sharp move made by Russia in getting a firm grip on China, and at the same time Great Britain was suddenly plunged into the midst of real winter weather with heavy falling of snow in the north. The war scare and the cold weather still prevail, rivaling each other in their efforts to monopolize public attention, with the former having a little the lead of it.

Many people here whose opinions are worth weighing do not hesitate to say that Great Britain, if she is allowed out of the corner, was facing a crisis equal in gravity only to the one which precedes the Crimean war. The diplomatic have not yet recovered their equanimity so rudely disturbed and it seems likely that they will not do so for some time to come. Indeed some of the newspapers, the usually well informed St. James Gazette, for instance, went so far as to say that "Even war with Russia would be less disastrous than to have her, without a blow, to get such a grip upon China." The Globe expressed the opinion that neither Germany nor France would allow the Pacific to become a Franco-Russian lake," and the Pall Mall Gazette said tersely, "If this treaty is to stand, sell up the map of Asia." at the same time advising the reconcentration of Port Hamilton by the British fleet in far eastern waters.

But apparently the alarming news from the east and the sudden cold from the north have no terrors for Queen Victoria, for she continued her batch of revival a summer season daily in the open carriage, to the great discomfiture of her prudent and favorite daughter, Princess Beatrice (Princess Henry of Battenberg) and her father is waiting. Only Tuesday her majesty drove twelve miles in a regular snow storm.

QUEEN AS FRAUD MAKERS.

As predicted some time ago, the queen and Empress Frederick (Victoria), eldest of the queen's children, have accomplished a reconciliation between Emperor William and his mother. Prince Henry of Prussia, the popular captain of the German ballship Prinz Adalbert, and the Prince's sudden departure for Germany last week is evidence of the reconciliation of the brothers, for Prince and Princess Henry of Prussia (the latter being a princess of Hesse) were to have been present this week of the Prince and Princess of Wales at Sandringham, and they were also to have visited Bagshot park.

Prince Henry of Prussia drew considerable attention to himself last week by engaging in a thirty mile bicycle race with Prince Christian Victor. The queen, with whom Prince Henry is a great favorite on account of his deep disposition, witnessed the contest, which was won by Prince Christian.

THE BIRD OF A SCANDAL DEAD.

The sudden death of the Marquis of Waterford recalls the fact that he was the hero of one of the most sensational scandals of the century, when he eloped with Miss Vivian, daughter-in-law of Lord Vivian. The marquis married her when young Vivian was a minor, and she died in the following year. He then married Blanche, daughter of the Duke of Beaufort, and she is reported to be dying of cancer.

A RUMOR THAT MAY BE RIFE.

A rumor that the Marquis of Salisbury, who is secretary of state for foreign affairs, as well as premier, would resign the former office in order to make room for the Marquis of Dufferin and Ava, now British ambassador at Paris, has been set at rest by the publication of a letter in regard to his resignation of the wardenship of the Cinque ports conferred upon the Marquis of Salisbury. In this letter the Marquis of Dufferin says that "At the conclusion of my official career next summer, he propose to resign all my existing offices."

AMERICAN MINING MARKET.

The South African mining market has had an exciting week and came to a collapse on Wednesday as it any time since the gold mines began. The settlement which is progressing today was naturally looked forward to with somewhat, although it was predicted that no important disturbance would occur.

Barnato, Barnato, the "king of the Kaffirs," has been the bulwark for allowing the weak speculators to get from out their depth and thus cause a crisis to which he has personally already used $5,000,000 in order to avert a calamity.

Barnato by the way, has most opportunely sent $75,000 to the Lord mayor of London for distribution to the poor, who are already suffering great anxiety for the results of the sudden cold wave.

THE NEXT LORD MAYOR'S SHOW.

Fortnightly efforts are being made to revive the ancient mayor's show with something like its old time attractiveness. The civic procession will occur on Saturday, November 9, and one of the liveliest features will be a representation of St. George and the Dragon, the knight to be mounted and coat in coat armor. The knights of the Round Table will be added to the pageantry, because of King Arthur's fealty to the seven great peoples of King Sebastian's time of these times.

AT TO CHARLES ROSE.

Mr. Charles Rose's withdrawal from the challenge of the America's cup has in no way added to his popularity, and it is prophesied here that he will all to a certain the social success which he appears to have been anxious to secure.

It is believed that the United Press' pretended interview with Rose on Monday last, is all to "the cup" as the statement that he had taken no one challenge was published in America several weeks ago and it is known positively that Mr. Rose has not over Lord Dunraven since the latter's return from America.

The great indignation and disgust are expressed in newspaper editorials in England at the shameless manner in which the United press, after sending out to a report of an interview with Lord Dunraven, supposed the United States part of the current discussion on the subject which it gave to the press before publication in a vain attempt to prove an interview genuine after the party "interviewed" and the publication had both closed the publication as false.

CLEMENT SCOTT AT THE THEATRES.

Clement Scott, the well known dramatic critic and author, evidently does not enjoy the double reception which the pit and gallery have accorded him upon his visits to the theaters. Because Mr. Scott has always made an uncoming entrance into the theater upon the occasion of a premiere and has invariably occupied the most important seat in the theater, unless royalty happens to be present. But, at a production a few nights ago, Mr. Scott was seen ensconced in the last row of the dress circle.

WORLD'S GOLD AND SILVER

Total Product for the Year 1895, Not Less than $200,000,000.

An Increase of $20,000,000 Over the Previous Year—Contribution of the United States.

NEW YORK, Oct. 26.—A special to a local paper from Washington says that H. E. Preston, director of the mint, in discussing his report on the world's production of gold and silver in 1894, makes the following statement:

"I am satisfied that the gold product of the world will not be less than $200,000,000 for the calendar year 1895, which will be an increase of $20,000,000 over 1894. Of this increase the United States will contribute no less than $7,000,000, Colorado will furnish from $3,500,000 to $4,000,000, California $2,000,000 and Arizona, New Mexico, Idaho and Montana will make handsome showings. In Colorado the principal increase will come from the Cripple Creek district. This district alone, last year produced $15,000,000 this year, it required some time to convince capitalists that this was a wonderfully rich district. The shipments of rich ore from it in the last year have removed all doubt about the future of the Cripple Creek country. Leadville will also show an increase this year in the output of gold, these of the mines in this region are very productive. In the Leadville region there are found gold, silver, copper, lead and iron. There is a general revival of gold mining throughout this region. California mines are certain to show an increased output from the placer forces. The establishment of the debris commission in California has given a great impulse to hydraulic mining, which is exceedingly productive.

"Where there is placer mining, particularly in Montana and Idaho, the product of gold will not be as great as it would have been had there been heavy snows in the mountains. There is a shortage of water in those states which serves to handicap the miners. The returns from quartz mining there are very satisfactory. Some heavy shipments of ores are being made from Helena. Ever winter I went in the mining districts of the Black Hills, I saw evidences of great activity and prosperity.

"Not alone in the United States is the output of gold increasing. South Africa has gone ahead of Australia in the amount of its gold product, and will produce this year a vast quantity of the precious metal.

"Australia will probably contribute $2,000,000 or $3,000,000 of the increase. Russia will produce from $2,000,000 to $3,000,000 more than it did in last year. Canada's output last year fell off, but the increase in Siberia this year will be marked, judging from the information I have received from our minister at St. Petersburg. Mexico, which contributed $4,500,000 in gold last year, will make a far better showing this year.

"We gained last year for the gold stock of the world $7,000,000 of the gold formerly hoarded in India, and we can every reason to look for an increase this year and for a number of years to come."

DURRANT'S SYCOPHANTS LETTER.

SAN FRANCISCO, Oct. 26.—The Examiner says that the contents of the mysterious letter which was to be opened in case Theodore Durrant was convicted, are known. In this letter it is said Durrant makes the statement that he saw the last details of the murder and that Blanche Lamont, Minnie Williams and another man promised in church affairs leading over the body of Blanche Lamont. The Examiner says that when Theodore Durrant required his lawyers not to open the letter until he was convicted, they have opened it, and so remarkable were the statements it contained that even they did not believe them and retracted from using them in Durrant's defense.

A PERILOUS VOYAGE.

The Officers of the Ship Dead and the Vessel Drifting About Aimlessly.

SAN FRANCISCO, Oct. 26.—The British ship Alentejo, Captain Wallace, has arrived in port 75 days from Newcastle, N. S. W., with a cargo of coal. Early until the Alentejo sailed from Frederickstadt for Newcastle, arriving at the inlet port after a most terrifying voyage. Captain George M. Roberts was dead in command of the ship. She was only out a few days when the master began drinking and wound up with a big spree. He was finally until he broke the vessel and shooting himself up in his cabin, he resigned the command temporarily to First Officer Percy Nelson. In a storm off the Mail Notch was wrecked overboard and the Alentejo was in a pilot to steer her through her path.

The man at the wheel knew enough to keep the vessel's head to the south east, but more than once it was feared he would lose her. Nelson was prepared at their lives as waves by wave broke over the bow and aft. The captain still kept up his spree—Rinky fashion—the whole voyage. The crew had him under restraint. He was then imprisoned in the cabin, where he swallowed the contents of a bottle of carbolic acid and in a few minutes he died.

The body of the captain was buried on the following day and the remaining seamen consisting of the cook, the two second mates and the Alentejo. But the vessel might as well have been without a commander, there being none left with a competent navigation. For five weeks the ship drifted about aimlessly on the ocean, the men being worn out the slightest knowledge of their whereabouts. The cleanest Japanese was the only sailor who was fit of duties were raised. The captain of the ship came forward a boat and sent the second mate to the Alentejo. On boarding the ship of the Venezuela vessels, the master placed the second mate in charge of her and she was called to Melbourne. At the inlet port Captain Wallace took command.

To Succeed Millard.

SACRAMENTO, Cal., Oct. 26.—It was reported at midnight that Governor Budd had appointed William Stephens lieutenant governor to succeed Millard, deceased. Jeter was the Democratic candidate for lieutenant governor at the last election but was defeated by Millard.

The Obituary List.

SAN FRANCISCO, Oct. 26.—Prof. J. H. Hewell, noted as a musical instructor and composer, died here yesterday of heart disease. He was born in Baltimore and before settling in San Francisco in 1864 was prominent as a musician in the east.

Rev. D. Hansen Irwin, pastor of St. John's Presbyterian church died early this morning at the result of a surgical operation for appendicitis.

PHILADELPHIA, Oct. 26.—Samuel Joseph, the well known Democratic orator, author and worthy centenarian, aged 65, died today of a cancerous affection. Joseph has been a leading figure in Democratic national conventions for many years and at Chicago, in 1892, gained national fame as the author of the popular campaign slogan, "Grover, Grover, Four More Years of Grover."

PARIS, Oct. 26.—Mrs. James H. Easton, wife of the United States assessor, died suddenly this morning at Rouzelleland, of heart failure. She was seen in only a few days.

REPENTED IN TIME.

Indictments against Life Insurance Officers Quashed.

CHICAGO, Oct. 26.—The indictment against ex-Governor John L. Beveridge, Senator M. Hitchcock and Frederick D. Arnold for alleged violation of the lottery laws of the United States, has been dismissed by General John C. Black. The United States District Attorney. The gentlemen were all ex-of a life insurance company, the semi-annual features of which was said to be in the nature of a lottery. They were surprised to learn that they were violating the federal laws and immediately abandoned the feature.

Did Not Like the Catholics.

MILWAUKEE, Oct. 26.—Rev. Walter C. Capps, who about a year ago seceded from the Episcopal and joined the Roman Catholic church, has, according to his own statement, written Bishop Nicodemus, saying he made a mistake and making unconditional submission.

For the America's Cup.

LONDON, Oct. 26.—The withdrawal of the challenge of Charles D. Rose for the America's cup will not affect the intention of Herbert Mair, the wealthy Australian merchant, to build a yacht with a syndicate for the purpose of challenging for the America's cup in 1896. The western Australians are to hold a banquet in November, which will be presided over by a distinguished sporting party, and it is expected a pronouncement regarding the yacht Westralia will then be made. It is virtually settled that the Westralia will be built on the Clyde.

Maiden Trip of the St. Paul.

NEW YORK, Oct. 26.—The new American line steamer St. Paul, Captain Jamieson, dropped anchor at quarantine at 9:44 this morning, having made her maiden voyage from Southampton to the port of New York in the remarkable fast time of 6 days, 17 hours and 51 minutes.

Had not the pot engine been stopped on October 23, twenty one hours, owing to a defective air pump, the St. Paul would no doubt have broken all the records from Southampton.

One day's run showed a splendid average of speed, nearly 21½ knots for 24 hours.

Bank Wrecker Sentenced.

MINNEAPOLIS, Oct. 26.—Judge Baker of the federal court today sentenced Francis A. Cable, former president of the Indianapolis cabinet company, and found guilty of wrecking the Indianapolis National bank, to eight years in the penitentiary. An application for a writ of supersedeas will be made this afternoon before Judge Woods. If the application is successful, it will allow the prisoner to remain out on bond until the case has been passed upon by the United States supreme court.

Alleged Wants for the Senate.

SPRINGFIELD, Ill., Oct. 26.—Governor Altgeld announced today that he would not be a candidate for United States senator next year, as even if the Democrats make a grand sweep next year, the Republicans will secure less than one-quarter of the entire majority of five or six on the joint ballot in the legislature.

JAPANESE OFFICIALS ARRESTED.

Suspected of Being Implicated in the Murder of Queen's Queen.

YOKOHAMA, Oct. 26.—According to dispatches from native sources, Gen. Miura, the former Japanese minister to Corea, and other Japanese officials, which left Seoul under escort after the murder of the queen, is suspected of being concerned in the tragedy, and were arrested at Ulina.

EASTERN QUESTION.

The Westminster Gazette's Friendly Offer to the United States.

John Bull and Uncle Sam, Consequently, Should Shake Hands and Not Quarrel About Venezuela.

LONDON, Oct. 26.—The alarmist dispatch to the Times from Hong Kong, published yesterday, announcing that Russia, by a treaty recently concluded with China, acquired right to anchor her fleet at Port Arthur and build fortifications which would connect Vladivostok with that port, remains the great subject for newspaper comment although the report has not yet been confirmed by the British foreign office.

The Westminster Gazette, commenting upon the development in the east, points out that an excellent opportunity is now afforded for making a beginning with what it describes as "union in the higher diplomacy" of the United States and Great Britain, by whom all thinking men in the English speaking world so sufficiently seek for peace.

Continuing the Westminster Gazette remarks: "America with outposts in a Pacific power. For years she has taken great interest in the development of Japan, Corea and China. The interest of John Bull and Uncle Jonathan are identical. Neither of us desires to distort the status quo, both wish to act in the interest of what commercial advantage may be going. Speaks the Times" Hong Kong dispatch to be confirmed and the Times of Cavis advised, unusually persevere in their determination to disturb the balance of power in the far east, Japan will look for help, not to her friends, but to Great Britain and the United States. The little anxiety in the foreign office is scarcely tough, it is to be hoped, to induce Lord Salisbury to abandon diplomatic and naval reliance between the old country and her stalwart sons across the Atlantic, and to realize that the time for speaking world can better enjoy its strength seen in internal squabbling over such petty matters as the boundaries adjoining Venezuela and Nicaragua."

HONORS FOR RUSSIANS.

LONDON, Oct. 26.—In connection with the situation in the far East, English newspapers make much of the announcement today that China has conferred the order of the double dragon upon several high officials of the Russian foreign department.

Offered to Receive a Bribe.

PEORIA, Ills., Oct. 26.—The grand jury this afternoon returned an indictment against Simon Hunsinger, of Cuba, a representative of the last legislature, for offering to receive a bribe. He introduced a bill to prevent the feeding of slaps to cattle. There is evidence that he tried to get an act from the statehouse to kill the bill.

Chickens at Russia's.

WASHINGTON, Oct. 26.—Secretary Herbert today received the following telegram from Commander Pinson, in command of the Bennington, dated Honolulu, via San Francisco, Oct. 25: "Three sporadic cases of cholera at Honolulu since September 18th. No case since October 2nd. A restriction on the international traffic was removed on October 16th. But one case on the Benalia, 10th.

Catholics and Mohammedans Fight.

CETTINJE, Montenegro, Oct. 26.—A bloody fight between Mohammedans and Catholics has taken place at Scutari. Many were killed on both sides.

Northern Pacific Harmony.

NEW YORK, Oct. 26.—President Brayton Ives of the Northern Pacific, retired said today: "It is a gratifying fact that all antagonism between the hitherto conflicting interests of the Northern Pacific property have come to an end and that the representatives of all classes of security holders are harmonious. In accordance with the recommendation of Judge Lacombe, efforts will be made to bring about a conference of the interested parties, or their representatives, with the object of securing the appointment of say four receivers for the whole system. Galloway and Burleigh will be named. They have been unanimously approved by all the interests."

Disinterestedness Not Appreciated.

CHICAGO, Oct. 26.—A special to the Daily News from Washington says: The United States will not consider the suggestion of Lord Salisbury for a joint ownership of the building of the Nicaraguan canal and the direction of South and Central American affairs. It is understood the suggestion did not come in a way to require a formal reply.

Fraud and Endangerment.

PARIS, Oct. 26.—The treaty between France and Madagascar is now published. In brief the queen accepts the protectorate of France. The latter represents Madagascar in all her foreign relations. The questions concerning foreigners will be in the hands of the French representatives, and the Hovas will be entrusted to defend Madagascar against all danger.

The resident-general will have control of the internal administration of Madagascar, but the Republic does not assume responsibilities of concessions heretofore granted.

The public expenditures and debt will be secured by the revenue of the islands. The queen's time set to contract any loan without the authority of the Republic.

The French diplomats and consuls abroad are charged with the protection of the interests of Madagascar.

Decided Against Detroit.

WASHINGTON, D. C., Oct. 26.—Secretary Herbert has decided against awarding the Detroit Tow Boat company the contract for the building of the tow boat gunboats for the navy, but notwithstanding it was the lowest bidder, he asserts, the statement will Great Britain's growing warship is a great taken cause this decision to be reversed.

The Strike Declared Off.

MASSILLON, Ohio, Oct. 26.—The miners in this convention day voted by two-thirds majority to declare the strike off.

Throw Oil on the Fire.

GRAND BOND, N. J., Oct. 26.—The Wilson glass works were burned today. The fire was discovered by a watchman who picked up a lighted lantern, thinking it was water and threw it on the fire. For a time it looked as if all that section of the town should be destroyed. The loss is over $100,000, fully insured.

Steamer Ashore.

ASTORIA, Ohio, Oct. 26.—An unknown steamer is ashore six miles west of here. The life saving crew has gone to the scene.

Hit Him With a Brick.

A warrant was this afternoon issued for the arrest of Mr. Millie Harvey who resides at 416 E. Fifth South street. The complaint was sworn to by Miss Chapman, a 14-year-old boy who charges Mrs. Harvey with striking him on the head with a brick, and inflicting a wound from which the blood flowed very profusely.

Jim Thompson, a sheep herder, was arrested this afternoon by Officer De Young, on the charge of drunkenness.

A Card From Elder Lyman.

To the Editor:

My Democratic brethren, at their late parallel convention, charge me as follows:

"In the campaign of 1884 when Joseph L. Rawlins and Frank J. Cannon were candidates being the principal Democrats for congress, a prominent member of the Twelve Apostles, a Republican taking one in another part of the territory, presiding at the person herein referred to went through the northern counties called upon to business for the church, holding meetings in each one places, notably at Paradise, in Cache county, and at the Logan, in which he said the Lord's Presidency of the Church that Frank J. Cannon should be elected. And in divers instances, while travelling in the northern counties he advised individuals in private conversation that such was the wish of the First Presidency."

In answering the foregoing I beg leave to respectfully say there are fatal mistakes in the indictment. I never addressed any person in any place, nor in any place in any part of the south at any time that it was the wish of the First Presidency of the Church that Frank J. Cannon should be elected. I was not in Paragonah during the campaign of 1884, nor any other campaign, thus the division on National parties, and before, it has been my custom to visit Paragonah and other southern Utah counties, but I was not there in 1884 only once, on the 29th and 30th of August. I heard of the nomination of Frank J. Cannon while at Pine Valley the day he was nominated, the 11th of September.

I regret exceedingly that it is necessary for me to say anything on this subject, but I know my Democratic brethren would not intentionally wrong me.

Respectfully,

FRANCIS M. LYMAN.

SALT LAKE CITY, Oct. 25, 1895.

Funeral of Sister Ball.

The funeral services over the remains of Sister Emma G. Ball will take place at 11 o'clock tomorrow morning at the Fourteenth ward assembly rooms. The remains will lie in state from 10:30 to 11 o'clock, and all friends who desire to take a last look at Sister Ball's face will please do so at that time, as the casket will be permanently closed at 11.

From an Adjudicator.

Mr. John Jones, secretary of the Cambrian association, has received a communication from one of a judicial estate at the recent Eisteddfod, in which he states and criticises Mr. Henry Housley, leader of the Denver choir, for the attack which he made in an open letter, published in this paper, upon the adjudicators. The letter is marked and pointed, but will not be given out for publication until it has been referred to the proper authorities of the association.

Permitted to Wed.

County Clerk Stanton today issued a marriage license to Herman Brunner, aged 31, and Mary Schweitzer, aged 27, both of this city.

Police Court.

Business in the police court was very light today, the following being the only cases before Judge Smith:

Henry Rose was arraigned for vagrancy, but the evidence was not sufficient to convict and he was discharged.

John Doe, whose other and true name is unknown, forfeited $2 for having a concealed knife.

L. Tellegan, arrested for spitting well on the streets, failed to put in an appearance, and a bench warrant was issued for him.

Eph. Kelly, the notorious drunk will come up for trial on Monday morning.

JOHN E. CALLISTER'S DEATH.

He Suddenly Passes Away at His Residence Last Evening.

At 7 o'clock last evening John E. Callister died unexpectedly at his home in the Seventh ward of this city. For some weeks past he has been suffering from typhoid fever, but on Thursday his physician pronounced him out of danger. After 5 o'clock last evening the physician called, gave the patient assurance that then appeared no danger to fear that recovery would not be speedy and effective. The fever had left, and the lungs and heart seemed to be in excellent condition. To the surprise of all, however, about 7 o'clock, Mr. Callister fell a sudden choking sensation, and in a few moments died in camera. The cause is stated to be heart failure, coming upon the weakening effect of his illness.

The deceased held the office of a director. He was born in Salt Lake City, September 20, 1855, and was the son of Eleazer Callister, Ann O. Callister, in 1869 he became an employee of The Deseret News. In whose printing establishment he acquired a knowledge of the typographical art, standing at the head of that profession. In this city as an artistic printer, and his work carried off the laurels of several successive Territorial fairs. In 1877 he left the office to assist in starting the Star printing office, and he has been at the head of that establishment ever since. He was one of the original promoters of the Utah Agricultural, serves fully conducting that magazine until its sale to other parties. He was well known among business men, and to them, as to all who knew him, he was highly esteemed for his straightforwardness and integrity. He leaves a wife and three children, a mother, four brothers, and a large number of relatives who deeply mourn his departure. One of his brothers-in-law is Wyoming, and has been telegraphed to, but the deceased will arrive in time for the funeral, which will be held on Monday next, October 28, at 1 o'clock p. m., at the Seventh ward meeting house.

GOT A MARRIAGE LICENSE.

And Gave Instructions to Have It Kept Out of the Newspapers.

About 11:30 this morning an aged couple ascended quietly into the office of the county clerk and asked for a "wedding" license. After taking the usual oath, that they would tell the truth, the whole truth and nothing but the truth, Al, the genial deputy clerk began to put the necessary interrogations to them. "What is your age?" asked the young man of the elder. "Twenty-five," said he promptly. In great astonishment the deputy looked at the candidate for matrimony; then Sarah Jane, politely pointed the mistake, and nudging her lover with her arm, said, "No, William, you've made a mistake, you're more than twenty-five." "Why, of course I am," said William, "I'm sixty-five." Then his right arm was passed on the permit, and after explicit instructions to the clerk, that the proceedings of the parties to said contract should be kept out of the newspapers, the couple left for next door in Dwyer, single to their hearts. "Oh, who are so happy as we?"

TO THE COUNTY INFIRMARY.

William Usher, a Somewhat Demented Individual, Committed Today.

William Usher, of this city, was today before Judge McNally, undergoing an examination as to his sanity. After listening to the testimony of two witnesses, Jonathan Rae and Nicholas Iays, Drs. E. S. Wright and P. J. McKenna concluded that the accused man was not so insane as to be committed to the asylum, and Judge McNally therefore ordered that he be taken to the county infirmary, which order was carried out by Deputy Sheriff Thomas conveying the man to that institution immediately after the examination.

Building Permits.

This week has not been a very busy one with the building inspector, the following being the only permits issued, aggregating an expenditure of $4,150:

F. C. Gentsch alterations, at 579 E. South Temple, $400.

P. O. H Bigelow, 2-room frame at 427 Fifth street, $125.

Mrs. K. B. Hughes, 10-room brick at 33 and 35 Floral avenue, $1,800.

J. G. Anderson Jr., 6-room brick near corner Fort and J, $1,800.

Oliver Norwell, 5-room brick at 355 E. Tenth south, $475.

SUITS FILED TODAY.

Only One For Divorce—The Others For Debts.

Anna Schmidt commenced suit today against her husband, Henry Schmidt, asking for a divorce and the custody of a five year old child. The complainant realizes that the parties were married in the city March 4, 1890, and that for more than a year past her husband has wilfully neglected to provide for his family, although he is able to do so. The plaintiff is represented by Dennis Eichnor as attorney.

The Henry Dinwoodey Furniture company also commenced suit today, the defendants being Henry Schmidt and his wife Minnie, and Susie M. Free, for $808.15, on a promissory note given by Mr. and Mrs. Schmidt, and secured by mortgage. The last three defendants are alleged to have some claims against the other and other defendants, hence they are made parties to the suit.

A second suit by the Henry Dinwoodey Furniture company is against Nathan A. Neibaur and Lois Neibaur, on a promissory note secured by mortgage, the claim being $2,831, with the usual addition of costs and attorney's fee in such case. James H. Moyle is attorney for the furniture company.

Hattie M. Kelsey, by her attorney, C. C. Varian, today filed a demurrer to the complaint in the case of Elijah A. Whitaker vs Mary Hooker et al. This complaint states that one is the wife of Lewis P. Kelsey, who is one of the defendants in the action, and claims a dower right in the premises, while she says the complaint does not make it appear how her mother is interested in substituted in plaintiff's complaint.

Tl. Tendel began suit today in U. S. Commissioner Summerhayes' court, on a promissory note given by V. G. Hardy, for $50.

RAILWAYS IN COURT

Long Company and U. P. Litigation Again Discussed.

BONDHOLDERS FOR INTERVENER.

The Case is Coming Still Days Completed as it Does Over—Other Legal Items.

The litigation between the American Loan and Trust company and the western lines in the Union Pacific system had another hearing before Judge Merritt today. The Union Pacific interest was represented by Jerome H. Holmes and H. S. Hall, in addition to local counsel, F. S. Williams and L. Grant Young. John A. Marshall, of Bennett, Marshall & Bradley, appeared for the plaintiff.

Judge Jean A. Marshall, of counsel for the American Loan and Trust company, in the proceedings for a foreclosure of the plaintiff's mortgage on the Oregon Short Line and Union Pacific railways, then in Utah, made a motion for a decree of foreclosure on the leadings. He said the complaint was verified, but the answer was not verified, and under the Utah statute the plaintiff was entitled to the decree asked. Regard that, Mr. Marshall said the unverified answer was mere denial of the plaintiff's allegations. Judge Marshal then reviewed the contents of the complaint and answer, and argued therefrom in support of his motion, claiming he was legally entitled, beyond question, to the interlocutory decree of foreclosure of service had been granted in Oregon, Wyoming and Idaho. Mr. Marshall quoted from remarks of Senator Thurston, counsel for the Union Pacific, in which he said he knew of nothing in the way of granting the foreclosure asked and to which he imagined they were entitled. The only denial of the document was that on April 1, 1894, coupons on the consolidated bonds were presented and payment refused. Mr. Marshall called attention to the fact that the denial was limited to the one day named, and did not deny that presentation and refusal took place on a subsequent date. The plaintiff asked to foreclose the equity of redemption from first mortgage, as plaintiff's was a second mortgage.

Mr. H. S. Hall replied for the Oregon Short Line, and expressed surprise that the question of verification of the answer should be raised at the present time. Mr. Marshall himself had never answered under oath. He said the decree of foreclosure in Wyoming was not worth the powder to blow it up with; it was not entitled to effect. The decree in Oregon had been under a different answer to that in the case here. Mr. Hall said he saw no use in quoting Judge Thurston's remarks here. Mr. Hall argued that the answer did make specific denials of the allegations stated in the complaint, and read in support of his argument in this respect. He insisted that the date of the presentation of coupons was a matter of allegation in the complaint, and was a subject of specific denial. He traversed the ground at considerable length, and insisted that the plaintiff had no legal claim to a foreclosure at the present stage of the case.

Twice during the arguments, Judge Marshall asked of Mr. Hall the name of the judge in Wyoming who had granted the decree of foreclosure, but each time Mr. Hall refused to answer the question.

Mr. F. S. Williams made a brief argument, claiming that the issue that the complaint and answer were in usual form, and that the failure to verify the answer was not a material error; that the demurrer should be sustained that the motion made by plaintiff was not allowable at this time.

Judge Marshall answered his claim that the Territorial and U. S. Practice prevailed in this case, and he thought the suggestion to the contrary was original, at least, with Mr. Zabriskie. Mr. Hall, said, was wholly different from the question of jurisdiction. He said the laws of each Territory, of Wyoming, in Judge Richards' time, if he remembered, made the course of procedure. Mr. Marshall pointed out that the denial of the presentation of the coupons, on the date of February, 1894, Zabriskie, the last being that that date was Sunday, and the coupons were presented and payment refused on April 2nd. The answer was defective, he claimed was a sham, and was trifling with the court.

Mr. Hall was given ten days to prepare a list of authorities to the court, with remarks thereon.

Mr. Attorney H. Holmes said he appeared for two trustees, Mr. Hoxie and Mr. Hall appeared for the Utah Southern and Utah Southern extension, and asked leave to intervene, and to be made parties in this suit, as the interests of the bondholders committee. Mr. Holmes thought that if the decree asked was granted, the interests of the bondholders would be sacrificed. He made an extended argument in support of his request, saying the property should be sold and the money be applied to liquidating the claims against it.

During Mr. Holmes's argument the court took the room recess, and this afternoon the argument was continued.

Mr. Le Grand Young also appeared for the trustees who desired to intervene. The application to intervene was opposed by Mr. Marshall. At the conclusion of the arguments, Judge Merritt took the two motions under advisement.

Other business before Judge Merritt were as follows:

Charles Martin Owen, formerly of England, but now of Salt Lake, was admitted to citizenship.

The suit of Christiansen vs Christiansen was set for hearing on Nov. 2.

Remington, Johnson & Co. vs J. Alex Barnes' motion to strike out answer and cross complaint set for Nov. 2.

James M. Dart vs A. L. de Siegler; default of defendant entered.