

WEATHER REPORT.

War Department Signal Service, U. S. Army, Division of Telegrams and Reports for the Benefit of Commerce.

Station	Temperature	State of Sky
Albuquerque, N. M.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy
Albany, N. Y.	34°	Cloudy

LOCAL REPORT.

SALE LAKESIDE, Feb. 10. The following table shows the results of the sale of the property of the late J. H. Smith, as conducted by the sheriff of the county.

LOCAL AND OTHER MATTERS.

Lecture.—To-morrow night at 7 o'clock, C. R. Savage will deliver his lecture on "Thirteen Thousand Miles by Land and Sea," in the Third Ward School-house. The lecture is free, and the public are invited to attend.

Relief Society Party.—The Ladies Relief Society of the 15th Ward, will give a social party this evening in the Ward Hall. Music, singing and recitations will be interspersed with dancing, and give an enjoyable variety to the evening's amusement. There will be no round dancing. The party will not doubt be a success and the occasion a happy one. All members of the Ward are cordially invited to attend.

Brought Back.—Adelbert Schoenherr the soap maker who left this city some time ago, as we are informed by certain debts owing here, was brought back on the requisition of Messrs. Pugsley and Auer & Murphy, a day or two ago. He was then arrested on suit of Mr. Henry Snell, for obtaining money under false pretenses. The evidence in this suit went to show that Mr. Snell had overpaid Schoenherr, who was his foreman at the soap factory, ninety dollars on book account and also loaned him money to pay a board bill. It was held, however, that Mr. Snell's only recourse was in a civil suit.

Schoenherr was again before the police magistrate this morning, to answer similar charges made by Chas. Auer, of the firm of Auer & Murphy, and Phillip Pugsley. There was not sufficient proof to warrant the detention of the defendant on the specified charge, and he was therefore set at liberty.

District Court.—Proceedings Tuesday, Feb. 10, 1930 before Judge P. H. Emerson:

People vs. Wm. Bailey, murder, continued for term.

People vs. Wm. J. Williams, grand larceny, continued for term.

U. S. Marshall's accounts approved by court.

People vs. Perry Decker, impeachment with Andrew Pettit and Charles Mitchell, grand larceny; defendant Decker pleads not guilty.

People vs. K. J. Handley; assault with deadly weapon; defendant pleads his own case, and is acquitted.

People vs. Alex. Moore, Kemple murder in Birmingham; empanelling of jury in progress.

Proceedings before Chief Justice Hunter:

Daniel R. Firman vs. George Winslow; counter claim of defendant dismissed for want of prosecution.

R. C. Chambers et al. vs. Wm. Nelson et al.; cause dismissed without cost.

Anthony C. Evans et al. vs. N. C. Boatman et al.; findings and judgment for plaintiffs for \$1,000 damages and costs.

The Grand Jury came into court and present five indictments, all found under the laws of Utah Territory.

Fee Meetings.—An interesting letter, dated the 5th inst., at Gunnison, from Elder Edward Stevenson, now traveling through the southern counties in the interests of the bee industry, to invite the people to renewed vigor in the prosecution of that important enterprise, gives us the following items in point: On the 5th inst., Brother Stevenson met with the citizens of Pleasant Grove and organized a branch society, with James Collinsworth, president; Joseph Wadsworth, secretary; and Charles Phelps, secretary. There were about 300 stands of bees in Pleasant Grove, an abundance of bee pasture and scarcely any foul brood. On the following day a similar organization was effected at Spanish Fork, with Charles Monk, president; C. W. Leahy, vice-president; and Samuel Cornaby, secretary. About 500 stands of bees were found at this place, and the estimate of honey produced during the past year was 20,000 pounds. This favorable showing was due to the united efforts of the bee-keepers in destroying foul brood wherever it made its appearance, and faithfully guarding their hives from all such destructive pests.

Payson was the next point visited, where a society was formed with the following named officers: Walter Howish, president; Parley Driggs, vice-president; Joseph Robinson, secretary. Payson as well as Provo had suffered terribly from the ravages of foul brood, and were somewhat discouraged in consequence, but hopes were entertained that the Legislative Assembly now in session would pass some measure for the relief and protection of beekeepers, and thus give an impetus to the commendable work of bee-culture and manufacture of home-made honey. On the day of writing, Elder Stevenson expected to organize a bee association at Gunnison, and had made arrangements for holding meetings at Nephi and Provo, on his return northward.

The Robinson Murder Case.—Yesterday afternoon, the case of the People, etc., against Adam Pauland others, indicted for the murder of Dr. J. King Robinson, in this city, eleven years ago, came up in the District Court. Messrs. Telford & Hagan and Judge Dusenberry appeared for the defense, and Judge Van Zile for the prosecution. The latter announced that he had not sufficient evidence on hand to warrant a trial or justify the expectation of a conviction, and therefore moved that the indictments be dismissed. The defense objected to such a motion, as the dismissal of the case would subject the defendants to a liability of future prosecution on a similar charge. They had appeared for trial, and an immediate trial was what they desired and prayed for. Judge Telford then read the following affidavit:

In the District Court of the Third Judicial District of the Territory of Utah, Salt Lake County.

The People of the United States, in the Territory of Utah. Indictment for murder in the first degree.

SALE LAKESIDE, Feb. 10. Adam M. Paul being first duly sworn deposes and says: I am one of the defendants in the above entitled action.

That the indictment in said action, as appears by the records of said court, was found by the grand jury of said court on the 3d day of August, 1877.

That in the month of September next thereafter I surrendered myself into the custody of the United States Marshal of Utah, and was committed to bail on said charge on the 27th of that month. That the amount of said bail was fixed at \$10,000, which was fortunately able to obtain. That I then applied to Messrs. Telford and Hagan, attorneys-at-law, to undertake my defense, and secured their services. That through said attorneys I applied to the Third District Court for trial, and frequently urged upon said court to grant me the privilege and benefit of a trial. That said court is present at every term of the said District Court, from the date of my bail up to this time, and have asked for a trial, and urged it by every mode known to the law. That I have made frequent application to Messrs. Telford and Hagan, late United States District Attorneys for Utah, and was assured and promised by him that I should be arranged and tried just as soon as the co-defendants jointly indicted with me had been arrested. That the United States Marshal, J. H. Spencer, and Daniel Seegmiller, were, when said indictment was found, in Europe. That I caused word to be sent to said Spencer and Seegmiller, and urged upon them to return at the earliest practicable moment and surrender themselves for trial. That at the last September term of this court I requested my said counsel, Messrs. Telford & Hagan, to have my case brought in for trial, as all the defendants had then voluntarily surrendered themselves, and were ready for trial. That I had prepared for trial at said September term, and had my witnesses on hand. That in anticipation of a trial at that time, the present month, on which day the case has been set for trial by order of the court, I have caused a subpoena to be issued and served the same on a number of witnesses residing in Salt Lake County. That I have telegraphed and written to four other witnesses, who reside, some in Weber County and others in the southern part of this Territory, and to secure their attendance have paid and advanced to them money necessary to defray their traveling expenses. That said witnesses are now in attendance, and were after their arrival in Salt Lake City, duly subpoenaed. That I have incurred heavy costs in preparing for this trial.

I have a complete defense to said indictment, and am wholly innocent of any participation, directly or indirectly, personally or otherwise, in the murder of the person mentioned in said indictment. That in consequence of the fact of said indictment having been found, and remaining unfilled, I have suffered injury to my character and incurred reproach and suspicion among many worthy persons living in this community; that I am most anxious to have the opportunity through the medium of a trial to vindicate my character and establish my innocence.

That I humbly and respectfully petition this honorable court to afford me such opportunity.

That I am informed by my counsel and verily believe, that the Constitution of the United States guarantees to the accused the right to a speedy and public trial by an impartial jury, and that I earnestly appeal to the court not to withhold from me this right.

That to permit the district attorney to dismiss, without trial, the indictment now pending, would inflict on me and my children a deep and irreparable injury, and on their behalf, as well as my own, I urge and entreat this court to have said indictment tried.

ADAM M. PAUL.

Subscribed and sworn to before me this 6th day of February, 1930.

S. H. LEWIS, Notary Public.

He then entered into an argument, showing that the murder was committed 11 years ago, that the indictment was found three years since, and that the case had been deferred from time to time on the same old plea of an insufficiency of proof in the hands of the prosecution, and that it would be an injustice to postpone the trial any longer, but still more so to dismiss the suit and compel the defendants to go hence with the stigma of suspicion still resting upon them, liable at any future time to be again made to answer to the same charge.

Judge Van Zile replied that the anxiety of the defense for an immediate trial, and the resistance to his motion to dismiss the suit, seemed to imply a more thorough understanding of the details of the matter on the part of the defendant's attorneys than the prosecution possessed, and also a fear that evidence might appear eventually that would insure the conviction of the parties accused of the crime. If he should consent to a trial now, acquittal would be almost certain, and the defendants could never again be held to answer, no matter how convincing the evidence which the future might evolve, and he thought it his duty to insist on a dismissal, and that further prosecution might not be forever barred, in the event of its being warranted by evidence yet to appear.

Both sides were repeatedly represented, but the matter was finally decided by Chief Justice Hunter, who coincided with the District Attorney and granted the motion to dismiss.

The City Election.—The election yesterday, passed off very quietly. The usual apathy was manifested, as on previous occasions when the question of annexation of this city, eleven years ago, came up in the District Court. Messrs. Telford & Hagan and Judge Dusenberry appeared for the defense, and Judge Van Zile for the prosecution. The latter announced that he had not sufficient evidence on hand to warrant a trial or justify the expectation of a conviction, and therefore moved that the indictments be dismissed. The defense objected to such a motion, as the dismissal of the case would subject the defendants to a liability of future prosecution on a similar charge. They had appeared for trial, and an immediate trial was what they desired and prayed for. Judge Telford then read the following affidavit:

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I have a complete defense to said indictment, and am wholly innocent of any participation, directly or indirectly, personally or otherwise, in the murder of the person mentioned in said indictment. That in consequence of the fact of said indictment having been found, and remaining unfilled, I have suffered injury to my character and incurred reproach and suspicion among many worthy persons living in this community; that I am most anxious to have the opportunity through the medium of a trial to vindicate my character and establish my innocence.

That I humbly and respectfully petition this honorable court to afford me such opportunity.

That I am informed by my counsel and verily believe, that the Constitution of the United States guarantees to the accused the right to a speedy and public trial by an impartial jury, and that I earnestly appeal to the court not to withhold from me this right.

That to permit the district attorney to dismiss, without trial, the indictment now pending, would inflict on me and my children a deep and irreparable injury, and on their behalf, as well as my own, I urge and entreat this court to have said indictment tried.

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HOME-MADE WOOLLEN YARNS for sale by J. C. CUTLER, Agent, Brown 2 and 3 ply. Red clouded. Grey 2 and 3 ply. Blue clouded. White 2 and 3 ply. Blue 3 ply. Red 2 and 3 ply. Pink 3 ply.

GENELEMEN wanting a good Business Suit should call and see those UTAH CASSIMERS at Wm. LINGGORE, 89, Kimball Block.

Cleaning and repairing. dtf

LADIES, a large stock of Home Made and Imported Cloths, sold by the yard, cheap, at BROOKS & SON, 428-29.

GREAT excitement at the Oyster Grotto to secure some of these celebrated caramels. dtm

SELECT SYSTEMS, 25 CENTS

At Smith's, two doors east of God-blessed corner, sole agent for Booth's Select Oyster. These oyster house that receives fresh every day. d541w

NOTICE is hereby given to all parties needing Furniture, Feathers, etc., that we have a complete stock. These are sold at the lowest cash and examine prices. Opposite Salt Lake House. dtf

HOUSEHOLD GOODS WANTED.

When you wish to sell your traps go to JOHN CRANE, on First South Street, between Theatre and Deseret Bank. He pays the highest cash price.

LOST.

Sunday night, at the Temperance lecture, or between Main and Second East Street, a Pocket-Book, containing about \$19.25, and some cards and stamps. Finder will please return to this office or to office of Geo. A. Lowe, and be rewarded. d651t

FOR SALE, by J. C. Cutler, agent of Provo Woolen Mills, Salt Lake City, a large stock of Cloth for boys' and men's wear, colored and white Flannels, Shawls, white and colored Linseys, Yarns, wool and cotton Batching, etc. d51t

Solid Hints Will Tell.

For all the bitter opposition of jealous rivals, no better illustration could be had of this fact than the immense sale already attained by the great Throat and Lung Remedy, Dr. Auerbach's Cherry Pectoral.

For the cure of Coughs and Bronchial Affections, it is truly wonderful, even those suffering from Consumption, in advanced stages, find great relief, and numbers of patients have found, to their delight, not only relief, but cure. It being perfectly harmless, makes it at once popular with mothers, who of all others have felt the necessity of such a medicine. The genuine bears the Prussian Coat of Arms, the facsimile signature of Dr. Aug. Kober, and has his name blown on every 7 cent bottle. A trial size may be had for 25 cents.

For sale, wholesale and retail, by the Z. C. M. I. Drug Department and Moore Allen & Co., Salt Lake City. d226 w29

Brown's Hair Troches

Cure sore throat and hoarseness, and clear and strengthen the voice.

MOBACER

In the Whole History of Medicine

No preparation has ever performed such marvelous cures, or maintained so wide a reputation as AVER'S CHERRY PECTORAL, which is recognized as the world's remedy for all diseases of the throat and lungs.

Its long continued series of wonderful cures in all climates has made it universally known as a safe and reliable agent to employ. Against ordinary colds, which are the forerunners of more serious disorders, it acts speedily and surely, always relieving suffering, and often saving life. The protection it affords, by its timely use in the throat and lung diseases, to which the smaller numbers are attached, did not appear on either of the tickets.

For sale by all dealers. d5w

Brown's Ankle Salve

Heals ulcers, cuts, burns, and inflamed eyes. d5w

ATTENTION.

WE WISH TO CALL THE ATTENTION OF OUR READERS TO WARNER'S SAFE BITTERS.

FROM INVESTIGATION THAT THEY ARE ENTIRELY FREE FROM INTOXICATING INGREDIENTS, AND ALSO THAT THEY ARE HEALTHFUL, PLEASANT TO THE TASTE, A FINE APETIZER, A GOOD STIMULANT, AND ONE OF THE BEST KNOWN REMEDIES FOR ALL MALARIAL TROUBLES.

THEY ARE FOR SALE BY ALL COOP. STORES IN THE TERRITORY. DON'T FAIL TO TRY THEM. TO BE HAD WHOLESALE AND RETAIL AT Z. C. M. I. DRUG STORE. d5w

IT IS TRULY WONDERFUL

TO SEE what improvements now exist as compared with railway travel only a few years ago. To become convinced of this, one has only to select for his route East, the popular and well-known CHICAGO & NORTHWESTERN RAILWAY.

You are landed by the Union Pacific R. R. in the Union Depot at Council Bluffs, where stands the C. & N. W. Parlor Train, composed of Pullman Hotel Cars, Pullman Sleeping Cars, elegant Day Coaches, Smoking Baggage, Postal Cars, etc., ready to convey its passengers through Iowa and Illinois, and into Chicago. Gliding smoothly along over the superb track of steel rail through thriving cities and villages, constantly seated in this train, scarcely discovers the high rate of speed which he is riding. Trains of this road are always on time, connections are made, and passengers seeking pleasure, comfort, safety and ease in traveling will find the "North-Western" in excess of their expectations, and the greatest of all, the shortest route to Chicago. Eastward, upon Ticket Agents selling you Tickets via this road; all Agents sell them. Examine your Tickets, and refuse to buy if they do not read "via Chicago." Eastward with the best Traveling Accommodations, you will buy your Tickets by this route, and WILL TAKE NO OTHER. d5w

CARPETS!

AT H. DANWOOD'S Furniture Store.

RED CANYON, ROCK SPRINGS AND WEBER COAL.

The only reliable market for cheap, assorted and egg coal. Large stock always on hand, and full weight guaranteed. Prices low, and special attention given to suit the wants of the public. Office, Deseret Bank Block, 89.

A. GOLD, Agent.

WALKER BROTHERS, DRY GOODS, CLOTHING, BOOTS AND SHOES, Groceries and Provisions.

Where we are Showing an unusually Fine Assortment of

CARPET & HOUSE FURNISHING DEPT.

New Carpets for the Spring Trade.

ELEGANT DESIGNS IN

VELVETS, BRUSSELS, TAPESTRIES AND INGRAINS

Rugs, Mats, Oil-cloth, Stair Carpets, Cocoa Matting, Window Shades, Furniture Damask, Mouldings, Etc.

IN OUR.....

WHITE GOODS DEPT.,

Lace Curtains, Table Linen, Ties, Toilet Sets, Damask, Huck and Bath Towels, Linen Sheet, Etc.

OUR.....

Clothing and Gent's Furnishing Dept.

Is the Most Complete in the Territory, containing a full stock of

EVERY ARTICLE NECESSARY TO A GENTLEMAN'S WARDROBE.

WE STILL HAVE A LOT OF

LADIES' COATS, DOLMANS, SHAWLS AND KNIT GOODS

WE ARE SELLING AT

GREATLY REDUCED PRICES.

FURS AT ACTUAL COST.

GROCERY AND PROVISION DEPT

Is Fully Supplied with a Carefully Selected Stock of

STAPLE AND FANCY GROCERIES AND PROVISIONS

None but First Class Goods Kept in Stock.

P. AUERBACH & BROTHER'S

SPECIAL

CLOSING OUT SALE

WINTER GOODS

Black and colored Silks and Satins, at 50c, 75c, 1.00, 1.25, 1.50, 2.00, 2.50, 3.00, 3.50, 4.00, 4.50, 5.00, 5.50, 6.00, 6.50, 7.00, 7.50, 8.00, 8.50, 9.00, 9.50, 10.00, 10.50, 11.00, 11.50, 12.00, 12.50, 13.00, 13.50, 14.00, 14.50, 15.00, 15.50, 16.00, 16.50, 17.00, 17.50, 18.00, 18.50, 19.00, 19.50, 20.00, 20.50, 21.00, 21.50, 22.00, 22.50, 23.00, 23.50, 24.00, 24.50, 25.00, 25.50, 26.00, 26.50, 27.00, 27.50, 28.00, 28.50, 29.00, 29.50, 30.00, 30.50, 31.00, 31.50, 32.00, 32.50, 33.00, 33.50, 34.00, 34.50, 35.00, 35.50, 36.00, 36.50, 37.00, 37.50, 38.00, 38.50, 39.00, 39.50, 40.00, 40.50, 41.00, 41.50, 42.00, 42.50, 43.00, 43.50, 44.00, 44.50, 45.00, 45.50, 46.00, 46.50, 47.00, 47.50, 48.00, 48.50,