THIRD DISTRICT COURT.

The Case Against Alexander Johnson Dismissed by the Prosecution.

OTHER CRIMINAL MATTERS.

The Salt Lake Brewing Company Indicted for Maintaining a Nuisance. —Judge Barrett's Division.

When Chief Justice Zane had concluded his setting of civil cases—given in another column—he took up miscellaneous matters arising out of the criminal calendar.

POSTPONED TILL MONDAY.

The trial of John G. Cramer, on an indictment for assault with intent to do bodily harm, has been set for hearing today, but on application of the defendant's attorney, Col. M. Kaighn, who has been quite sick for the past three weeks, it went over until Monday next.

WILL BE "WANTED" AGAIN.

The case of Frank Barrett and F. F. Hicks was continued for the term, on motion of Assistant District Attorney Stephens.

The defendants are at present serving a term of one year in the penitentiary for burglary and this will not expire until some time next fall. The charge now pending against them is that of grand larceny, it being alleged that they stole various articles from a trunk at the rooms of the W. C. T. U.

HE MAY GET OFF.

The trial of Lewis Mellis, of Bountiful, on the charge of forging a time check, was on application of Assistant District Attorney Stephens also continued for the term. Counsel said he had reason to believe that the accused—a youth of eighteen—was not a badly disposed young fellow, and that was the first time he had been charged with any sort of crime. It looks as though the prosecution will not now press the case.

JOHNSON, TOO, GOES FREE.

Assistant District Attorney Stephens—in the case of the People vs. Alexander Johnson, who was indicted with Ben W. Driggs, Jr., for forgery, I am disposed to dismiss the case against him.

The case was therefore stricken from the calendar.

AGAINST A BREWING COMPANY.

The former grand jury having found an indictment against the Salt Lake Brewing Co., charging them with maintaining a nuisance, the hearing of the case came on this morning. Assistant District Attorney Stephens prosecuted; Attorney C. W. Hall appeared for the defense.

The allegation is similar to that made on a previous occasion, when a trial was had and the defendant company fined by Judge Zane. A wooden pipe leading from the brewery carries the water and refuse from thence down Fifth South street, connecting on Second East with the street sewer. The pipe, Mr. Stephens stated, has now become old and rotten, is continually bursting and thereby allowing the refuse to ooze out into the irrigating ditches on the side of the thoroughfares named. The stench at times, owing to the overflow on the street, had become an intolerable nuisance to the residents.

The hearing occupied until the time for adjournment at noon and the case was still proceeding.

CHARGE IN CIVIL CAUSES.

The case of George C. Staley vs. M. H. Murray et al. was stricken from the docket.

Minnie R. Jenkins et al. vs. Lars Jensen. Dismissed for want of prosecution.

George Cannington, Henry Wagener. Dismissed by consent. The same either was made in the cases of John E. Whalen vs. Walter W. Lydeen et al.; James McMasters vs. Charles J. Jensen; John J. Turner vs. the Hyler Rock Co. et al.; Peter Houghey vs. James P. Keate et al.; M. L. Berry vs. the Salt Lake Fraternal and Mutual Accident Association; Richard Evans vs. the Northern Star Mining Co., and W. C. Brooks vs. the Union Pacific Railway Co.

BEFORE JUDGE BARRETT.

John H. Rumel, Sr., vs. the Saltair Railway Co. (Brown & Hoge for the plaintiff, Richards, Moyle & Richards for the defendants.) It was agreed between counsel that this case be consolidated with cause 11,552, Saltair Railway Co. vs. John H. Rumel, Sr., et al., Brown and Henderson reserving all rights to prove up damages of whatever nature at the time of the trial of the cases as consolidated, the same as if tried separately.

John O. Smith et al. vs. A. F. Happy et al. Order to show cause why a receiver should not pay over funds in accordance with judgment set for hearing on the 18th inst.

Edward F. Bush vs. Charles McMaugh et al.; on trial (3). W. M. Ayer for the plaintiff; Frank Pierce for the defendant). This is a claim for $3,000 said arising out of a real estate deal.

COURT NOTES.

The jury in the Third district court late yesterday afternoon returned a verdict of not guilty in the case of Ben W. Driggs, Jr., charged with forgery. A report of the trial appeared in Wednesday's NEWS.

In the suit of J. B. Farrell et al. vs. Emanuel Kahn, assignee, the restraining order was set aside late yesterday afternoon and the injunction dissolved on motion of the defendant's attorney. Counsel informed the court that they had an offer of $26,000 for the stock of goods, and that they would have to close the deal immediately or miss the sale. On motion of plaintiff's attorney the suit against the assignee was also dismissed.

John T. Rich has instituted a suit against John Smithworth et al. in the Third district court to collect $5,156.70 and interest on promissory note secured by a mortgage.

In the case of Elizabeth Portello vs. George Portello & Co., the plaintiff sued for $2,000 but Commissioner Marshall has rendered judgment in favor of the defendants.

Judge Zane, after making the setting of civil cases for trial, this morning, announced that another setting would take place on the first day of February next, at 10 o'clock. The cases set that day would be called before Judge Barrett.

Attorney Moreton is acting for the Alice Fusion Lode case, and the meeting of parties relative to the sinking of that claim, the trial of which will begin on Tuesday next.

RICHFIELD "ADVOCATE" NOTES.

Some of the Things that Interest the People in Sevier County.

Gossip says that the managers of the R. G. W. Ry. are again contemplating the extension of the road through Sevier valley.

A petition has been circulated in Central calling on the proper department to establish a post office in that place and appoint A. S. Hawley as postmaster.

The county court met on Monday and contracted with the county surveyor to make the work of organizing the all surveyed land in the county and by whom held, for which he is to receive $1000.

The central committee met last Saturday to consider the question of recommending some suitable person for probate judge, but failed to reach a choice and the matter was again deferred.

The energetic people of Brooklyn have made a better record than any other community in the county, by building a nice little school house by donation. It was first used by the people of that part of Elsinore ward last Sunday.

The regularly quarterly conference of the Sevier Stake will be held in Richfield next Sunday and Monday. It is thought that some of the Apostles will be here, but who it will be is not known. The Marion ward choir will furnish part of the singing.

Messrs. Anderson and Wolsey from the north are putting up the machinery in the new roller mill between Fremont and Lee. The building is a neatly built structure. The machinery is manufactured by Barnard and Leese, Moline, Ills., the latest and best in the market.

It is said that more snow has fallen in this valley this winter than between known before for thirteen years, but we understand that but little more has fallen in the mountains than in the valley. It is estimated that about two feet has fallen altogether, but hasn't remained long at a time.

Mr. Vin. Erskew, a well known architect from Salt Lake, is in the city with plans for the Richfield school house. The building is a gigantic one, covering just double the ground that is covered by the court house. He has been working on plans for the tabernacle, the wall of which have been standing for many months. It now has the appearance of a barn and it is with difficulty that he is arranging his plan to make it look like anything else.

On Friday night the store of Asa H. Hawley was entered by burglars and some $10 taken from the till, and a few such articles as coffee and tobacco were missing from the shelves. An entrance was forced through an upper window and down through the ceiling. Sunshine rested on Mat. Kelly, and on Saturday a complaint was sworn out by Mr. Hawley, before Commissioner Jenson and a warrant was issued for his arrest.

A Valentine Party.

A unique valentine party was given to the officers and members of the Utah Woman's Press club on St. Valentine's eve by Mrs. S. S. Dickinson, at her residence, 423 east, Second South street. The parlors were beautifully lighted and presented a glowing appearance. Mrs. Dickinson is a social hostess, and as she has a large collection of curious and precious choice specimens of value, collected here and there in Mexico, America, South America and from oriental lands, the ladies were enthusiastic in their admiration of these old and wonderful things.

Each of the guests was expected to relate something concerning the origin of Valentines day, an incident associated with it, but only a few had anything prepared. Mrs. E. B. Wells, president of the club, gave in a sort of chatty way some reminiscences or legends handed down concerning St. Valentine and the peculiar and somewhat ridiculous observances practiced in other countries long ago, and alluded to the nineteenth century legend of St. Valentine revealing the earnest in the expectation of finding youth, life and love the same as of yore, but found the girls too busy with music, science and philanthropy to receive him. Miss N. V. Davis recited in her humorous way Zenobia Cram's Craftship, by James Russell Lowell.

The refreshments were dainty, and were elegantly served. When the guests were leaving the hostess presented each one with a valentine inclosed in her own composition, printed on delicate paper and then with a few amusing lines of dainty ribbon, as a souvenir of the evening.

JUNCTION CITY NEWS.

Judge Miner's Court.—Sad Accident. —Board of Education.

[Sevier Standard.]

Judge Miner remained in chambers nearly all of yesterday and held but half an hour's session of the Fourth District court. On Monday the new term begins and on that day the grand and petit jury will be empaneled. An unusually large amount of criminal business will come up during the term. Mrs. Margaret Ahern, by her attorney, A. H. Haywood, accepted service of the writ of habeas corpus purchased for by her husband, John Ahern, for the possession of their four children. The case of hearing has not been set. A decree of foreclosure for $501 was entered in the case of M. M. Trumbo vs. R. R. Neff, J. F. Maguire and Ellen C. Maguire. The mortgage given on certain lots in plat B, Ogden City survey, was ordered foreclosed and the land will be sold at public auction by the sheriff of Weber county. The report of Reuben Perrin in the case of Willard City vs. J. N. Barker was received and approved. In the case was in favor of the plaintiff and was to the effect that the defendant must execute a more specific deed to about forty acres of land purchased from him by the city and now used for cemetery purposes.

The board of education held an executive session last night without accomplishing anything and adjourned to meet in special session again on Thursday night. William Meyers, the assessor of Cache County, committed a peculiar act yesterday, for which he was fined $10 and costs, in the justice court here. The assessor, it seems, had taken a seat in the Grand Central hotel and was sound asleep, when a boot-black came in and commenced to shine his shoes. The assessor woke up long enough to kick the boy out of the chair, and then went back to sleep. The boy waited awhile, then he threw something on the stove, which exploded with a loud report, and the boy ran out of the room. The assessor woke up and ran out of the hotel, and he was arrested. The assessor's plea was that he was drunk. The assessor's case was also deferred.

While endeavoring to entertain his little son yesterday, William Hancock met with an accident which may cause him to keep to his room for several days. The gentleman was giving the boy a sled ride, the latter occupying the sleigh. In descending a steep hill they struck a telegraph pole and were thrown off. Mr. Hancock sustaining a sprained ankle.

Mr. A. H. Shepherd, of the Southern Pacific car department at Ogden, has been appointed by the Rio Grande Western Railway company as superintendent of the car department of that road in this city. Mr. Shepherd has been in the employ of the Southern Pacific for many years.

One of the greatest cars of the Mexican Central system was dedicated east last night, having arrived from the west yesterday morning. It has been standing around the circle and will go east to New York to take a party of Illinois over the road to the City of Mexico.

Cayenne Pepper as a Remedy.

Editor Deseret News:

Alluding to the subject of medical botany which has been referred to recently in your columns, I will tell you a little circumstance. I was getting sick for the Provo tabernacle about ten or eleven years ago, when a section man came to me and greeted me by name. I knew him, but could not place him. He asked if I remembered a person at Preston, England, when I was on a mission there, who had had bleeding of the lungs, and whom I told to take a quarter of a teaspoonful of cayenne pepperwort day for a week or two. He continued: "I am that man, and it cured me."

I knew then who he was. There were a few scattered members of the Sheffield and Leeds conferences in and about Preston as coal miners. When I was appointed to take charge of the Leeds conference I organized a branch there. The young man that had the bleeding of the lungs attended our meetings, and some months after he joined the Church, also his mother and sister. The three and several other families from that branch are in Utah county.

On the use of cayenne pepper I call your attention to the following which I wrote for the *Independent* and which was printed last week:

Botanical remedies are in harmony with nature's laws of life and health. I will enumerate some of the uses of cayenne pepper. It is a natural stimulant, acting quickly on the system, creating free circulation and healing many affections of the body; half a teaspoonful with half a teacup of warm water will cure any case of nose bleeding. I have seen this remedy used many times and it never failed of good results in one minute. During the last holidays I had the pleasure of visiting friends in Salt Lake City, and there met an aged lady friend who had been taken with a severe attack of bleeding. A doctor was called who plugged the nose, and put a cold stone to her back and in this uncomfortable position she was left. Having had time for reflection she thought of my advice in the use of cayenne pepper; she had the stone and plug removed; her nose bled profusely, she took one teaspoonful of cayenne and was immediately cured. Cayenne is also good for hemorrhage of the lungs. I can name a number of cases permanently cured by its use. It is also a certain specific for pleurisy. I have seen it tried often, and twice upon myself when taken with this dreadful complaint. I obtained relief and a cure in less than twenty-four hours. For treatment of pleurisy take one teaspoonful of cayenne and bathe the feet in hot water with mustard and cayenne added to hot water. Should the first application not give relief repeat the dose as occasion may require.

In times gone by professional men took no idea that in the diseases above named blowing and bleeding were the remedies; however it is now universally admitted that such practice is injurious to health.

General Washington's motto was, "save life." Botanical science is, "save the blood," a pure and free circulation being the true source of health and vigor. I will conclude by adding what the great discoverer on circulation, Dr. Harvey, says: "It cannot be told in fewer words than that health is a free circulation and sickness an obstructed circulation of the blood."

THOMAS CHILD.

BORINGTVILLE, Feb. 13th, 1893.

THAT PETITION FOR PARDON.

Communications Favoring the Release of Malachi Dillon are Still Coming In.

Two more letters in support of the petition for the pardon of Malachi Dillon were received by Governor A. L. Thomas this morning from Wyoming. Will L. Simpson, prosecuting attorney of Fremont county, writes that he candidly believes Dillon was wholly irresponsible at the time he fired the fatal shot at Mitchell. Knowing Dillon personally, he has ever found him a man of honor and integrity; "the poor and needed were shielded him," and "of all who came to him for advice and succor none were turned away unfortunate." Mr. Simpson also says he is satisfied that "today he would recommend to freedom for every error committed in the past." The clerk of the Third district court at Lander, Wyo., (Mr. Benjamin Sheldon) signs the other letter.

Mr. B. A. Preston, attorney-at-law, Lander, Wyo., says he has found in Dillon "a man, when rational, possessed with a jovial spirit, a kind and generous heart, a noble and magnanimous disposition, always ready with an open hand to assist those in distress with his fortune." On divers occasions the writer has known Dillon to charge which he unhesitatingly could not be held responsible for, and that he saw man would do. Mr. Preston adds: "I write this letter because I believe injustice has been done Dillon, and that the wrong can only be righted by his pardon."

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