Judge Morse Issues an Order for Ah Qu's Release.

CHINESE BELLE

WRIT OF HABEAS CORPUS.

Costs of Proceedings Fixed by the Court Against Chief and Captain of Police.

Ah Qu, the Chinese belle who has been held in jall for nearly a week, at the instance of Chief Paul and Captain Burbidge, in order that the police might get some information from her in reard to the killing of Mah Quong Tuo by Yup Sin in Chinatown on last Sat urday evening, which she witnessed, was ordered released from custody this norning by Judge Morse who held that there was no proceedings had which yould authorize the authorities to de-

prive her of her liberty. The costs of the habeas corpus proceedings, by which she gained her liberty, were taxed by the court against the chief and the captain of police, who were responsible for her detention. A the hearing on the writ this morn-ing Deputy County Attorney Irvine read the return made by Chief Paul and Capt, Burbidge, which set out that a complaint had been filed against Yun Sin charging him with the murder of Mah Quong Tuo, and that Ah Qu was the only witness to the shooting and that she was being held until the capthat she was being held until the capture of the murderer, because the ficers believed that she would leave the state if given her liberty. An affidavit to that effect was filed by the officers in Justice Dana Smith's court on Wednesday morning and it was also asked that she be bound over to await

The preliminary hearing. Justice Smith accordingly fixed her bond at \$200, in default of which she was turned over to the custody of the neriff. Mr. Irvine said that she was n important witness and they had every reason to believe she would eave the state immediately if released. He asked that she be held a reasonable the asked that she be held a reasonable ime to give the authorities an oppor-tunity to apprehend Yup Sin, the murderer. Attoracy Lee, of the firm of Lee & Sweet, argued on behalf of Ah Qu. He sold that the section of the statutes, under which the state claims the authority to hold the woman, re-ated to proceedings on and subsequent to prelimpary bearings but in this

to preliminary hearings, but in this base no preliminary hearing has been need and the criminal has not even been arrested, hence that section is not preliminary hearing has been been arrested. applicable to this case at all. He said that the legislature of this state did ot anticipate such a case as this one, o there is no provision in our statutes

or holding this witness. Judge Morse was of the same opinion s Attorney Sweet and held that the tatutes did not authorize the witness tatutes did not authorize the witness to be held under the proceedings had, to he ordered her discharge, and, at the suggestion of Attorney Sweet, he brdered the charges of this proceeding axed against Chief Paul and Captain Burbidge.

HAVE GIVEN UP HOPE. s stated upon good authority that

carried the election." Mrs. Foster observed regarding wo-men voters: "I am particularly satis-fied with the work of the women voters **GETS HER LIBERTY** of Idaho, which was practical and earnest, and in many places turned the tide of the election. In the light of what I have seen it is amusing to hear the argument that the women vote as the argument that the women vote as the men do, anyway. Such is certainly not the case in Idabo, where the women are entirely independent in their politi-cal opinions, and their husbands are willing that they should be so. As many husbands are influenced in their million opinions, by their wires as political opinions by their wives as wives by their husbands. On the other hand, it is simply laughable to suggest that families are broken up by political differences. "I have stopped in Salt Lake to meet my many friends here. I am going to Cheyenne, Denver and Chicago. After visiting the four states where the wo-men have the franchise I will be pre-pared to give an account of their work to the women of the east. While I believe in woman suffrage I am chiefly in-terested in enlisting their support for the Republican party. It is not enough to give them the privilege of voting;

county, and take much satisfaction in knowing that the law and order forces

# they should be taught how to vote." A reception was given Mrs. Foster later, through the efforts of Mrs. Em-meline B. Wells, in the Templeton building, where the visitor spoke of her visit to Russia as a delegate to the interna-tional conference of the Red Cross solety. She was handsomely entertained

## MISS BRINTON TO LECTURE.

First of Teachers' Series to be Given Tomorrow Morning.

The first of the series of lectures arranged by the teachers of this county will be held tomorrow morning at 10:45 b'clock in the Lion House, instead of the L. D. S. university as heretofore announced. Miss Brinton of the Uni-versity of Utah training school will deliver the lecture, the subject of which is "Geography."

HONOR SUNDAY SCHOOL OFFICERS

A large number of Sunday school officers, teachers and pupils assembled in the Twentieth ward new annex hall last night to do honor to the retiring officers of the Sunday school, viz: William W. Salmon, superintendent; George E. Romney, first assistant, and Louis R. Wells, second assistant. Supt. Salmon has been associated with the school for three decades, and for 12 ycars of this time has acted as super-intendent of the school. The evening was devoted to the rendition of musical big systems in Utah will have disappeared. numbers, solos, recitations, readings speeches, etc. During the evening speeches, etc. During the evenin Supt. Salmon was presented with

beautiful and substantial easy chain while his assistants each received Big Ice Pond Empties Into the Eagle handsomely bound book. The recipients feelingly responded to the presentation report was received here late last night of the bursting of the Denver and Rio Grande dam at Pando, on the Eagle river. The dam was built by the railspeeches. An intermission occurred during the evening, during which hand shaking was indulged in and lemonade was served to all present. It was an enjoyable affair. road for the purpose of making an ice pond and a considerable amount of

DEMISE OF W. B. HIBBARD. Former Superintendent of Telegraph Company Passes Away.

George Y. Wallace of this city received a dispatch from Omaha this morning announcing the death at Colorado Springs, Nov. 1, of W. B. Hibbard who will be remembered by old-timers as general superintendent of the West ern Union Telegraph company in early 70's with headquarters in this Mr. Hibbard was well known her and his demise will be a shock to hi many friends, .

quest of the consulate that the Nebras

TELEPHONE IMPROVEMENT

the missing man.

transmitters.

on Monday.

SERVISS RUTTEN WANTED.

#### DESERET EVENING NEWS: FRIDAY, NOVEMBER 7, 1902.

no shirkers.

Clawson.

of rain.

gold braid.

this afternoon, by the Hubbard Invest-DEEDS READY this afternoon, by the Hubbard Invest-ment company of this city which has been working on the scheme for the last three months, and the property is now in the possession of the Engineering company. In fact, the ground has been staked out for the first of the shops, and this afternoon, laborers are digging the trenches for the foundations of the foundry and pattern shop. This will cost \$18,000, and be the first of a series of buildings which when completed will cont it is expected fully \$50,000. The contracting firm of Wingdahl, Rhodes & Co., has the contract for the foundry WILL STEPHENS FOR TRANSFER **DEFEAT NASH?** Papers of Short Line Property Democrats Hopeful That Such & Co., has the contract for the foundry building, which must be completed within 50 days from date. The machine shop will be erected immediately after-South of Salt Lake Drawn Up. Will Be the Case. wards One hundred workmen will be em-One hundred workmen will be em-ployed, the skilled hands coming with their families from Butte, where the company was located prior to removing to Salt Lake, and so many assurances have been given the engineering com-pany of orders from the smellers in 36 TYPEWRITTEN PAGES. HAS A MAJORITY OF SIXTY. this valley, that the outlook is prom-ising enough. The proprietors are Wil-liam Reed, R. May, and J. W. Farrell, who are incorporated for \$100,000. Making a Formidable Document Em-But Bingham and Other Precincts bracing All Property Involved May Overcome This and Elect In Deal to be Transferred. The Republican. SENT TO THE ASYLUM. It is interesting to learn that since Two Unfortunates Committed to That Some little stir was occasioned it Vice President J. Ross Clark and T. E. Institution Today. political circles today by the announce Gibbon of the San Pedro, Los Angeles nent that Frank B. Stephens, Demo-& Salt Lake went to Butte to report to Two persons were committed to the clatic nominee for the lower house President W. A. Clark the result of the nsane asylum today by County Clerk would in all likelihood be elected ove conference with the Oregon Short Line James and Drs. Mayo and Adell. The Albert II, Nash, Republican nomine first was Elias P. Shaw, aged 76 years, who resides at 734 West South Temple officials regarding the transfering of for the same place. It appears that the line south of Salt Lake to the Clark treet. His first attack appeared about the returns already in give Mr. Stephens road the Short Line has been working on data connected with the property. five years ago. The unfortunate man has a wife and six children. a majority of about 60, but the Republicians argue that this will be overcome At the present time the deeds to the property are being drawn up ready for the transfer. The other commitment was that of Sven O. Anderson, who resides at Pleasant Grove, but who has recently when the official vote from Bingham and other precincts, all largely Republi-The deeds make a very formidable cen employed at the smelter in Murcan, is made public. Bingham, as is document, consisting in all of 36 type-written pages embracing all the propray, Anderson has a wife and two children residing in Pleasant Grove, ' well known, went Republican by a good weit known, went Republican by a good majority, the only exception being on the vote for sheriff. When it is re-membered that this district gave the Republicans majorities ranging from 75 to 100 it would appear that Mr. Stephens' chances are not the best. erty involved in the deal, and they also set forth that the transfer is made for TO ATTEND CONFERENCE. a consideration Presidents Smith and Lund Leave To-INSPECT THE CUT-OFF. night for Paris, Idaho. Meanwhile, however, the Democrats are hopefully waiting for the official count as they believe it will give the gentieman a majority and elect him to Short Line Operating and Traffic Of ficials Go Out on Special. Presidents Joseph F. Smith and An-General Manager W. H. Bancroft, Jeneral Superintendent E. E. Calvin, thon H. Lund leave tonight for Paris, Ida., where they will attend the quar-terly conference of the Bear Lake the lower house. Resident Engineer Ashton, Division Superintendent Henderson and Acting stake, Apostle George Teasdale will al-POLITICAL POINTERS. Traffic Manager T. M. Schumacher of the Oregon Short Line went out over a so leave tonight for the purpose of atrending the conference of the Wasatch stake at Heber. Apostle John Henry Smith and Elder Seymour B. Young have gone north to attend the confer-ence of the Cassia stake. The Republicans will hold a grand portion of the Learnington cut-off this morning at 19 o'clock for the purpose ratification meeting at Sandy tonight. The speakers will be Chairman Ander-son, John James, C. Frank Emery, Col. Mat Daugherty and W. W. Wilson and the town will be painted red, so to of inspecting the work that had been done prior to the operating of the proposition next week. When this change has been made the last of the narrow-guage tracks operated by the BROTHERS ARRAIGNED. speak, by the burning of a large quan-tity of red powder. It will be a big time, no doubt, and all who are pleased with the result of Tuesday's battle are Ed, James and J. J. McKee, the three

brothers who nearly killed Frank Bar-ker on Commercial street last night,

ordially invited to participate. were arraigned this afternoon before Judge Dichl on the charge of assault It is stated that Jacob Moritz has gone to Honolulu for the purpose of with deadly weapon. They took until tomorrow to plead. On account of the settling the estate of his mother-in-law. very serious condition of Barker, Coun-

Atty. Christensen asked that the Brigham City will be the scene of bail in each case be fixed in the sum of \$1,500, but the court fixed it at \$1,000 Republican jollification Saturday night. There will be good speakers, good mu-

sic and a rousing good time generally. Political headquarters in this city are about to close up and go out of busi-Court Authorizes the Payment of

#### ness. BANNOCK REPUBLICAN.

In the receivership case of W. G. Benham vs the Salt Lake City Water Gives Morrison and French a Ma-& Electrical Power company, Judge jority of 500 Each. Stewart today authorized the receiver of the company, Joseph Geoghegan, to

Special Correspondence. borrow \$4,500 to pay off the claim of the Westinghouse Electrical and Manufac-Pocatello, Nov. 6,-Bannock county has gone Republican with nearly 500 majority each, for John T. Morrison for governor, and Burton L. French for turing company. The petition of the receiver showed that there was \$2,750 on hand belonging to the company, and that the Westinghouse company had ongressman. Three precincts are yet to be heard agreed to compromise its suit for \$7,-265. Authority was accordingly given from, namely Robin, Mink Creek and Salt River. For members for the leg-

islature: G. B. Stevenson, senator; Denmark Jensen and James F. Hunt representatives; Alfred Budge for district judge. The election was quiet and orderly, Ed G. Galleit, Democratic nominee for

Bear Lake Majorities.

Paris, Bear Lake Co., Idaho., Nov. 6 Below are the Republican majorities

cor. Richards and 1st South St.

IN JUDGE DIEHL'S COURT

mounnon

ing an overcoat and was given 25 days

Jimmy Hicks, Bert Miller, Ben Lich-

LATE LOCALS.

were fined \$30 each.

general entertainment.

the intention of Capt. Summers to make his men 'tend to business, if they ar to remain in the troop, and he will have The local degree team of the Wood-men of the World gave a successful dancing party at Christensen's last night. There was a large attendance and a good time was enjoyed by all. The before intende to give a series of REGARDLESS The lodge intends to give a series of dances during the winter, OF COST The prize of twenty-five dollars offered by the Young Woman's Journal for the best Christmas story, has been awarded by the judges to Miss Annie We must close out the remainder of our CROCKERY AND GLASSWARE, Of which we have still on hand a good and large assortment. It must go in the next two weeks. Call and see the bargains we are offering. H. DINWOODEY FURNITURE COMPANY Ø GUESSING CONTESTS. Superior Court Hands Down a Decision in the Stevens Case. Cincinnati, O., Nov. 7 .- In a case dealing with newspaper guessing con-tests the superfor court today handed down a decision dismissing the peti-tion of Samuel Stevens, praying for a MUSIC TEACHERS. All who desire to consult the list of receiver. The demurrer is sustained fhe court holds that such contests are the representative professors and music teachers of Salt Lake should read the "Musicians' Directory" in the Saturday "News." not within the condemnation of the statutes of Ohio against lotteries, gembling, wagering or betting. The court further holds in regard to the money paid on them if the contract was li-DIED. egal, anyone who seeks to rescind it after election comes too late to be heard, for the reason that WILSON-At Keogh-Wright hospital, this city, Nov. 7, 1992, Prussia P. Wilson, of Eureka, Utah, wife of Geo. A. Wilson and mother of Geo. the contract has been executed wholly or in part. Further, the court holds that such a bill as the one passed executed E. Wilson. on cannot be filed in equity on behalf of others who are not dissatisfied. A court of equity also will not assume jurisdic-tion where there is an adequate remedy

The remains will be shipped from O'Donnell's undertaking pariors at 6 p. m. today to Cheyenne, Wyo., for inter-

MOHR-At Logan, Oct. 31, 1902, of diphtheria, Estella Florence, daugh-ter of Ernest W. A. and Ellen Hall Mohr; born at St. Johns, Ariz, April 3, 1890.

DERRICK-Infant daughter of Hyrum H. and Margaret Glade Derrick, died Nov. 6, 1902. Buried on after-

f possible, the responsibility for the rime. It has been learned that a negro employed by the Mason family has gone away from the city and the po-PROBATE AND GUARDIANSHIP lice cannot ascertain where he is. It was a negro who pawned the Morton watch. The pawnbroker, Jos. Nemser, Consult County Clerk or the respective signers for further information. in whose store both the McPhee and

IN THE DISTRICT COURT, PRObate Division, in and for Salt Lake County, State of Utah. In the matter of the estate of Lorenzo Snow,

NOTICES.



he officials did not urge the detention of the woman any longer for the reaon that they have given up all hope of wer catching Yup Sin, and they could sot get any information whatever con-erning the shooting from Ah Qu, th. nly witness to the affair.

### RRESTED FOR VANDALISM.

#### gden Boys in Trouble - Seventies' Meetings--Skirt Thieves.

#### (Special to the "News.")

Ogden, Nov. 7.-For some months past e Union Pacific railroad people here ave been very much annoved by bays eaking insulators off of their teleaph poles and infuring their trackage Ogden. It is estimated that during he past two months over 400 glass in-ulators have been destroyed by hoodms shooting them off with 22-rifles nd flippers. The vandalism has been ot only quite expensive to the comany, but in some instances has ren-ered their wires almost useless. Up Up b last evening all efforts to locate the mity parties have proven fruitless, ast evening, however, Detective Pen-er, who was on the lock-out, caught number of boys in the very act of de-troying insulators and promptly placed nem under arrest. On being taken to ne police station the boys "squealed" n about 30 others, and they, too, have een gathered in by the police, and will ave a hearing on the charge of malic-ous mischief this afternoon. The Utah light and Power commany has been ight and Power company has been aving similar trouble with its insulaand will join forces with the rail. ad company in an endeavor to make to an example of the boys in this ase as will deter them from giving fur-her trouble of the kind complained of.

#### SEVENTIES' CONFERENCE.

Elders B. H. Roberts and Joseph W. IcMurrin of the First Council of eventies, came to Orden last evening or the purpose of holding a Seventies' onference. The first meeting was held t the Second ward meetinghouse last yening, with a good representation on elect Orden city quartum. The om eight Ogden city quorums. The cercises were in the nature of five inute addresses on the various prin-ples of the Gospel, delivered by memers called from the audience, and a on of the best methods of caring on missionary work in the world here will be a similar meeting held its evening in the same place,

SKIRTS STOLEN.

e police were notified this morning ne time last evening thieves enred Horricks' store and purloined two dies' skirts, valued at \$3 and \$9 reectively. The officers up to the pres-it have not been able to locate the mail to Dietz. or the stolen goods.

## MRS. FOSTER HERE.

#### oted Temperance Speaker Stops Off To Visit Friends.

Mrs. J. Ellen Foster, the political and mprance speaker, is at the Knutsford om Idaho, where she has been talking the interest of the Republican party. says she was surprised at the exnt of the Republican victory, which much greater than she expected. Foster remarked:

rs. Foster remarked: "I spoke in nearly all the towns of roahone county, where the Coeur Alene riots occurred two years ago. no other part of the state was the sue between the believers in law and der and the lawless element so pro-sunced. The Democratic nominee for eriff had been a deputy sheriff during e trouble, and offered no resistance to o rioters at the time of the blowing e rioters at the time of the blowing of the Bunker Hill and other mines. and very large audiences in Shoshone

#### Native of Belgium Supposed to be in John Brady Dead.

This City. John Brady, who for hearly 15 years had been a conductor on the Rio Grande Western, died at his home, 216 West First South, about midnight of stomach trouble. Brady had suffered considerably for months past from the complaint and since September was confined to his bed. He was 36 years of County Clerk James is in receipt of a communication from County Clerk Orin Reld of Kelth county, Nev., inquiring as to the whereabouts of Serviss Rutten, who is supposed to be in this city or state. Rutten is a native of Belgium. age and leaves a wife and three brothers, one of whom is general superinten-dent of the Canadian Pacific at Toronto. The deceased conductor was well known in railroad circles in this state and had the esteem of every man with and for the past two years his relatives in that country have been trying to find him. He was traced to Ogalalla, Neb., and from that place to this city, but nothing further can be learned o The matter was finally placed in whom he was acquainted. the hands of the American consulate at Leige, Belgium, and it was at the re

SPIKE AND RAIL.

D. & R. G. DAM BURSTS.

River Last Night.

Glenwood Springs, Colo., Nov. 7 .- A

water was stored behind it. Dwellers in Eagle river canyon and further

down the valley were notified of the breaking of the dam and fled to the

hillsides. While it is not known wheth-

every one was warned, it is not

thought that any casualties will result,

J. C. St. Clair Badly Burned.

Line at Butte yesterday undertook to clean a pair of gloves with gasoline in the office of the company. While so

engaged he thought that he needed a

smoke. Consequently he charged his pipe and struck a match. It is feared

that St. Clair's classic beauty is for-

ever marred, while it will be some time

J. C. St. Clair, traveling freight and

as the river bed is deep.

General Agent Neslen of the Burka official wrote to County Clerk James. The local officials will render lington returns from Chicago tomorrow Henry Schlacks, formerly of the Denall assistance possible in trying to find ver & Rio Grande, is in Sait Lake accompanied by his son.

El Paso, Tex., is to have a union de-pot which will cost \$500,000. The mat-ter was decided at a meeting held yes-Breast transmitters have been adopt

ed by the Telephone company for the W. Wells, a brakeman in the employ use of the girls at the big switchboard. of the Oregon Short Line, had his left hand badly smashed at Murray while These transmitters resemble an car trumpet, with the mouthpiece in front making a coupling yesterday.

of the girl's face, and it is suspended The Brigham City change whereby from her neck by a strap. The mouth-plece moves with the girl as she reaches the Southern Pacific trains will be run over the Oregon Short Line tracks into Ogden, will be made on or about today here, there and everywhere in answer-ing calls, and she is not bothered by week being obliged to keep her head in or

The Rio Grande Western will run an spot while reaching in all directions with her hands. Then the side talk from ajoining operators is not heard, excursion to Ogden on Sunday on the occasion of the reunion of the Wood-men. The train will leave at 9:50, re-turning leaving Ogden at 7:15 p. m. as was the case with the old suspended

Gen. Manager W. H. Bancroft of the Oregon Short Line is the authority for the statement that the brond gauge to UTAHANS IN WASHINGTON. Terminus will be completed by tomor-row and that it will shortly be in (Special to the "News.")

ame days.

Washington, D. C., Nov. 7.-Sylvester operation. Q. Cannon, accompanied by Mrs. Lou-Gideon A. Gibbs of the Salt Lake and ise M. Cannon and Miss Louise Cannon, Brigham City, is in the east on mat-ters connected with the building of the are in the city visiting their sister. Mrs. road. From a letter received Mr. Gibbs Wiley. They will leave for hom expects to bring some good news home with him.

## POSTMASTERS AND PENSIONS.

#### (Special to the "News.") Washington, D. C., Nov. 7 .- William F. Uirich has been appointed postmas-

ter at Ranchester, Sheridan county, Wyo., vice Mrs. Jennie R. Ayles, resigned An increase of pension to \$10 per nonth has been granted Freeman Gra-

um of Halley, Idaho. Postoffices discontinued--Lake Shore tah county, Utah; mail to Spanish ork. Dewey, Sheridan county, Wyo.,

# TERHUNE'S FUNERAL

Unfortunate Snicide Will be Laid to Rest Tomorrow.

According to local newspaper ac-R. has pursuaded the citizens of Ben-ton, Neb., that they are living in the The funeral of William E. Terhune wrong place, and accordingly they have decided to move the town, residence buildings, stores and all. The decision who suicided with cyanide of potassium, will be held tomorrow at 10 a.m., to move came with the announcement of the Union Pacific R. R. that a new from the undertaking parlors of S. D. Evans, with interment at Mt. Olivet. town, containing a large mill and ele-vator, would be established at a point Agent Alder of the insurance company ays that the \$2,000 insurance money will be puid to the widow as soon as she three miles down stream. The struc-tures will be floated down the Platte shows legal proofs of death. R. H. Terhune, brother of the deceased, has not been able to come on from Den-ver. Subsequent events show more plaints than one that the show more H. river to the new site

NEW MACHINE SHOPS. plainly than ever, that the act was pre-meditated for a long time, Salt Lake Engineering Co. Acquires. Site on West Side.

## CONFERENCE POSTPONED.

The South Sanpete conference, hither, to announced for Saturday and Sun-day, Nov. 8 and 9, has been postponed for one week. The First Presidency will attend.

perore he will be able to use his hands. case of A. C. Bishop et al. vs the Mur case of A. C. Bishop et al. vs the mur-ray Hill Mining company at plaintiff's cost. The action was brought to re-cover \$1,000 alleged to be due for legal services rendered defendant company from July 1, 1899, up to date. John Brady, who for nearly 15 years

each.

Rev. Moorhead's Estate.

to borrow \$4,500 so as to settle the claim under the terms of the compromise.

Bishop's Case Dismissed.

Judge Stewart today dismissed the

RECEIVER MAY BORROW.

Westinghouse Claim.

Mrs. Harriet P. Moorhead filed a pe-tition in .he district court today asking for letters of administration upon the esate of Rev. I. N. Moorhead, deceased who died in this city on Oct. 16, 1902 The estate consists of a life insurance policy for \$5,000. The heirs to the es tate are the petitioner, who is the wi dow of deceased and two daughters The petition will be heard on Nov, 21

#### Decree of Dissolution.

Judge Hall today rendered a decree of dissolution of the corporation of th Morning Glory Mining company, i auditor. accordance with the petition untary dissolution recently filed by said company.

COURT NOTES.

L. V. McPherson has filed suit in the district court against John and Emma Andrews to foreclose a mortgage or certain real estate given to secure the payment of a promissory not for \$707 Suit for divorce has been filed in the listrict court by Minnie B. Alexande against Charles A. Alexander on the ground of non-support. The parties were married on Oot. 9, 1895, in Los Angeles. Mrs, Alexander also asks that her maiden name of Dillingham be restored to her.

Charles F. Ludlow has filed suit for divorce against Emina R. Ludlow or the ground of desertion. It is alleged that Mrs. Ludlow deserted her husband on Aug. 15, 1900, only 10 weeks after the marriage.

The case of Harrison Donaldson vi the Bingham Consolidated Mining and Milling company has been transferred from the district court to the federal court.

Judge Stewart has granted Louise Johansen a divorce from her husband, C. H. Johansen, on the ground of de-The Mason City & Fort Dodge is suing in the federal court asking for sertion. The parties were married in Manti on Aug. 15, 1893.

an order permitting that road to use the tracks of the Union Pacific from Judge Stewart has dismissed th following cases upon motion of plain-tiff's attorneys, as the same have been compromised; Alex Rogers vs Edward McGurrin; and H. O. Crandall et al. Council Bluffs to South Omaha including the Missouri river bridge and the passenger depot and terminals in Oma-

The Chicago & Northwestern is runvs the Utah Construction company. ning a through tourist car in connec-tion with the Rio Grande Western and Minnie B. Craft has filed suit for divorce against her husband, Charles W. Craft, on the grounds of desertion Southern Pacific from Chicago to the coast. The car is attached to No. 3 and failure to support. The parties were married in Council Blaffs, ia., on July 1, 1885, and it is alleged that defendant deserted his wife on Sept. 23, 1893 out of Salt Lake on Saturdays and Mondays, arriving here at \$:30 in the morning, thereby giving the through passengers ample time to take a drive around the city. The westbound car also comes though Salt Lake on the Plaintiff also asks to be awarded the custody of their three minor children Bessie A. Safford and Phillp G. Saf

ford have filed a petition in the district court asking that the will of Frances H. Safford, deceased, who died in this city on Nov. I, be admitted to probate and that the first named petitioner b appointed administratrix of the said es tate with the will annexed. The estat is valued at about \$\$,700 and consist of real estate, valued at \$7,000, cash on deposit amounting to \$1,200, and house-hold furniture valued at \$500. The heirs to the estate are the petitioners and the husband of deceased Alfred G. Safford. The will provide that Bessie A. Safford shall have \$60 more interest in the real property which is situated on Douglas avenue than her brother, Philip G. Safford With that exception the estate is to b divided equally among the heirs. The petition will be heard before Judge Half

The final details of the deal by the Salt Lake Engineering company for the northeast quarter of block 26, plat C. Fourth South street, between Sixth and Seventh West streets, were completed Tomorrow is not today. But Satur-day is our special day for bargains. Ladies \$2.50 shoes at \$1.95, a \$2.00 at \$1.50. The Peoples Cash Store, cor. Richards and 1st South St.

on Nov. 24.

is heart was broke at finding at that county clerk, made a phenomenal run, and has over 500 plurality over Loux, his opponent. Hannab Harmer, Demo-cratic nominee for school superintenthere was another break just ahead of him. This kept him traveling and traveling until he got very tired. How-ever, it is all right now, and the line dent, is conceded duly elected. was in good working order last night

## AFTERNOON MINING CALL.

and Arco was in distress for four days

this week, owing to breaks, which, how-

in hot weather. The construction boss was not "up to snuff," as to the heat lengthening out the wire, and strung it pretty taut. The result was that

when cold weather came, there was a shrinkage and a breaking, and when

runs over a desert, and was strung

The

ver, have now been repaired.

#### Trading Expanded Over Good List. But Prices Contracted.

in Bear Lake county, as shown by the returns of Tuesday's election: Governor-J. T. Morrison, 250, Congressman-B. L. French, 175. District Judge-Alfred Budge nearly 00 behind in Bear Lake, but from 709 1,000 ahead in the district. Member of Legislature-William Hall, doubtful); Elijah C. Keetch, 30. The county elects the whole of the Republican ticket with the exception of roner, surveyor, probate judge and veen 24 and 23 cents,

Mammoth declined from 1.77 to 1.67, hile 1,400 shares were being sold. Daly-Judge was favored with buyers for 545 shares, on a market that varied from 9.00 to 9.15, and back to 8.75 Among the other sales were: durun unun munun munub

Daly-West, 10 at 49.50. Dalton & Lark, 1,000 at 1.

house where Mason lives was about his Frank Flemming, a character well work as usual today, although the po-lice claimed he had gone away. He The most of the best for the least known to the police, pleaded guilty this afternoon to the charge of stealing is our motto. 20 lbs of sugar for \$1.60, Currants and Raisins 7c a pound. The Peoples Cash Store, cor. Richards and two pairs of trousers. Judge Dichl gave him 25 days at hard labor. 1st South street. James Gradey pleaded guilty to steal-

enstein, Billy Youngston and George Hays pleaded guilty to gambling. They Today's local bank clearings amount-ed to \$510,097.34 as against \$712,848.86 for T. W. Telford pleaded guilty to keeping a gambling house, and after giving him a severe "roast" Judge Diehi im-posed a fine of \$60. the same day last year.

It takes six horses to work the plows turning up the roadway on South Temple street, east of the monument, the soil is packed down so hard. The as-Held's band has secured Thanksglv-ing dates at the Salt Lake theater for a phalt company will try and push the paving through to Eagle Gate this seaare requested to be present.

State Food Inspector Heiner is still on the war path after violators of the law. He says he has the situation well in hand and offenses are being reduced to a minimum.

There will be a rehearsal at 1:30 p.m. omorrow in the Theater for the entertainment to be given by the Christian Union Nov. 25 next.

The owners of property in block 70 net this morning in the office of Spener Clawson and instructed the comlittee appointed to devise ways and neans out of the entanglement over Paradise alley, to employ an attorney and enter suit to determine rights of

erta, Can. He says it is the finest arming and grazing country imagin-able, and the climate is so fine that one nay sleep out of doors right along with mpunity-and two or three quilts, ien. Cannon wouldn't mind locating there.

There have been 225 acceptances from embers of the Commercial club for the inquet of Nov. 11, the first banquet of e club, and the indications are that it Il be the greatest banquet ever held this city. Members of the club are tified that the regular monthly meetnight in the parlors of the club.

Private Joseph Bowen of A troop, U. Private Joseph Bowen of A troop, U. N. G., was trapped and caught by the corporal's guard detailed to catch him by Capt. Summers the other night. Bowen was found at a dance, and promptly collared by the detail and marched to headquarters to report. His case will be disposed of later. It is

At the afternoon mining call uneven trading was indulged in over a good sized list of stocks, but prices were uniformly lower. May Day was the heaviest seller and while 15,000 shares changed hands the price wavered be-Grand Central found buyers for 700 hares from \$5.10 to \$5.05. Boys' School Shoes, size from 4 to 5½, 75c a pair. Child's box calf lace shoes 8 to 11 at 75c. Misses satin calf shoes at \$1.49. The Proples Cash Store,

Con. Mercur, 300 at 1.80 and 1.81. Creole, 1,000 at 50. man as the person who pawned the watch but it was not Mason.

Ingot, 1,500 at 11 and 10%.

said today that he was at his post yes-terday and could have been found there by the police if they had looked for him.

BUSINESS NOTES. ······ 1st South street. . . .

Contractor Campbell of the Federal building has received a carload of gray brick faced with white enamel on on side, which came from Kansas City, and cost the government \$110 per thou-sand. The cost in Kansas City is \$70, and the difference represents the cost of carriage. This brick will be laid in Friday, Nov. 7, 1902. the basement areas, the white ename throwing the light into the interior af ter the manner of the prisms noticed over some office windows. Mr. Camp-Erie Com. ..... K. C. So. Com ... Ches. & Ohio ... bell has induced several of the lock brick makers to exeptiment with mak-West. Union .... 91 Leather Com. ... 13% ing of vitrified brick and gray brick, which have hitherto been imported at considerable cost, and he believes the Pac, Mail .. ... experiments will be successful. The vitrified brick is used for street paving Alton Com. .. ..

K. & T. pfd. ... Smelt. Com. .. do. pfd. .... R. G. pfd. .... largely, and the gray brick make a handsome front for buildings. 4 4 4 James F, Woodman has transferred Gt. West. Com. Norf. & West ... by guit-claim deed to the Alta lcub, for \$4,300, part of lots 5 and 6, block 74. Col. Fuel Com., plat A. The property faces on South Temple street, and lies directly east of the club building. The deed has been in escrow ever since March 10, 1900. St. Louis, So. | 3014 Steel Com. .. .. do. pfd. ..... Tenn. Coal ....

Copper .. .. .. The contractor who excavated for The contractor who excavated for the University club building, will have to go deeper by six feet at the rear and three feet in front because the soil is "made," and the foundations must rest in natural soil. "Made" ground is un-safe to trust for foundations, as there is no tailing what may have been Sugar Met. Trac. .. .. Brooklyn .. ... Manhattan .... 1361/2 1373/6 1365/2 St. Paul ...... 1861/2 1373/6 1365/2 U. P. Com. .... 1641/2 1041/2 1061/2 Atch Com. .. .

his stories about the watches after which he started for the East Cam-bridge jail to see Mason for the purpurpose of identifying him.

The negro who has charge of the

35 471/2

41%

83% 59%

441/2

95

90% 29% 72% 86%

39% 87%

63%

11812

139½ 62¼

ople's Gas .. 102% 1021/2

391/2 87%

63% 63%

1034

119

pfd. .. ..

Morton watches were found, was at

police headquarters today and repeated

Snow, administrator of the estate of Lorenzo Snow, deceased, praying for an order of sale of real and personal pro-Capt Rugan of the bureau of criminal investigation said that Nemser had insisted that it was a mulatto who pawned Miss Morton's watch Saturday perty of said decedent, and that all persons interested appear before the night, and that it was the same indisaid Court to show cause why an order vidual who brought the watch in the should not be granted to sell so much as shall be necessary, of the following store on Monday and sold it for \$4. He further stated that another negro, olddescribed real estate and personal pro-perty of said deceased: to wit: Comer, heavier and darker than the mulat-to joined the latter just as he was re-ceiving the money. An apparent coin-cidense was noted today in connection mencing 16 rods south and 4 rods east of the northwest corner of the southwest quarter of the southeast quarter with the pawning of both the McPhee of Section 12, Township 9 north, range and Morton watches in that the ad-dress given in the McPhee case was 23 2 west, thence south 20 rods; thence west 38 rods; thence north 38 rods, thence east 18 rods; thence south 18 Grove street, and in the Morton case the same number, 23 Greenwich street, was given. In probing the case at Waverly, the

rods; thence east 20 rods to place of ba-ginning in Boxelder County, Utah. Also a parcel of land in Lot 6, Block 4, Salt Lake City, Utah, as in the petition state police have found evidence that Mason had made at least two attempts lescribed. to have women meet him at night at "The Oaks," a section of the Metropol-itan park reservation not far from the Also all the personal property in said

etition described. An order is also taked in said petition authorizing the administrator to deed to Lewis G. McLean insane asylum, where Mason was a patient and on the grounds where Miss Morton was killed. Nemser failed to identify Mason. At Hoagland the property in said petition described as having been sold by the eccased in his fife time, said Hoagland the jail Mason was placed among six other men and Nemser carefully scru-tinized each one. He picked out one has been set for hearing on Friday the "1st day of November, A. D. 1902, at 10 Court, in Salt Lake City, Salt Lake County, Utah.

Witness the Clerk of said Court with the seal thereof affixed this 6th day of November, A. D. 1902. (Seal) JOHN JAMES. Clerk.

By C. Frank Emery, Deputy Clerk.



on an abstract from UTAH SAVINGS W. S. MCCORNICK, S. H. LYNCH.



