

THE DESERET NEWS.

TRUTH AND LIBERTY.

No. 3.

Salt Lake City, Wednesday, February 19, 1879.

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TERMS IN ADVANCE.

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SALT LAKE CITY, February 19, 1879.
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Local and Other Matters.

FROM TUESDAY'S DAILY, FEB. 11.

Luna-Williams.—There is a letter at this office for Mr. William Williams, who came to Utah, from West Bromwich, England, about thirty years ago. It is written by his sister, Mrs. Agnes Luna, of Petersham, New South Wales.

The Weather.—The south wind which has been blowing so steadily for a few days past has caused the departure of the snow and ice and the presence of a very disagreeable mud, especially in the lower portions of the city. Many farmers, who were prevented by other work from doing their plowing last autumn, are now preparing to begin, and express hopes that the weather may remain favorable for a week or two. Other farmers, especially those who have winter wheat sown, are desirous that the thaw shall bring with it an abundant supply of rain or snow. For our part, we want the roads either to dry up or to freeze up. This is truly a selfish world, and it is a good thing that the control of the weather is not left to human hands.

Arizona News.—We are informed that a letter from a gentleman in Arizona to a friend in this city, states that the settlers in the Salt River Valley, in which Mesa City is situated, have been notified that the government has selected that valley for an Indian reservation, and that they need make no more improvements. No more land patents will be issued to settlers there, and those who have their titles will be compelled to leave, after receiving pecuniary consideration for their improvements and expenditures. This kind of a proceeding seems a very harsh one, and the emigrants cannot be blamed for feeling a little sore on the subject. When the full particulars of the case are known we may have something more to say upon this matter.

Third District Court.—Proceedings, yesterday afternoon, on the bench: Lewis Bopp vs. Hanah J. Bopp; decree of divorce granted.

Court adjourned till this morning at 10 o'clock.

Proceedings this morning: The cause of J. C. Morrison vs. J. J. O'Reilly et al. was called. Plaintiff's attorney absent.

M. Goldberg vs. Thomas Taylor et al. Demurrer to complaint argued and submitted.

United States vs. Henry Wagner. On motion of district attorney case dismissed and defendant given leave to withdraw bond.

Thomas J. Shelton vs. John Paxton et al. Demurrer to amended complaint and motion to strike out part of amended complaint was argued.

Court adjourned till 2 p.m.

Ogden City Election.—Following are the returns of the Ogden municipal election which took place yesterday. There was no real opposition, but a ticket was circulated containing a new list of names for all the officers, the highest number of votes for either of which was 48. Everything passed off quietly.

MAYOR.

L. J. Herrick, 691 votes

ALDERMEN.

1st wd. D. M. Stuart, 692 "

2d wd. C. F. Middleton, 692 "

3d wd. Joseph Stanford, 676 "

4th wd. Wm. B. Hutchins, 689 "

COUNCILORS.

Edwin Stratford, 677 votes

R. S. Watson, 695 "

Robert McQuarrie, 678 "

Israel Canfield, 691 "

W. W. Burton, 674 "

MARSHAL.

William Brown, 684 votes

RECORDER.

James Taylor, 694 votes

ASSESSOR AND COLLECTOR.

Thomas D. Dee, 691 votes

TREASURER.

Aaron F. Farr, 694 votes

Supreme Court.—Proceedings of the Supreme Court yesterday, Chief Justice Schaeffer and Associate Justices Emerson and Boreman on the bench:

The People of the Territory of Utah vs. Samuel Barnes; judgment of the Third District Court is affirmed.

Wm. Nelson vs. Wm. Clayton; order and injunction of Third District Court affirmed.

Thos. McLelland, administrator of the estate of Charles Roper, deceased, vs. James Dickinson et al.; judgment of the Third District Court affirmed, Boreman dissenting.

J. E. Burnham et al. vs. Anson Call; decision of the Third District Court reversed.

F. M. Lyman vs. Enoch F. Martin; decision of the Third District Court affirmed and demurrer overruled, Boreman dissenting.

E. A. Anthony vs. C. R. Savage; judgment reversed, Schaeffer dissenting.

Christian Rhemke vs. Jeter Clinton; judgment affirmed, Emerson dissenting.

The People vs. George Gough; judgment affirmed.

Account of clerk approved.

A night session was held for the signing of the records, and the Supreme Court adjourned *sine die*.

The decision in the case of F. M. Lyman vs. E. T. Martin it will be seen is favorable to the plaintiffs, and it is now decided that the count asked for by them must be made by the defendants. The decision of the court and dissenting opinion of Judge Boreman will shortly be published.

The case of Chris. Rehneke vs. Jeter Clinton, better known as the Englebrecht case, brought for damages for the destruction of property in 1870, was decided in favor of the plaintiffs. The case will now be carried by the defendants to the United States Supreme Court.

Information Wanted.—If Benjamin Salisbury, formerly of Banwell, near Bristol, England, or any member of his family will communicate with Wm. Morris, Cache County, Utah, he will confer a favor, and may hear something to his advantage.

Fatal Accident.—The following special dispatch was received yesterday afternoon:

SILVER REEF, Feb. 11, 1879.

A slab weighing about two tons slipped from the roof of the Last Chance mine, at 2 o'clock this morning, instantly killing John Duffy and Oscar Towle, night foreman. Bill Stockdale, Duffy's partner, escaped with slight injuries.

Pleasant Anniversary.—Yesterday, the 11th, was the eightieth anniversary of the birthday of Sister Mousley, and to show that they remembered the occasion, all her children and grandchildren who live in this city, a company by no means insignificant in numbers, proceeded to her house in the capacity of a surprise party. A very pleasant time was enjoyed and the recipient of the surprise, at the request of the visitors, sang with spirit and vivacity a number of songs which she used to sing in her

younger days to her children. Sister Mousley's life has been one continual scene of activity, and though she has now reached a ripe and happy old age, her faculties are unimpaired, and she is sprightly and busy as a girl. We heartily join with her numerous friends in wishing the lady many pleasant returns of the day.

Dreadful Murder.—This morning's *Junction* contains the particulars of a fearful tragedy which occurred on Monday evening, the 10th inst., at Plain City, in Weber County. The facts in the case are about as follows:

On Monday, Mr. Joe Dudley, a young man living at West Weber called at the house of Mr. Henry Wadman in Plain City, and requested Mrs. Wadman to send her son, Henry Wadman, Jr., to Mr. Spencer Raymond's residence, also in Plain City. The lady did so, and young Wadman went to the place named. Some other person being in the room, Wadman requested Dudley to come outside with him a moment as he wished to speak with him. When they were in the open air Wadman demanded that Dudley retract something which he had said and threw his hand back as if to reach for a pistol. Dudley, however, immediately struck him with a riding whip. Wadman reeled and screamed for assistance, and Mr. Raymond and a man from Ogden rushed out but were told by Dudley to stand aside as he wished no interference. Almost immediately he fired three times at his staggering antagonist, each shot taking effect in the victim's head. He then, with the utmost coolness, reloaded his pistol and offered to accompany the two spectators to a justice of the peace, which he did, and gave himself into custody. He now lies in Ogden jail.

The difficulty is supposed to have been brought about by Wadman's interference or exertions in behalf of Dudley's wife, a separation between the two having lately taken place. Full particulars are not known, but the above seems to be the commonly received version of the story.

Third District Court.—Proceedings of the District Court yesterday, M. Schaeffer, Chief Justice, on the bench:

Trustees Plain City Irrigating Company vs. Margaret Edwards et al.; order approving the award of the commissioner herein.

W. B. Dodds vs. T. Smirna; appeal from justice's Stockton precinct; dismissed; procedendo to issue.

James Hamill vs. Marshal Hawson; order confirming sale made by sheriff.

O. D. Dudley, et al. vs. Rosabelle Hubbard et al.; demurrer to complaint argued, and further hearing continued till Wednesday at 9.30 a.m.

Paul Bues vs. M. Shaughnessy; demurrer to amended complaint submitted and taken under advisement.

L. U. Colbath vs. Eber Case; two cases; default of defendant and judgment as prayed entered.

Julia Alexander et al. vs. T. S. Wadsworth; decree of foreclosure entered.

John Burns vs. A. G. Paddock et al.; the motion of defendants for a commission herein is granted.

Court adjourned till this morning at 9.30 o'clock.

Proceedings to-day:

United States vs. nine caddies of tobacco, etc., dismissed and all proceedings discharged.

Evans and Painter, vs. Ezra Caldwell. On motion of defendant's attorney, appeal of plaintiffs dismissed and procedendo to issue.

Paul Beus, vs. M. Shaughnessy. Demurrer to complaint having heretofore been submitted, is this day by the Court sustained. Defendants given five days to answer.

O. H. Dudley et al. vs. Rosabelle Hubbard et al. The demurrer to the complaint was further argued and submitted to the Court.

City Council.—Proceedings at the City Council on Tuesday evening, Feb. 11th, 1879, Mayor Little presiding:

A petition was received from number of citizens calling the attention of the City Council to the almost impassable condition of Fifth South Street between Main Street and the State Road, on account of mud and water, and asked that the street be levelled and gravelled. Petition was received and referred to the committee on streets and alleys.

A petition was received from John Acomb, Sen., asking the refunding of \$5, paid by him for a lot now in the military reservation. Petition received and granted.

A petition was received from David Chard, asking that he be refunded \$5, the money paid by him for a lot now in the military reservation. Petition received and granted.

A petition was received from Wm. Noyce, asking that he be refunded \$5 paid the city for a lot now in the military reservation. Petition received and granted.

Mr. P. H. Lannan appeared before the City Council and made a statement relative to the grievances to which the dealers in meat and other articles are subjected by the enforcement of the provisions of the ordinance relative to obstructions on sidewalks, and asked that dealers and hucksters be allowed the privilege of hanging out from the buildings certain articles in which they deal. He asked that the Council allow them a couple of feet for the purpose mentioned, and in support of his proposition directed the attention of the Council to the existence of bay windows on the business streets, which take up from 18 inches to three feet.

A motion was then made, calling up a petition signed by a number of merchants, heretofore tabled, which embraces the request of Mr. Lannan, and this petition, together with the verbal petition presented, was referred to the committee on municipal laws, with instructions to draft an amendment to the ordinance in force.

The committee, to whom was referred the petition relative to opening Apricot Street, reported, recommending the establishment of the lines of the street, and that the Surveyor be instructed to ascertain what titles would be affected by the opening demanded, etc. The report and recommendations were adopted.

The committee to whom was referred the petition of J. T. Wilson asking for a lease of the Tenth Ward Square, reported that upon inquiry it was learned that the square was already leased. The report was received and adopted.

The special committee to whom was referred the matter of deleterious water flowing from the soap factory in the 19th Ward, made a verbal report stating that they were unable to make a full report as yet, but would do so shortly. They had visited the factory, and were informed the deleterious matter complained of was simply salt and water. They were having some of it analyzed and would then make their report.

The matter of the sale of the city insane asylum to the county was referred to the committee on public grounds.

The bill of Wm. Hyde, jailor, for boarding prisoners for the month of January, amounting to \$185.40 was presented and the amount allowed and appropriated.

The following motion was made and referred to the committee on streets and alleys:

I move that the sidewalks on East Temple Street from South Temple to Third South Street be brought to the established grade and paved; also First South and Second South Streets from West Temple to First East Streets, and that the sidewalks on the following named streets be brought to the established grade and gravelled, to wit: North Temple, from the eastern terminus to the Utah Central railroad track, and First North, from its eastern terminus to Second West or southeast corner of Union Square; also South Temple, a distance of four blocks east and west from the Temple block; also First South, from First East, a distance of three blocks east and a distance of four blocks west from West Temple, and Second South, two blocks east from First East, and west the

same distance from West Temple, and Third South four blocks west, and three east from East Temple, and East Temple from South Temple to its northern terminus, and First East from its northern terminus to Seventh South, and Second East from its northern terminus to Third South, and West Temple from its northern terminus to Third South, and Second West the same distance.

A. H. RALEIGH.

The committee on municipal laws reported back the bill for an ordinance regulating the distribution of waters flowing into the city, with the amendments, which, pending its passage, was referred to the committee on revision.

The Council adjourned till next Tuesday evening, at 6.30 o'clock.

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NOTICE

IS HEREBY GIVEN, that a meeting of the land owners of the Leamington Irrigation District will be held in the house of Joseph Anderson, on the 15th of March, 1879, at 1 p. m., for the purpose of electing the officers of the Leamington Irrigation Company, and to vote the tax for the present year.

P. D. LYMAN,

T. TALBOT,

THOMAS MORGAN,

JOSEPH A. LYMAN,

Secretary

ESTRAY NOTICE.

I HAVE in my possession:

One red HEIFER, coming three years old, no marks or brands visible.

One red and white yearling HEIFER, a patch of white on rump, a small star in forehead, no other marks or brands visible. If not claimed they will be sold at the Croydon district estray pound on Monday, February 24th, 1879, at 12 o'clock, noon.

WM. H. TONE,

District Poundkeeper.

Croydon, Morgan Co., Feb. 11, 1879.