

## OGDEN DEPARTMENT.

## DISTRICT COURT PROCEEDINGS.

THIS MORNING, (December 2d) the case of Abraham Chadwick was called when Mr. C. C. Richards moved to quash the indictment on the ground that the name of one of the witnesses, J. C., son of M. Chadwick, was not entered at the foot of the document. Motion argued and left in abeyance.

The case of the United States vs. P. A. Nielson was taken up. The indictment charges him with tampering with the United States mail—in fraudulent taking from the post office a letter belonging to another person and opening it. Mr. Ogden Hiles prosecuted and Mr. W. C. Hall defended. A jury was impaneled. The defendant had previously pleaded "not guilty."

The first witness called was John Oberlander. He lived at Logan. Has known defendant since the first of June, 1885. On the 14th of July, 1885, witness was acquainted with Frank Foote, an assayer in Salt Lake City. In July the defendant sent a specimen of ore to him to be assayed. He also sent him a letter enclosing money to pay for the assay. Defendant's wife wrote the letter by his dictation, and he signed it. He requested Mr. Foote to return the letter to the writer. This was on or about the 14th of July. The letter was exhibited to the jury and shown to the witness who said he identified it as the letter he had sent to Mr. Foote. He further stated that about the 18th or 19th of the same month, P. A. Nielson called Oberlander and his wife into his hotel in Logan, saying to them, "I have something to show you." They went with him into the parlor when defendant took from his pocket two letters, and presented one to witness, saying: "What do you think of that?" Witness was surprised to recognize the letter he had sent to Foote. After looking at the contents he asked Nielson how came there to be two receipts on that assay. He had sent but one to the assayer. Nielson said he (defendant) opened the letter and put in three more dollars (the witness had already enclosed one dollar for the assay). He also asked defendant how it was that Mr. Foote charged three dollars when he never charged witness but one. Oberlander did not say what the response to this query was. He said he never gave defendant any authority to open his mail, at any time. On cross-examination Oberlander said he formerly resided in Iowa. He had lived in Cache County only about two years. Witness, defendant and a man named Swensen each had interests in a mine. It was called the "Cache County mine." He had spoken to Swensen about the assay and said he would show it him, but at the same time told Swensen that Nielson did intend to tell Swensen about it, but as Swensen was interested witness thought it only right that he should know about it. Witness intimated that the value of the assay had been raised by defendant, and that he had not told Oberlander of it, but he found it out some two weeks after. Witness showed the assay to Swensen, who said it was two high. The assay was again handed to witness who, pointing to several items, said it was not his writing; it had been tampered with.

Mrs. ISABELLA OBERLANDER, wife of the first witness, was called, and deposed to, writing a letter which her husband signed—that it was sent to Mr. Foote, of Salt Lake City, with a sample of ore—that the sample assay and the letter were shown to them both by Nielson at his hotel. She corroborated the statements of her husband in the main, but being shown the assay said she did not think the figures in the certificate had been altered since she first saw them. She said she heard defendant tell her husband they must not say anything of the value named in the certificate.

Mr. Foote was in California and could not be obtained as a witness for the prosecution.

L. SWENSON was called for the defense. He said he knew both the complainant and the defendant; he was interested in the mine with them; had furnished provisions and other supplies for the mine. He then commenced to relate a conversation which took place between himself and the defendant. Mr. Hiles objected to this, and after a long debate the judge said he might proceed. The conversation related to an assay of some of the ore of the mine which witness thought was too high. A dispute arose between them and they separated in anger, and Oberlander subsequently threatened to kill witness with a knife. Swensen, to answer to counsel, said the reputation of Oberlander, where he lived, was a bad one. He further stated that Oberlander had, during the conversation, acknowledged to witness that he and some one else had "fixed" the assay—that is, they had altered the value as given by the assayer.

The examination consumed the morning session and was resumed at 2 p.m.

ISAAC BARNES, of Logan, testified that he had known Oberlander for some length of time, and that he has a bad reputation, which in Logan was a matter of public notoriety. He also confirmed the evidence of Swensen in relation to the certificate of assay.

JOHN KIMBALL and several others were examined but nothing material was elicited from them. The defendant was sworn and shown envelope and the assayer's certificate it contained and which was dated July, 1885. He said he had

never seen either of them before today. He knew Oberlander, but did not, at any time, receive any mail at the post office addressed to him, and he denied that he showed the assayer's certificate, as alleged, to complainant and his wife. The remainder of his statement was in corroboration of the evidence of Swensen, and witness's relations with Oberlander as partner in mining operations, and which are of no special interest.

FRED TURNER, of Logan, was examined and testified that Oberlander showed him the certificate of assay in question soon after he had received it. The one which had been introduced in court was shown to Turner and was identified by him as the one shown him by Oberlander. He subsequently met Nielson, who also told him they had received a high assay from some of the ores in their mine.

Oberlander was recalled and said he once spoke to Nielson about the assay about six weeks after he discovered it was untrue.

This closed the testimony on both sides.

Counsel for and against addressed the jury for their clients until nearly six o'clock p.m., but this almost terribly tedious case, which had dragged its sluggish "slow length along" through the entire day was not finished. It had become irksome to every one, and the Court adjourned till ten o'clock Friday morning. The judge said he would then charge the jury and give the case to them.

THE SCARLET FEVER has been prevalent in Ogden for some weeks past and caused much alarm among some of our citizens. The cases were numerous, and some of them were of a malignant type, but it is cause for gratitude that only one case proved fatal. One new case was developed on Wednesday, and was promptly quarantined.

ANDREW KING, an Englishman, and Jens H. Anderson, a native of Denmark, were made citizens of the United States.

## CORRESPONDENCE.

## LET US SING.

FARMINGTON,  
Nov. 26th, 1886.

Editor Deseret News:

It was heartily pleased to see the remarks of "Mac," on congregational singing in this day's issue of the *Deseret News*. I can assure you that he has exactly expressed not only my feelings but the feelings of others that I have met since my arrival in Utah who like myself have "just arrived" from the "old country." It is indeed as "Mac" says, a matter of regret to most of the new arrivals that they cannot join in the songs of Zion, like they used to in the "old country." Although I do not set up to be a singer, I am fond of mingling my voice with others in singing the songs of Zion, and I have known many a time the Spirit of God to enter into a meeting of about a dozen Saints in the singing of the first hymn, and we have felt the power all through the meeting. I myself have not felt at home at all in any meeting since I have been in Utah, and I have remarked to friends that I would rather attend one of our old meetings than I would sit here.

I write this to corroborate what "Mac" has said, and I hope that the suggestions he has made will be acted upon, as it will be a source of pleasure to many hundreds. Yours, etc.

V. H. S.

PLEASANT VALLEY,  
Emery Co., Utah,  
Nov. 30th, 1886.

Editor Deseret News:

Since writing to you last we have had a change of officers all through the ward, which will prove beneficial to all if we are only humble enough to receive their counsels. We have also had a change of officers in our Mutual Improvement Association, as follows: President, Evan S. Thomas; First counselor, John Potter; Second counselor, Griffith T. Thomas; Secretary, Thomas E. Davis; Asst. Secretary, Thos. Ferrish; Treasurer, Isaac Whimpy; Librarian, D. R. Brown. The new officers at once saw that there must be something done, as there were no means in the treasury and not many books in the association, so they chose a committee to get up a concert for its benefit. A good programme was rendered before a large and delighted audience. The amount realized was \$45.50. Respectfully,

THOS. E. DAVIS.

## THANKSGIVING DAY AT NEPHI.

NEPHI, Nov. 30, 1886.

Editor Deseret News:

The Relief Society got up their usual annual party for the old folks of Nephi on Thanksgiving day. Both sexes, irrespective of creed, that had arrived at the age of 65 were invited; widows, widows and wives of the exiles were all present. Teams were furnished to take the old folks to and from the party, and 150 sat down for dinner. President J. G. Bigler pronounced the blessing on the food, and knives and forks were deftly flourished as the turkeys and plum pudding were passed

around. All wore an expression on their countenances of satisfaction. After dinner the fragments were gathered together and distributed to the poor. When the tables were cleared away they sang "We Thank Thee, O God, for a Prophet," and President Sperry engaged in prayer. The rest of the afternoon was taken up with appropriate songs and recitations. Toasts to the exiles and short speeches were well seasoned with humor, and an excellent spirit prevailed. All the stores in town were closed, business was suspended, everything seemed very quiet, so the day was well observed.

Yours respectfully,

LANGLEY.

A Brussels dispatch says: The toy factory of Verviers was destroyed by fire to-day. The owner and his wife were burned to death. Two sons attempting to rescue their parents jumped from windows and broke their legs.

The British ship *Carmarthen Castle* from Wilmington, California, to Portland, is ashore near the mouth of Ne-tucca Bay, on the Oregon coast, forty miles from Columbia River entrance, and will probably be a total loss. No particulars. Her master, Captain Richardson, sent a messenger across the coast range of mountains to the nearest telegraph office, fifty miles distant, with the news that he had little hope of saving the ship. It is supposed that all the crew were saved.

## MARRIED.

BROBERG-NESLEN.—At the residence of the bride's father, Tuesday, November 3, 1886, by Judge Piper, Miss Eunice M. Neslen, daughter of W. F. Neslen, to Mr. Isaac E. Broberg, both of this city.

## DEATHS.

CROSBY.—On November 25, 1886, of diphtheria and croup, Josiah, son of Robert and Ellen Crosby, of section 33, U. O. Railway; aged 4 years, 2 months and 25 days.

SWIFT.—At Bailey, Idaho, on Nov. 27, 1886, Joseph H. Swift, aged 28 years; born in South Africa; cause of death, accidentally shot.

The body will be brought to this city for interment, and the funeral will take place from the 10th Ward meeting house on Wednesday at 2 p.m.

NEBERER.—In the 19th Ward, Salt Lake City, Wednesday, December 1st, 1886, at 12:35 a.m., of venous hemorrhage, George, son of George and Susanna Merrihith Neberer; born January 22d, 1837; aged 49 years, 10 months and 8 days.

ELLISON.—At Kaysville, Alice, wife of John Ellison, aged 66 years less 17 days, after an illness of nine weeks of consumption. She was born at Waddington, Yorkshire, England, November 25, 1820; was baptized in February, 1838, by the late President H. C. Kimball; emigrated to Nauvoo in the spring of 1841, shared in the persecution of the Saints at Nauvoo in 1846, crossed the plains in 1852, and settled in Davis County in 1853.

CLARK.—November 27th, 1886, at the residence of G. R. Jones, Empire Mine, of typhoid pneumonia, Mary Ann Clark, eldest daughter of William and Eliza Clark, formerly of Tipton, England, aged 20 years, 8 months and 13 days.

Mill. Star, please copy.

BIGGS.—In the Tenth Ward, on Wednesday, Dec. 3, 1886, at 6:40 p.m., of a complication of disorders resulting from exposure, Thomas Biggs; born Oct. 29, 1815, at Inverness, Scotland; came here in August from Arizona.

PUGMIRE.—At St. Charles, Bear Lake County, Idaho Territory, of typhoid fever, after a brief illness, Robt. M. Pugmire.

Deceased was a son of the late Bishop Jonathan Pugmire, Jr., and Elizabeth, his wife. He was known and appreciated among his relatives and friends for his many genial and manly traits of character. He left a loving wife, two small children and a numerous train of relatives to mourn his departure, by whom his good acts and loving kindness will be recollected while time shall last. He died a faithful Latter-day Saint, a kind and indulgent husband, father, brother, friend. May his rest be glorious and his usefulness beyond continued.—[COM.]

CROWTHER.—At his late residence, 16th Ward, Salt Lake City, December 5, 1886, of inflammation of the bowels, James Crowther; deceased was born in Halifax, Yorkshire, England, October 25, 1816.

## OBITUARY.

DONE.—At Payson, Saturday evening Nov. 27, 1886, Sarah the beloved wife of John Done. She received a paralytic stroke Wednesday night, Nov. 17, 1886, and this, coupled with other diseases, caused her death after much suffering.

Sarah Barker, daughter of John and Nancy Barker, was born at Thornhill Lees, near Dewsbury, Yorkshire, England, in the latter part of 1827 or the beginning of 1828, and was thus nearly 59 years old at the time of her death. She was married to John Done February 25, 1852, and on the 6th of December of the same year they were both baptized into the Church of Jesus Christ of Latter-day Saints at Ashton-under-Lyme, Lancashire, England. She emigrated to Utah with her husband in 1855, being the only one out of a large family to obey the Gospel.

They settled at first in Cottonwood, where they remained until the time of the Moxy, when they went to Springville, and from there to Moroni, Sanpete County. They finally settled in Payson, about the year 1860, where they continued to reside up to the time of her death.

She was the mother of eight children, six of whom survive her and have grown up to maturity. She has 22 grandchildren, 15 of whom are still living. She was very modest and unassuming in her manner, patient in poverty and uncomplaining in trouble. She died in full faith in the Gospel and in the hope of a glorious resurrection.

Her funeral services were held in the Payson meeting-house on Monday, November 29, when instructive and consolatory remarks were made, after which the remains were followed to the cemetery by her family and a large concourse of friends. May she rest in peace.

PERKINS.—Died 18th November, 1886, in St. George, Washington County, Utah. He was the son of Ute Perkins and Sarah Gant Perkins; was born in South Carolina, January 11th, 1801; his father moved to Tennessee in 1835, and Wm. G. Perkins lived there until 1829. He married Dicy Ray the 22d of February, 1818, by whom he had a son and a daughter. He moved to Hancock County, Illinois, and in 1838 was ordained a Teacher. He was ordained a High Priest under the hands of Hyrum Smith in 1843, and set apart under the hands of Presidents Brigham Young and H. C. Kimball to act as Bishop in Macedonia. He took a mission with Andrew Perkins to the southern part of Illinois in 1843, and in 1846 received his endowments. started west with his family, remained at Council Bluffs two years, in 1848 came to Salt Lake City, and was made Bishop of the Seventh Ward. May, 1853, he married Hannah Gold, and in 1851 was called on a mission to St. George; on the 2nd of March, 1852, he was set apart as Counselor to William Fawcett, President of the High Priests' Quorum of the St. George Stake, and acted in that capacity over 24 years, or until his death. He was ordained a Patriarch under the hands of Presidents Brigham Young and G. A. Smith, Apostles Erastus Snow and Brigham Young, Jun., and Joseph W. Young, President of the Southern Mission Stake on Zion, on the 27th of March, 1870. The funeral services were held in the Tabernacle at St. George, on the 17th of November, 1886, at 2 p.m. Wm. Fawcett, President of the High Priests' Quorum of the St. George Stake, spoke, and also the Presidency of the Stake, Bishop David H. Cannon and High Counselor Charles Smith. A large number of attendants and vehicles escorted him to the grave.

Baby falls and bumps its head.  
Baby bawls, they think it's dead.  
Mamma gets St. Jacobs Oil,  
Rubs the baby; stops turmoil.

## Saved His Life.

Mr. D. L. Wilcoxson, of Horse Cave, Ky., says he was, for many years, badly afflicted with Phtisis, also Diabetes; the pains were almost unendurable and would sometimes almost throw him into convulsions. He tried Electric Bitters and got relief from the first bottle and after taking six bottles, was entirely cured, and had gained in flesh eighteen pounds. Says he positively believes he would have died, had it not been for the relief afforded by Electric Bitters. Sold at fifty cents a bottle at Z. C. M. I. Drug Store.

## CONSUMPTION CURED

AND LUNG AFFECTIONS CURED.  
Fome Treatment. Alas! discovered by a celebrated German Physician. Is a POSITIVE remedy in Every Stage. Treatise sent FREE to any sufferer. Dr. W. F. G. Neeltling & Co., 425 East Hampton, Ct.

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A Full Stock of REPAIRS on Hand.

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SALT LAKE CITY, UTAH.

## LOST.

LOST, ON DECEMBER 1st, BETWEEN George Chase's, of Centerville, and the First Ward of Salt Lake City, a bundle containing a feather bed, a pillow and two woollen sheets, tied up in an old quilt, green on one side and checked with green on the other. If the finder will please leave it at George Chase's, of Centerville, or the Tithing Office, Salt Lake City, the undersigned, who is poor and a widow, will be greatly obliged.

S. J. BEMENT.

## ESTRAY NOTICE.

## I HAVE IN MY POSSESSION:

One yellow and white STEER, white spot in forehead, no brands or marks visible. If the above animal is not claimed within ten days from date, it will be sold at public auction at the South Bountiful estray pound, at 2 p.m. the 13th day of December, 1886.

JOHN JOHNSON,  
Poundkeeper.

South Bountiful, Davis Co., Dec. 2d, 1886.

## NOW—THE TIME TO SPECULATE.

ACTIVE FLUCTUATIONS IN THE Market offer opportunities to speculators to make money in Grain, Stocks, Bonds and Petroleum. Prompt personal attention given to orders received by wire or mail. Correspondence solicited. Full information about the markets on our Book, which will be forwarded free on application.

H. D. KYLE, Banker and Broker,  
38 Broad and St New Sts., New York City.  
d&w

## ESTRAY NOTICE.

## I HAVE IN MY POSSESSION:

One bay STALLION, about 5 years old, a few white hairs on forehead, both hind feet white, a small scar on left jaw; no brands visible.

If said animal is not claimed within ten days it will be sold on Monday, December 6th, at 11 o'clock a.m., at my corral.

GEORGE HATTY,  
Poundkeeper.

Toquerville, Washington Co., Utah, Nov. 26, 1886.

## NOTICE TO CREDITORS.

Estate of William Squire, Deceased.

NOTICE IS HEREBY GIVEN BY THE undersigned, Administrator of the estate of William Squire, deceased, to the creditors of, and all persons having claims against the said deceased, to exhibit them with the necessary vouchers, within ten months after the first publication of this notice, to the said administrator at his residence in St. George, the same being the place for the transaction of the business of the said estate.

THOMAS P. COTTAM,  
Administrator of the Estate of William Squire, deceased.  
Dated at St. George, Washington County, Utah, November 23rd, 1886. w4w