

DESERET EVENING NEWS

The Semi-Weekly of THE WEST.

Is issued Mondays and Thursdays and contains all the cream of the Daily and Saturday News.

LOCAL BRIEFS.

Miss Jessie M. Parton of the Cincinnati Post is at the Wilson for a few days.

The funeral of John Edkins, aged 74, was held this noon from the chapel of J. W. Taylor.

Joseph H. Nuttall, formerly of England, now of this city, has been admitted to citizenship by Judge Lewis.

Mr. and Mrs. George A. Bible are on their wedding trip in the east, where they will visit the principal centers of interest.

One case of smallpox was reported to the board of health yesterday, that of Myrtle Luff, aged 12 years, residing at 274 F street.

The Swedish Evangelical Free Mission on Seventh East street is holding a series of revival meetings through the evenings of this week.

George Wilson of Mercer was successfully operated upon for appendicitis, and J. J. Maby of Marion, Ida., for gall stones, at the Keogh-Wright hospital yesterday.

The Club de Langue Française will meet this evening at the home of Mrs. Mary E. Kelly, 233 Second street, French speaking persons are invited to be present.

The Daughters of the Confederacy met this afternoon, with Mrs. George H. Wood, at 530 east Third South street, when the annual election was held, and the anniversary of the founding of the chapter celebrated.

Bartender Theodore Paulos of this city is a petitioner in bankruptcy with \$60 worth of assets, and debts amounting to \$396.49. W. D. Myers of Evans is also a petitioner, with assets at \$35 and debts amounting to \$13,439.80.

Sheriff Bailey of Weber county, came down from Ogden yesterday and brought two prisoners for the state prison. The men are Charles Ashton, sentenced to five years upon two charges of grand larceny, and S. Yasutauri, a Japanese, sentenced to one year for forgery.

Peter Garne, aged 14, of 1925 south Eleventh East street, climbed up a telephone pole yesterday afternoon, and made himself, but in sliding down torn his leg badly on one of the projections used by them to ascend the pole. Dr. Stewart took 17 stitches, to close up the wound.

The Salt Lake Dental society held its annual meeting last evening, at the Commercial club. Dr. W. L. Killebeck spoke on the dental congress to be held at the world's fair, and the result of the annual election was as follows: President, Dr. A. C. Wherry, vice presidents, W. L. Killebeck and C. W. Gates; secretary, F. W. Meakin; treasurer, W. C. Green; director, to fill a vacancy, Dr. E. Van Cott.

NEVER PAID LAWYER.

Echo of a Provo Tragedy After Lapse Of Eighteen Years.

An attempted arrest at Honolulu recently is of interest in this city, as it involved a man who was convicted in the Second district court at Provo, in 1886, of involuntary manslaughter. The man was H. H. Pearson of San Francisco, who was a cowboy on a cattle range in western Utah county. He had gone with a fellow herder to Provo, where the two got drunk and quarreled, the trouble ending in Pearson killing the other man, Judge Henderson, who was then territorial judge, tried the case, and an able attorney named Henry T. Highton from San Francisco, defended Pearson, while W. H. Dickson conducted the prosecution. A sympathetic jury returned a verdict of involuntary manslaughter, and the court gave sentence of one year, and suspended the sentence.

This gay Pearson his liberty, and he left at once for the coast. Mr. Highton was never paid for his services, and recently at Honolulu learned of the arrival of Pearson, who had been displaying considerable money. Highton immediately recognized his man, and at once got out papers to arrest Pearson, but on returning with the officer to the steamer, Pearson could not be found.

GOES TO ORPHANAGE.

Little John Wolfley of Murray Taken From Inhuman Mother.

John Wolfley, the 8-year-old boy who has been treated so cruelly by his mother, Mrs. Elizabeth Wolfley of Murray, was taken in custody yesterday afternoon by Deputy Sheriff Joseph Bull and placed in the orphanage at First and I streets, where he will be kept until a suitable home can be found for him. The boy was glad to escape from further punishment at the hands of his mother, but showed much grief at parting with his 7-year-old brother.

ANOTHER HOLDUP.

Attorney J. A. Largeat Robbed by Highwayman Wednesday Night.

Attorney J. A. Largeat was held up on Wednesday night about 10 o'clock on his way to his home at 21 east First South street, and was relieved of his pocket-book containing \$5 in cash.

The holdup occurred at the corner of Fifth East and First South streets, and it was not reported to the police department by Mr. Largeat at all. The gentleman was walking alone the street with his hands in his overcoat pockets, when a man suddenly stepped out in front of him and shoved a revolver in his face. The man went through Mr. Largeat's pockets and secured the money but overlooked the watch and chain. After completing the robbery the highwayman disappeared down Fifth East street. Mr. Largeat says that he can give a good description of the man and the officers will have some information to work on in locating the holdup.

We pay 4 per cent interest per annum on \$1 to \$5,000. Zion's Savings Bank & Trust Co., Joseph F. Smith, President, George M. Cannon, Cashier.

I. M. HIGLEY, HONEST PLUMBER
Reliable Electric Wiring.
103 E. First South. Phone 752.

C. S. MARTIN COAL CO.
Rock Springs, Cumberland, Castle Gate and Clear Creek lump, nut and slack.

LEGAL BLANKS, a full supply, all the latest forms at the Deseret News Book store.

FARMERS REJECT SMELTER OFFER.

Say that it Holds Out no Hope, So They Organize to Fight To the End.

MONEY QUICKLY COLLECTED.

Levy of Ten Cents an Acre Made—Whole Valley is Interested and Proceedings Full of Interest.

The third mass meeting of citizens of Salt Lake valley interested in abating the smoke nuisance caused by the Murray smelters convened yesterday at 2 o'clock in the Murray assembly rooms. Upon the reading of the proposition submitted by the smeltermen it was unanimously decided that it contained no hope for any action, and furthermore that it merely sought delay, and that delay meant the expiration of the time when the damaged parties might legally sue out an injunction. By unanimous vote the proposition was rejected, and a resolution adopted binding the residents of the valley to stay together in a fight for an injunction. A contract was signed pledging financial support to the movement. Donations on the basis of 10 cents per acre of affected land were called for to enable the committee to go ahead at once. This result was a large haul of money in a few moments.

The meeting was meant to be final in formulating a decisive policy, and committee members at the previous meeting had planned to reconvene for lines of action. The rejection of the proposition of the smeltermen meant simply calling on the committee to carry the matter to the courts for its report. This committee had its plans drawn up, backed by legal authorities, and ready to put into operation at once. The financial committee came prepared with a scheme for financing a fight of indefinite length, and its adoption saved the farmers from dividing in a discussion of the best way to go ahead, or waiting for another meeting to determine ways and means.

THE PROCEEDINGS.

The mass meeting was presided over by Chairman John Mackey of Granger. He read the proposition of the smeltermen, together with this recommendation: "In view of the situation, and the actions of the smelter companies for the past 15 years, we do not believe that relief is in sight, and are of the opinion that further action will have to be taken to obtain relief."

CHAIRMAN MACKAY.

The matter was then thrown open for discussion, and Chairman Mackey related the history of the attempt to obtain an amicable adjustment of the case with the smelter operators. He said in part: "When we went into the annual election we were told that Mr. Channing would be multiplicity for the smeltermen, and he stated to us substantially what was written in the agreement sent us two days later. Gentlemen, I was profoundly surprised. I had been led to hope all along that they would have some definite plan ready to report, that they would say they were really going to do something, to stop the devastating work of these fumes. I took the floor, and so expressed myself to the smeltermen."

"Mr. Channing replied, 'Well, Mr. Mackay, if you don't like it, there's a hell of a lot of money in it. They recommended that we help them to investigate the smoke problem, and I asked them if they had their expert employed. 'No,' Mr. Channing replied, 'now I don't know if we can secure one.' We've even then men had come to us and said they were going to employ a committee of experts, and that they were at work at the smelters, and that if they could report any feasible plan, it would be adopted, this would show that something was really being done. But they have been paying damages to us for the past 15 years, and have known for at least that long that they were doing harm, and yet, after taking thirty days to consider the matter, they only say that they are willing to undertake investigation. If we are willing to allow them time, two men in the smoke nuisance suit, who were sued two years ago and were legally stopped, because it was proven in court that they had allowed this smoke to do its damage for too long a time to call it a nuisance. This is the first year the damage has become general all over the valley, and delay can only increase our chance to successfully sue out an injunction."

THE PROPOSITION DISCUSSED.

Bishop Daniel McRae of Granger then moved the rejection of the report. Lively discussion followed from all parts of the floor. George Gardner voted heartily applauded sentiment when he said, "While we are waiting the result of these experiments our crops will be ruined again next year. If this smelter smoke is not controlled this beautiful valley will be desolated, and we will have to leave our homes, and I don't want to see any injury done to the smelters, and I don't want to see them stopped, but if something is not done we cannot continue to live here, and we were here and made our homes before the smelters came. Now we have a right to remain, I am for fighting them to the last ditch."

RUINATION AHEAD.

O. P. Miller explained that his conclusion after dealing with the smelter people for a number of years, was that all he could look ahead to was the ruin of the beautiful valley unless he could see measures succeeded in compelling action.

COUNSELED CONSERVATISM.

Hyrum Bennion, who stated that he had come late to the mass meeting, and had not been to touch with the movement, and spoke against radical action, and claimed that the proposition submitted looked reasonable, and before he could vote against it, he must be convinced that a better plan was feasible. O. P. Miller undertook to explain to him that to leave our homes, and to be ousted, and the time for decisive action could not safely be delayed. He stated in support of his assertion that the smelters had long known their extensive damages, that this year alone up to the present date, they had paid \$15,000 in damages, and that last year they paid \$15,000.

IMMEDIATE ACTION.

J. F. Howells of Farmers ward, formerly county sheriff, spoke for immediate action. He said: "Do you suppose for one moment that the smeltermen do not know what damage they are doing? When it comes to the expenditure of from \$40,000 to \$100,000 to make improvements, they will not do it until they are forced to. I know from acquaintance with other smelters which have controlled their smoke that it will be necessary to spend this amount. I am in favor of suing out an injunction at once, and following it by damage suits from every farm where a crop

DANIEL McRAE'S VIEWS.

Daniel McRae spoke along this same line. He said that he had come here many years ago, and had spent the best years of his life holding, and that he did not propose to abandon his home now in the declining years of his life. "It is not right," he said, "that there should be taken from me two or three years what I have spent 50 years building up. I have a home, and my home is in the thick of the smoke belt, and has lost a beautiful orchard, and a number of imported shade trees through the action of the smoke."

The question was then put to a vote, and the smeltermen's proposition rejected without dissent.

FUTURE POLICY.

U. G. Miller then advanced with a resolution outlining a future policy. He presented it with a speech in which he pointed out the misstatements of those who neither in the valley, and their consequent right to remain here.

"Our parents came here," he declared, "for the purpose of staying. I think there is but one position to take in this matter. We must present to the smeltermen either one of two propositions: in care for our homes, or clear down. There is but one way for this to be done, and that is by standing shoulder to shoulder in this matter."

RESOLUTIONS ADOPTED.

He then read the following resolution, which was agreed to:

"Whereas, Great damage to vegetation, to animal life and to the health of the people is being done every day by the fumes from the stacks of the several smelters, and

"Whereas, The smelter companies have not submitted any proposition for relief and abatement of said nuisance, therefore, be it

"Resolved, That we, citizens and residents of Salt Lake county, in mass meeting assembled, pledge and bind ourselves to unite in an action in the courts for an injunction until such works are erected that will abate said nuisance; and be it further

"Resolved, That we agree to pay the expenses incurred in any action for relief and abatement of said nuisance on the basis of acreage owned by each individual, and the proposition to be fixed on the total acreage of those who will subscribe to this agreement."

SIGNING OF AGREEMENT.

After the adoption of this resolution the rest of the session was consumed in signing an agreement to unite in such an action, and it may be needed to prosecute the case, on the basis of acreage. A first assessment was levied of 10 cents per acre, which was paid by those present.

The committee now ordered to prosecute the case may still have negotiations with the smelters if it should appear desirable upon further showings made by the operators.

Could Not Be Better.

The uniform success of Chamberlain's Colic, Cholera and Diarrhoea Remedy has won for it a wide reputation and many people throughout the country will agree with Mr. Chas. W. Mattison, of Milford, Va., who says: "It works like magic, and is the best preparation I know of. It couldn't be any better."

He had a serious attack of dysentery and was advised to try a bottle of this remedy, which he did, with the result that immediate relief was obtained. For sale by all druggists.

AMUSEMENTS.

The Theater held a brilliant audience last night on the occasion of the concert given by Miss Gates and the Symphony orchestra. The turnout was not as great as the high merits of the performance deserved, but it was made up of representatives of the most critical and best taste the city can boast.

The evening resolved itself into a series of ovations for both the singer and the orchestra; each demonstration seemed to increase in force until at the close there was quite the unusual spectacle of the star performer being called back half a dozen times, and being literally forced to respond with one more number, when she had already, at given eight, besides any number of recalls to which she had merely bowed her acknowledgments. Miss Gates' hit was in fact as tremendous as any she has ever scored, and this too, in spite of her evident nervousness, which rather held her back in the early part of the evening. Later she was in very best, she entered the unclouded gem of the evening, the Micaela aria from "Carmen," the audience rose at her in such a fashion as to almost bewilder her. She came back to bow three or four times, but as the applause continued without cessation, she sat in charming fashion with all her old abandon, one verse of the too brief "Pretty June." Her other selections ranged from the difficult aria from "Lucia" down to the very fetching song "To My Love." In the former she was brilliant, and her rendering of the latter was given with humor of the latter was given with humor. Another gem was "The Serenade" by Gounod, with flute obligato, and this the audience applauded to a vociferous extent. A tender German song by Dyck, and a brilliant French song by Danberg, in which she entered the unclouded gem of the evening, the Micaela aria from "Carmen," the audience rose at her in such a fashion as to almost bewilder her. She came back to bow three or four times, but as the applause continued without cessation, she sat in charming fashion with all her old abandon, one verse of the too brief "Pretty June." Her other selections ranged from the difficult aria from "Lucia" down to the very fetching song "To My Love." In the former she was brilliant, and her rendering of the latter was given with humor of the latter was given with humor. 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