THE DISTRICT COURT.

Modesto Sicher Sent Up for Five and a Half Years.

AS TO THE UTAH COMMISSION.

Charles Carter Granted a New Trial—Important Civil Suit Before Judge Merritt.

The September term of the Third district court sitted at 10:30 this morning and at 11 o'clock the December term began. The following business was transacted in the two divisions during the forenoon:

SICHER'S SENTENCE.

The motion for a new trial in the case of Modesto Sicher, the slayer of Giuseppe Morano, in Farley's canyon, last summer, had been set for this morning, but Attorney F. H. Stephens, of counsel for the defense, informed the court that after consultation with the prosecuting attorneys he had agreed to withdraw the motion, and the defendant was now ready for sentence. In view of the circumstances which would be stated he asked the court to impose only a portion of the maximum penalty—which is ten years in the penitentiary.

District Attorney Judd said it was alleged by counsel for the defense, and the affidavits which had been filed tended somewhat to show it, that the jury, when they visited the scene of the tragedy, went beyond their province and against the injunction of the court by making certain measurements there. In this they did what really amounted to the taking of testimony, such action being condemned by the legal authorities so far as the prosecution had been able to examine them. In view of the doubt thrown over the jury's verdict by this proceeding, and of the further fact that the only witnesses "traversing gentleman"—by whose testimony a conviction could be had was probably now out of the Territory, counsel had agreed to recommend a sentence of from five to five and a half years' imprisonment in this case.

Judge Bartch said that under the circumstances he would have granted a new trial had the motion been determined, as the jury acted in the matter referred to directly contrary to the instructions of the court, and, further, it was surprising to him that the bailiffs who had the jury in charge on the journey to the spot should have allowed the jurors to do what they did after being instructed by the court.

Sentence of five and a half years to the penitentiary was passed upon the defendant.

A NEW TRIAL FOR CARTER.

The motion for a new trial in the case of Charles Carter, convicted last week on a charge of stealing gold bullion belonging to the Cane Springs Consolidated Mining Co., Wasatgoer was submitted on Saturday and this morning the court granted the same.

MANDAMUS PROCEEDINGS.

The hearing is pending of a number of mandamus suits against the Utah Commission, all arising out of the recent election. Two of these (J. D. Page and C. P. Larsen plaintiffs) had been specially set down for today, before Judge Bartch, but this morning, Judge Bennett, on the part of the petitioners, said it had been agreed between himself and counsel on the other side (Judge Hawkins) that they might go over. The writs in two similar cases had been made returnable on the 22nd, and "quite a batch" for the 27th, but inasmuch as the whole of these were substantially the same, the one case would determine the whole of them. Counsel therefore asked for a continuance till the 27th inst., which request the court granted.

THE FUGATE CASE.

The charge of embezzlement against W. S. Fugate has been continued for the term.

ROGERS VS DONNELLAN.

In the case of Rogers vs Donnellan the motion for a new trial was set for hearing on Dec. 19th.

CONTINUED FOR THE TERM.

In the divorce suit of Carson vs Carson, the hearing upon motion to set aside the previous finding of the court was continued for the term, on motion of Attorney C. S. Varian.

NEW TRIAL ASKED FOR.

Motion for a new trial on the part of the plaintiff in the case of M. C. Sullivan et al vs the Northern Spy Mining Co. was argued by Powers and Straup, and against by Attorney Critchlow on behalf of the defendant. The motion was based, mainly, on two grounds—misdirection of the jury and evidence insufficient to sustain the verdict. The case was tried some time last winter before Judge Bartch, when the jury found for the defendant. Suit was brought to quiet title to the Twin Mining claim, situate near the Northern Spy, in the Tintic mining district.

At the conclusion of the arguments the court took the matter under advisement.

Before Judge Merritt.

Chief Justice Merritt made the following orders this morning, during the last hours of the September term of court.

Jacob A. Dupee vs John W. Jones et al. Motion of plaintiff for further judgment sustained and an exception entered.

Utah National Bank vs Theo. Bormeister et al. Motion for judgment on the pleadings overruled and an exception taken.

W. H. Culmer vs R. G. Wilson et al. Demurrer to complaint sustained; plaintiff allowed ten days to amend.

AN IMPORTANT SUIT.

The December term was entered in in Judge Merritt's division with the further hearing of the suit of Robert C. Chambers vs Susan B. Emery, administratrix of the estate of A. H. Emery, deceased. Bennett, Marshall and Bradley represent the plaintiff and Attorney W. H. Dickson appears for the defendant.

No less a sum than $155,000 is involved, growing out of the purchase by Mr. Emery, in the year 1893, of a one-20th in the Mayflower lease, Uintah Mining district. The plaintiff now claims it was accounting.

The hearing is now in progress this afternoon.

The Utah Central Report.

Receiver McGregor and Corp. of the Utah Central Railway company, have filed in the district court their report for the quarter from September 1st to November 30, 1894.

Receipts—
Cash on hand September 1st ..... $ 2,386.30
Freight earnings ..... 16,[illegible]
Passenger earnings ..... 8,[illegible]
Express earnings (less commission) ..... [illegible]
Mail earnings (per quarter) ..... [illegible]
Car rentals ..... [illegible]
Sale of old material ..... [illegible]
Rents of tracks, etc. ..... [illegible]
Rentals ..... [illegible]
Total ..... [illegible]
Disbursements—
Operating and repairs ..... $ [illegible]
Permits ..... [illegible]
Account labor and for claims ..... [illegible]
Freight and hackage ..... [illegible]
Post bond ..... [illegible]
Cash on hand December 30 ..... [illegible]
Total ..... [illegible]

County Court.

The regular weekly session of the county court is being held today, but up to 2 o'clock this afternoon nothing of any special importance had come to the surface.

Held For Burglary.

Norton Curtis and D. Stewart, members of the gang of burglars arrested by the police a few days ago, were before Justice Smith this afternoon to answer to the charge of housebreaking. They were held in bonds of $1,000 each to await the action of the grand jury. Neither was able to furnish bonds and both were taken to the county jail awaiting the disposition of their cases in the Third District court.

Joseph Scott, another of the gang arrested some time ago, is to be tried in the Third District court tomorrow to plead. His petition was granted.

Legal Partnership.

Attorneys Dan Darrington and J. M. Tanner have just entered into partnership in the law business. Their offices are now rooms 308 and 310 Clark Block building, near Mr. Darrington's former quarters.

TO THE LADIES.

National-American Woman Suffrage Convention.

In accordance with a resolution passed at the last meeting of our association in Washington, the twenty-seventh annual convention of the National-American Woman Suffrage Association will be held in Atlanta, Georgia, in the Opera house, January 31 to February 5.

The object of these conventions is to educate women into a knowledge of their rights and duties as citizens of a republic, and through them to arouse the nation to a sense of the national wrong perpetrated by the disfranchisement of half the people of the United States, in opposition to the principles of government declared by our laws and constitutions.

While Colorado's fall enfranchisement of women, in 1893, is encouraging, the defeat of the suffrage amendments in New York and Kansas, in 1894, shows how largely men still fail when called upon to put in practice the principles they enunciate.

Though twenty-six states have granted some slight concessions to women citizens, in no states of the Union, save Wyoming and Colorado, are women yet admitted to the dignity of equal rights in citizenship. In only six states of the Union are mothers recognized to be legal owners of their own children.

Such being the sad and shameful state of affairs, it behooves all lovers of justice to rally at the call to spend the next step in human progress—the full development of the mother of the race, the greatest factor in the coming civilization.

Presidents of state suffrage associations from thirty-five states, together with many famous lecturers, will take part in the convention proceedings. Among those expected are, Rev. Anna Howard Shaw, of Pennsylvania; Lucy Devereux Blake, of New York; Carrie Lane Chapman Catt, of Iowa; Caroline E. Merrick, of Louisiana; Alice Stone Blackwell, of Massachusetts; Josephine K. Henry, of Kentucky; Dora Phelps Bissell, of Colorado; Elizabeth C. Yates, of Maine; and Mary C. Francis, of Ohio.

SUSAN B. ANTHONY,
President.
ELLEN HATTELLE DIETRICK,
Corresponding Secretary.

"Jews and Jerusalem."

On Wednesday evening next, Dec. 19, Prof. J. M. Tanner will deliver a lecture in the Seventh ward meeting house, under the auspices of the Y. M. M. I. A. His subject will be "Jews and Jerusalem." As Prof. Tanner has the advantage of an extensive experience in the Holy Land and among Eastern nations, he is specially qualified to deal with the topic named. The lecture begins at 7:30 o'clock.

Sixth Ward Entertainment.

On Thursday evening next, December 20, an entertainment will be given in the Sixth ward hall, for the benefit of the Primary association. The little tots will engage in physical culture exercises, marching, songs, recitations, dialogues, etc., and musical selections, vocal and instrumental, will be rendered by those of more advanced years. The program closes with a farce by local dramatic talent.

Land Office.

The following filings were made in the local land office under date of Dec. 17th:

Stephen D. Coulbourn, of Salt Lake City, homestead entry of the northeast quarter of section 12, township 1 north, range 2 west.

Marion A. Wheelock, of Salt Lake City, homestead entry of the southwest quarter of section 12, township 1 north, range 2 west.

John James Lake, of Clarkston, Cache county, final proof of homestead entry of the southwest quarter of the northeast quarter, the west half of the southeast quarter, and the southeast quarter of the southwest quarter of section 1, township 14 north, range 2 west.

Agricultural patents issued under the act of March 3, 1891, for lands in Utah have been issued as follows and are awaiting their owners:

No. 1011, the heirs of Annie J. Benson, of Gunnison, Sanpete county, 308.41 acres.

No. 1015, Hector V. Nielson, of Fairview, Sanpete county, 320 acres.

No. 1007, the heirs of Wm. A. Thorley, of Ogden City, Weber county, 63.77 acres.

No. 1017, Wm. H. Wells, of Beaver, Beaver county, 40 acres.

No. 1009, W. G. Stevens, of Silver Reef, Washington county, 10 acres.

No. 1002, Portland Cement Co., of Salt Lake City, 320 acres in Tooele county.

No. 1006, Elizabeth Holman, of Fillmore, Millard county, 10 acres.

No. 1004, John T. Stanton, of Salt Lake City, 320 acres.

No. 1008, Minnie Marshall, of Randolph, Rich county, 160 acres.

No. 1003, Albert G. Lansky, of Salt Lake City, 320 acres.

No. 1016, Andrew H. Lamm, of Washington, Washington county, 160 acres.

No. 1013, Rose A. Kerr, of Salt Lake City, 320 acres.

No. 1005, George A. Kerr, of Salt Lake City, 320.30 acres.

No. 1010, Wm. H. Hall, of Salt Lake City, 320 acres.

No. 1018, Joseph S. Grange, of Orangeville, Emery county, 80 acres.

No. 1014, James M. Holmes, of Rockfall, Juab county, 80 acres.

No. 1019, James Allen, of Beaver, Beaver county, 120 acres.

St. George Stake Conference.

On Sunday and Monday, the 9th and 10th of December, the regular quarterly conference of this stake was held under the presidency of President D. D. McArthur in St. George Tabernacle.

On Saturday, the 8th inst., the Sunday School meeting was held; also the quarterly conferences of the High Priests, and of the Relief Society of the stake.

Sunday evening, 9th inst., was occupied by quarterly conferences of Young Men's and Young Ladies' Mutual Improvement associations and of the Sunday schools convened.

We have not had any of the general authorities of the Church with us this time. The attendance was very good, notwithstanding the tempestuous weather for several preceding days prevailed in different parts of the State. The spirit of the Lord was strongly manifest in the deliberations, testimonies and instructions of the numerous of the priesthood who took active part in the proceedings. The chief themes dwelt upon were: the keeping of the Word of Wisdom, Temple duties, prompt and regular attention to family and secret prayer, payment of tithes and of offerings in support of the poor and to aid in erecting the Pioneer memorial, the prompt payment of indebtedness, and the encouragement of home industries, that we may be more self-sustaining. The wisdom and pecuniary advantage of economizing our efforts in raising, drying and putting up our fruits, and more perfectly classifying our agricultural, horticultural and stockraising interests, received practical attention; as also the production of cotton in each of our districts as are adapted to the raising of this staple, so as to fully furnish employment to our cotton machinery in the Rio Virgen Manufacturing Co. mills.

The General and Stake authorities were sustained by the votes of the people without dissent.

JAMES G. BLEAK, Clerk.

It Fell Through.

In the absence of sufficient testimony—whereupon the prosecution moved to dismiss—the charge of fornication preferred against Harry Simmons, a tea salesman (who has been lately running in the Eagle Block), sized in Commissioner McNulty's court this morning, fell to the ground. The young lady in the case cannot be found.

Writs of Prohibition.

Three additional suits were filed today by J. D. Page, of Mount Pleasant, C. P. Larsen, of Manti, and J. L. Jolly, of Mount Sanpete county, in the Third district court, against the members of the Utah Commission. The petitioners were candidates for the office of delegate to the Constitutional Convention, and in the complaints each prays for a writ of prohibition, the object sought being to prevent the defendants from canvassing the votes.

The writs were issued, returnable on the 27th inst.

PROVO.

PROVO, UTAH, DEC. 17, 1894.

A Springville Firm Assigns.

Reynolds brothers, merchants of Springville, made an assignment Saturday, the 15th. E. I. Reynolds is the assignee. The creditors represent an amount exceeding $6,000, the unpreferred, $2,415. The book accounts show are said to be sufficient to pay all the indebtedness of the firm, but as no list of assets is filed it is impossible to form any opinion as to the amount the creditors will realize.

Court Business.

James Goodmon has commenced suit in the First district court against Samuel Leonard et al, to collect $[illegible], amount alleged to be due for labor and money loaned.

Eldon Scott has commenced suit against John and Jane E. Harding for plus damages for failure to place her in possession of certain land in Salt Lake county.

The following abstract of judgment from Justice Pike's court in Eureka have been filed in the First district court:

Frank Sullivan vs George S. Hyde and Peter Lommerock, amount $[illegible].

From Justice Nesmith's court in Eureka:

Charles Anderson vs George S. Hyde and Peter Lommerock, amount $[illegible].

Notes and Personals.

There are 650 students attending the Brigham Young academy. The Provo school may has 80 students, and 1,000 pupils are enrolled in the district schools of the city.

Alma Pratt, formerly of Salt Lake City, who has been a patient at the asylum for some years, was so far improved as to be released under a bond furnished by his brother, M. L. Pratt, of this city. Mr. Pratt will be taken home as it is believed a change of scenery and surroundings will prove beneficial.

Marvin H. Graham, son of Mr. and Mrs. John C. Graham, who has been suffering from diphtheria, is improving. A year-old child of Mr. and Mrs. Graham also afflicted with the malady, is believed to be on the road to recovery.

A large number attended the funeral of Elder Henry Saunders yesterday at this place, and the speakers listened to feeling tributes to the exemplary life of the deceased, and gave words of encouragement to the bereaved family. Elder Saunders was born in England, February 1, 1819; he embraced the Gospel in that country and emigrated to Utah, arriving in Provo in October, 1862, where he has since made his home. He died early on the house Friday morning from apoplexy.

V. F. Hodgmarch, a prominent grocer of this city, indulged in some dear sport a short time ago. He and two companions went duck shooting and a complaint was lodged against them for shooting between the hours of sunset and sunrise. Mr. Hodgmarch and his trial Saturday and was found guilty. He was fined $20 and costs. Total, $21.60—and he didn't kill any ducks either.

Cleveland's Plan Goes Over.

WASHINGTON, D. C., Dec. 17.—The plan of urging Secretary Carlisle's plan for the issuance of the currency bonds the holidays has been abandoned. It was developed today that many Democratic members of the House were opposed to the hurried action.

Mr. Cline was against haste, and the committee on rules supported this view.

The House today, by a vote of 159 to 53, passed a bill to protect the public forest reservations.

RECOMMENDED TO FAIL.

WASHINGTON, D. C., Dec. 17.—The majority report of the House committee on banking and currency, favorable to Secretary Carlisle's plan of currency, was today presented to the House by Chairman Springer, with recommendation that the bill pass.

COMMERCIAL.

SALT LAKE CLEARING HOUSE.

Today's exchanges were $[illegible] against $[illegible] balances and $[illegible] last year, $[illegible].

TODAY'S QUOTATIONS.

New York.—Silver, [illegible]; lead, $3.00.
London.—Silver, [illegible].

ORE AND BULLION.

T. R. Jones & Co. received today: Bullion, $[illegible].

McCornick & Co. received today: Bullion to the amount of $[illegible]. Silver and lead ore, $[illegible].

Wells, Fargo & Co. received today: Ores, bullion, $[illegible].

New York Stock Exchange.

[illegible]

STOCKS AND BONDS.

NEW YORK STOCKS.

[illegible]

CHICAGO MARKET.

[illegible]

Take all your prescriptions to Godbe Pitt Drug Store.

Dr. Price's Cream Baking Powder
World's Fair Highest Medal and Diploma.

The Perfume of Violets
The perfume of nearly the place of the same, and the flower of which inspired Dodge's celebrated poem.

ESTRAY FOUND NOTICE.

ONE BAY HORSE ABOUT TWO YEARS old, branded [illegible] on the left shoulder, was found on my premises. The owner is requested to come forward, prove property, pay expenses and take the horse away, or the same will be disposed of according to law. Dated this 10th day of December, 1894.

JOHN M. MATTOX,
Pleasant Grove.

STRAYED OR STOLEN.

FROM THE REAR OF CLARK BLOCK, [illegible] on the night of the 9th inst., a black mare, about [illegible] years old, [illegible]. Any person giving information that will lead to the recovery to Jens Nielsen, or will deliver the mare to Mr. Clark, of this city, will be rewarded.

CASTORIA
for Infants and Children.

"Castoria is so well adapted to children that I recommend it as superior to any prescription known to me." H. A. Archer, M. D., 111 So. Oxford St., Brooklyn, N. Y.

"The use of 'Castoria' is so universal and its merits so well known that it seems a work of supererogation to endorse it. There are, however, still some of the benighted ones who have not yet learned that 'Castoria is a good thing.'" Edwin F. Pardee, D. D., New York City.

Castoria cures Colic, Constipation, Sour Stomach, Diarrhœa, Eructation, Kills Worms, gives sleep, and promotes digestion, without injurious medication.

"The fond parent, I have unquestioned your children, and their welfare cannot be overlooked when you consider that your children are the coming men and women of the country." Rev. G. Phelps, D. D., Newark, N. J.

The Centaur Company, 77 Murray Street, New York City.

Highest Award
Supreme Excellence,
PUTNAM
CUT FINISH AND HARDER FINISH
NAILS.

At the World's Columbian Exposition at Chicago, a medal and diploma were awarded "Supreme excellence in material, method in manufacture, and quality of finished product; elasticity and smoothness combined with holding power in clinch. It allows the use of very small nails."

There is nothing varied success attributed to their existing competitors as a Knock-out blow" the nearest thing we can to it is "Knock-out." Our quality of nails speaks for itself. Ask your dealer for them. Take no other. Do not be persuaded that what is said to be equal is as good as the genuine. Do not be deceived by imitations. Do not be induced to take what "just as good" is substituted for the "Putnam." Insist on having the Putnam and see that the "Putnam" actually goes into the nail.

PUTNAM NAIL CO.,
Auburndale, Boston, Mass.

For sale by Z. C. M. I. and Branch Houses.

We Know of Nothing that Can Compare with the
Graefenberg Pills
As a FAMILY PILL.
They are admirably suited for exceedingly effective.
THE BEST HEADACHE PILL.
GRAEFENBERG
An infallible remedy for all FEMALE COMPLAINTS. Price $1.50 per bottle. CURES WEAKNESS, NERVOUSNESS and GENERAL DEBILITY. This remarkable preparation is the only reliable remedy for the distressing diseases of women. Sold by Druggists.
Graefenberg Co. 111 Chambers St., N. Y.
CATHOLICON.
Sold by Z. C. M. I. and all wholesale druggists.
Graefenberg Co.
111 Chambers St., N. Y.

BACK VOLUMES
—OF THE—
DESERET WEEKLY.

The sixth volume of the DESERET WEEKLY in the present form is now bound. A limited number of copies of these six volumes can be obtained at the DESERET NEWS Office, Salt Lake City, in bound form at $2.00 per volume. It is the best history of current events to be obtained, and by far the cheapest, and the time is not far distant when they will be eagerly sought after for sections of history relating to the pioneers of the stirring events which have transpired within the past twenty years—the most interesting period of the history of the Latter-day Saints. Every person who can afford it should secure these volumes while they are to be had for future reference, and especially should they be obtained for every Sunday School, Improvement Association and Ward library. Apply early to make sure of getting them.

R. K. THOMAS,
26, 28, 30, 32, East First South Street,
Salt Lake City.

A TREMENDOUS
HOLIDAY
SALE
Commencing Dec. 1st.

If you want Useful Presents at Ridiculously Low Prices, you will call and look at the immense bargains we offer in

SILKS,
VELVETS,
DRESS GOODS
AND TRIMMINGS,
A Stock of $25,000

Which we will offer without reserve at Prime Cost and less, up to the Eve of December 24th. First come, first choice. Everything marked in plain figures and displayed in centre of store. This does not consist of old stock but Choice, New Goods.

Elegant Silks, Velvets and Trimmings, for evening and street wear. No lady can afford to miss this opportunity, and no gentleman should fail to buy his wife a dress. We do not resort to the sensational and clap trap in our advertising, and we desire to inform our patrons and the public our object is to serve two purposes, the first to give you bargains, and the second is to advertise our store, feeling assured this will lead to a continued patronage.

IN THIS SALE WE WILL OFFER

500 Kid Body Dolls, 25c, 50c, 75c, $1.00. Half Price.

Two Lines Silk Initial Handkerchiefs, 25c and 75c, worth 50c and $1.25

50 doz. Ladies', Men's and Boys' Fur Top Kid Gloves, 50c, 75c, $1.00. Very Cheap.

$1.75 Grade Foster Kid Gloves, 5, 6, 7, 7½, $1.00 pair.

$1.00 Grade Foster Misses' Gloves, 4½ to 5½, 50c pair.

50 doz. Assorted Fascinators, special Prices.

Knit Underwear and Hosiery, Reduced for this Sale.

SHOES AND SLIPPERS,
BOYS' CLOTHING
AND WAISTS,
MEN'S AND BOYS'
SHIRTS,
CLOAKS AND SHAWLS.

Everything Goes at Sale Prices.

R. K. THOMAS