BARTCH'S SALARY.

An Important Question Argued in the Supreme Court.

SOME SETTINGS MADE YESTERDAY

The Question as to the Salary of the Receiver—Commissioner, Police, Probate and County Courts.

The territorial supreme court met at 1 p. m. yesterday, it being the first day of the June term.

THE RECEIVER'S SALARY.

The question of compensation for Receiver Dyer was to have come up, but upon agreement of Mr. Varian and Mr. Williams, the matter went over until to-day.

SETTING ASIDE A DEED.

The court gave a decision in the case of Catherine Toland vs. George L. Corey and others, setting aside a deed given to defendants to a piece of land in Ogden, on the ground that the deed was procured by them through fraud.

THE BARTCH-CUTLER CASE.

The case of G. W. Bartch vs. John C. Cutler then came up for argument. The plaintiff in the action is the judge of this county and also superintendent of county affairs. During the month of December, 1889, he performed the duties of the latter office and rendered to the defendant, who is the county clerk, a bill for $208.30, the salary fixed by the county court. Mr. Cutler refused to draw his warrant on the county treasurer for the amount, for the reason that the plaintiff's predecessor was under indictment for drawing the same salary for the same office, asserting that under the circumstances he would be liable for an act alleged to be illegal.

Judge Bartch then filed a petition for a writ of mandamus to compel Mr. Cutler to draw his warrant for the amount claimed. To this Mr. Cutler filed a demurrer, and this was argued yesterday by G. M. Cumming for the plaintiff and Mr. Varian for the defendant and taken under advisement.

CASES SUBMITTED.

Jacob Johnson vs. the United States; motion to dismiss appeal argued and submitted.

Spanish Fork city vs. J. D. Mortensen; submitted on briefs.

MORE COMMISSIONERS.

On motion of Mr. Varian, Robert Scott, of Tooele county, and Stephen Frazer, of Rich county, were appointed United States commissioners.

ADMITTED TO THE BAR.

D. Newton Straub, of Indiana, R. H. Cabell, of Virginia, J. M. Breeze and W. H. Snelling, of Illinois, E. D. R. Thompson, of Wisconsin and Robert D. Martin, of New York, were admitted to practice.

THE SETTINGS MADE.

The following settings of cases was made:

June 3.

William Glasmann, appellant, vs. Mary O'Donnell, respondent.

June 4.

United States, appellant, vs. Carl Christian, respondent.

Boyd Park et al., appellants, vs. Lucy M. Higbee, respondent.

The People, appellant, vs. Joseph W. Fairbanks, respondent.

The People, appellant, vs. John Parman, respondent.

June 5.

Wolf Marks et al., respondents, vs. W. H. Culmer et al., appellants.

George H. Cope, appellant, vs. James Cope et al., respondents.

Sarah A. Chapman et al., appellants, vs. Elizabeth Handley et al., respondents.

June 6.

A. T. Webb, administrator, vs. Denver & Rio Grande Western Railway company, appellant.

June 9.

Emma Geneva Price Wells, respondent, vs. Daniel H. Wells, appellant.

J. H. Saunders, respondent, vs. the Sioux City Nursery company.

Richard H. Steel, jr., respondent, vs. T. S. Boley et al., appellants.

June 10.

R. W. Young et al., respondents, vs. Elijah Sells, canvasser, appellant.

June 11.

Sarah J. Weaver, respondent, vs. Daniel Weaver, appellant.

Samuel E. Vance et al., respondent, vs. John H. Whalon, appellant.

June 12.

Wasatch mining company respondent, vs. Crescent mining company, appellant.

Adjourned until this morning at 10.

A RATHER PECULIAR CASE.

Joseph Dover Again Arrested—The Evidence Against Him.

Joseph Dover, a builder of this city, was arrested by Deputy Marshal Springer yesterday morning on the charge of unlawful cohabitation. The defendant and several witnesses were taken before Commissioner Greenman and an examination was held. The complaint alleged that the offense was committed with Sarah Dover and Mary Dover between January 1, 1888, and May 20, 1890. The evidence showed that Mr. Dover was arrested on a similar charge in January, 1888. In the same month he pleaded guilty in the Third district court, and upon promising to obey the law in the future was let off with a fine of $50. On March 29 following he obtained a divorce from his first wife, Sarah, and re-married his second wife, Mary, the next day. Of course there was no unlawful cohabiting after that time, but the commissioner thought that there was some evidence to show that the defendant lived with his plural wife from the time he was sentenced, in January, 1888, until he married her in March following, and held him to await the action of the grand jury, fixing the bond at $1,500. Mr. Dover found sureties and was released.

ANOTHER ARREST.

A. B. Anderson, of Huntsville, was also arrested yesterday on the charge of unlawful cohabitation. He was taken before Commissioner Greenman and pleaded guilty and was released upon giving bonds in the sum of $1,500 to secure his appearance before the grand jury.

"STANDING ROOM ONLY."

The Big Crop of Sunday Drunks—The Case of the Footpads.

Judge Laney had an unusually busy Monday in the police court yesterday. The drunks were so numerous that there was scarcely standing room inside the railing.

The 35 drunks were James Wilson, John Roberts, John Ruben, Charles Hansen, A. Logan, Frank Logan, Richard Roe, John Jones, Clark Ellinger, Henry Lloyd, Mike Stewart, John Adams, Robert Marcroft, Dan Burnes, O. P. Harper, A. J. Thompson, Mike O'Reilly, Frank Layton and John James.

John Dorsey a second degree drunk, was fined $10, while Andrew Land was passed to the third degree and paid $15 for the initiatory ceremonies.

P. L. Patten, Thomas McCarthey, John Higgins, James Gagen and Alfred Mott were assessed $10 each for trespassing at the Rio Grande Western depot.

John Haynes, the man who stole a pair of pants from a clothing store on Saturday, was fined $50 and sentenced to ninety days imprisonment.

Louis Goeltz and Joseph Hackhauser, arrested for doing business without a license, were tried and acquitted.

The case of William Mansfield, the man who was arrested on Decoration day for stealing $300 from the Gaiety saloon, was continued until to-morrow at 4 p.m.

S. Cronin pleaded guilty to the charge of assault and battery and was fined $10.

Late on Saturday night two foot pads held up a young man in the northwestern part of the city and relieved him of a watch. The victim was not disposed to allow the fellows to get off scot free, and he trailed them around town until he came across an officer and had them arrested. At the police station they gave their names as Milton Chapin and John Allen. They will have an examination on the charge of highway robbery to-day.

In the Probate Court.

Guardianship of Abraham O. Woodruff and Mary A. Woodruff, minors; order made appointing appraisers.

Estate and guardianship of John Woodruff and Julia Woodruff, minors; order made appointing appraisers.

THE COUNTY COURT.

The County Tax Fixed at Two Mills—A Board of Equalization.

The county court held a brief session yesterday, when the following business was transacted:

Selectman Howe, who was appointed a committee of one on May 21, in regard to the opening of a certain road, reported that he deemed it advisable not to open it at present.

In the matter of opening a road on Second West street, Judge Bartch reported favorably.

The assessor presented assessment rolls A and B, including the assessment on the same rolls of special school taxes for 1890. On motion of Selectman Miller, it was ordered that an ad valorem tax of 2 mills on the dollar on all taxable property in Salt Lake county be levied.

The court then resolved itself into a board of equalization to hear and consider complaints in regard to taxes. On motion the matter was continued until July 21, when the court will set from day to day until July 31.

Selectmen Smith and Howe were appointed a committee to examine a certain piece of ground in section 27, township 2 south, range 2 east, relative to the opening of a road there.

C. B. Jack asked a modification of the resolution granting the Rapid Transit company a right to construct a street railway.

The matter of fixing the bonds of the collector of Salt Lake county was continued until to-day.

Hood's Sarsaparilla is on the flood tide of popularity, which position it has reached by its own intrinsic, undoubted merit. 3

The Pulpit and the Stage.

Rev. F. M. Shrout, Pastor United Brethren church, Blue Mound, Kan., says: "I feel it my duty to tell what wonders Dr. King's New Discovery has done for me. My lungs were badly diseased, and my parishioners thought I could live only a few weeks. I took five bottles of Dr. King's New Discovery and am sound and well, gaining 26 lbs. in weight."

Arthur Love, manager "Love's Funny Folks" combination, writes: "After a thorough trial and convincing evidence, I am confident Dr. King's New Discovery for consumption, beats 'em all, and cures when everything else fails. The greatest kindness I can do my many thousand friends is to urge them to try it." Free trial bottles at A. C. Smith & Co.'s drug store. Regular sizes, 50c. and $1.00. 3

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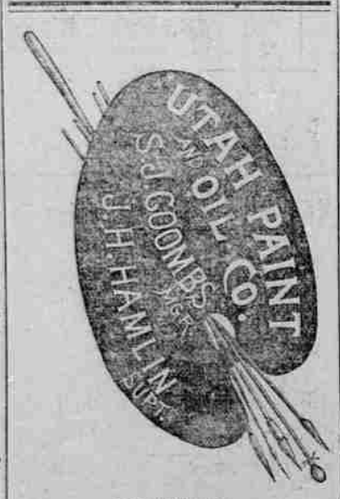

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