

NEWS FROM NEAR-BY TOWNS

Struggle for a Jury in the Hayes Case.

TEN MEN ARE SECURED.

WYOMING WOOL GATHERERS PREPARING FOR WORK.

Clip for Carbon County Will Exceed Last Year's Clip by Over Half a Million Pounds—Platte River Placer Bars—More Jackson's Hole Sensations Probable—A Wyoming Canal.

PROVO, March 22.—The Fourth district court was opened this morning at 10 o'clock with Judge McCarty on the bench.

The case of the state of Utah vs. Harry Hayes was at once taken up, County Attorney A. D. Gash, assisted by Thurman & Wedgewood, appearing for the state, and J. W. N. Whitecotton and Charles De Moisey appearing for the defendant.

An affidavit made by the defendant was read to the court to the effect that the defendant was financially unable to pay his witnesses.

FEES AND MILEAGE.

and asked that seventeen witnesses for the defense be subpoenaed at the expense of the state.

but at the trial, if it was found that any of their evidence was not material to the case, the order would be set aside.

EXPENSE OF THE STATE.

The names of the witnesses for the defense, which are given in the affidavit, are: Mrs. Annie S. Kinney, John Moxley, Mrs. Honora Kelly, Kelly, Mrs. Mary L. Yates, Lillian L. Yates, C. J. Fash, John Herr, Thomas, B. C. Wilson, Leon Armer, Ed Emberton, Joe Hanfner, N. W. McCrystal, Wilson, Rich and J. A. Pierce, all residents of Tintic, Juab county, except Rich, who resides in Salt Lake.

After disposing of the question as regards witnesses, Clerk Jones proceeded to call twelve jurors, B. F. Woodward, Spanish Fork; John S. Park, Provo; B. C. Johnson, Provo; Benches, S. E. Church, Reynolds, W. S. Walker, Jr., Pleasant Grove; Wm. S. Storr, Springville; Abner Smith, Lehi; H. P. Boley, American Fork; George Finlayson, Payson; Charles Meacham, Spanish Fork; and George Montague, Payson. Of this number seven were accepted as qualified.

THE HAD AN OPINION

and was excused on that account. He had got the opinion by reading the newspaper reports of the proceedings. The state accused George C. Scott and the defense challenged Beasley and Kinnison.

J. J. McClellan was called to take the oath.

S. R. Cushman of Santaquin and Heber Allred of Lehi were next called. The latter having been called upon by the coroner to dress the bodies of the murdered men and bearing what purported to be facts in his opinion.

UNCONCERNED AS ANY ONE

in the room, which was crowded with attorneys and spectators. He has grown somewhat thin and pale from his confinement, and when court opened his patients were as quiet as mice.

JOTS

Born, to the wife of B. Cliff, Jr., on Friday night, a boy. Mother and child doing nicely.

A marriage license was issued today to Brigham Madsen, Lake View, and Mattie Chealey of Provo.

Prof. W. M. McKeedrick of the Brigham Young academy faculty is all smiles today. It is a ten-pound girl, and came on Monday night. Mother and child are doing well and Mack is recovering.

TOOK MORPHINE.

Hash Act of a Young Man at Pocatello.

(Special to The Herald.)

POCATELLO, Ida., March 22.—John Hall, a man 22 years of age, who has been employed in the Union Pacific machine shops at this place for several years, swallowed an ounce of morphine about 11 o'clock this morning, and now lies in a critical condition at the home of his mother. Hall called for a drink at Kellett & Cleveland's saloon about 10:30, and was apparently sober and in his usual health. It was noticed by some of his friends that he later staggered along the street. They saw that something was wrong and he was carried to Duchambe's lodging house nearby, where he was soon writhing in terrible agony. Dr. Rooper was called,

who saw at a glance that Hall was suffering from the effects of poison, and administered the necessary antidote. It was learned that Hall, after taking the poison, went to the opera house restaurant and called for salt and water. He also made an attempt to write a note, but was overcome by the effects of the morphine, and staggering to his feet went out on the street, where he was discovered by his friends. Everything possible is being done to save the young fellow, but the physicians have no hopes of his recovery. Hall resides with his mother, sister and two brothers.

Later, John Hall, the young machinist, who took morphine this morning, died at 11 o'clock. He had no consciousness and no motive is known for taking his own life, but it is supposed to be a love affair. He had become greatly infatuated with a young lady, but his mother and mother-in-law objected to matrimonial relations owing to their different religious beliefs, and it is thought the young man brooded over this affair until he finally decided to end his existence.

COURT AT NEPHI.

Several Very Important Matters Are Handled.

(Special to The Herald.)

NEPHI, March 22.—At 2 o'clock the case of the First National Bank of Nephi vs. J. R. Hickman was given to the jury, and they are still hanging on the matter, with no prospect of agreement.

Estate of Sarah Klenke; letters of administration were issued to John Klenke, and order for notice to creditors made.

Elizabeth Kennedy was granted a divorce from William B. Kennedy and plaintiff given the custody of the children.

FEES AND MILEAGE.

The Nephri Irrigation company vs. Samuel T. Vickers is now in progress of trial. This is a case involving the title to a portion of the waters of Salt Lake.

Teter on the Warpath.

(Special to The Herald.)

POCATELLO, Ida., March 22.—Indian Agent Teter of the Fort Hall agency at Ross Fork swore to a complaint on Friday last, charging William West, Con Rogan and Edward Phillips with purchasing cattle from the Banrock and Shoshone Indians of the Fort Hall reservation. The parties, who are ranchers, were placed under arrest today by Deputy United States Marshal McDaniel and their trial has been set for Thursday next in Judge Hopson's court.

WILL FINISH THE CANAL.

Sweetwater County Preparing for Expected Settlers.

The Wyoming Irrigation and Land company, which has large holdings of land in Sweetwater county, above the river, is soon to commence the construction of a ditch. About five miles of ditch was built last fall, when the winter weather stopped operations.

JACKSON'S HOLE SETTLERS.

The settlers in the upper portion of Uinta county, embracing the Jackson's Hole district, are said to be very apprehensive of trouble with the Banrocks from the Fort Hall reservation. A number of them have received letters from people in the vicinity of the reservation that there is an organized party of about 100 men, who are in the spring in order to be avenged for the arrest and killing of Indians in that section last summer by the settlers.

WYOMING WOOLGATHERERS.

They Are Preparing to Harvest the Season's Crop.

As warm weather approaches, the sheepmen are getting ready for the annual clip of their flocks.

Since last season a number of new shearing pens have been constructed in various parts of the county and quite a number of the pens have already been engaged.

At the Miller pens, near Rawlins, says the Journal, 100,000 head of sheep were sheared last summer, and the prospects now are that this number will be exceeded this summer. One of the latest improved bolters with the steam dipping works will be put in before shearing begins. Other general improvements will be made for the accommodation of the sheep and an estimate of 150,000 head, as the number to be sheared at the Miller pens this summer, is considered a conservative one.

Mr. Andy Johnson will fix up the money pens at Little Cherokee and shear there.

L. N. Borer of Sulphur has built a fine set of shearing pens and has already contracted for 50,000 head to be sheared at the Miller pens this summer.

Whitman Daley at Separation has new pens, with the latest and most improved dipping apparatus, and a large number of sheep will be shorn at his place.

Shearing will begin at Fort Steele about April 25, and at least 100,000 head will be shorn there.

The wool clip this year for Carbon county will exceed last year's clip by over a half million pounds, as very few sheep were sold from this county last year.

A. M. Startzell, I. C. Miller, J. M. Rumsey, E. Sundin and others will shear at the Miller pens, and the shearing will commence about April 20.

R. A. Smiley, George Ferris and others will shear at Fort Steele.

Whitman Daley and others at Separation pens.

Quite a number of sheep will be shorn at Snake river, some near Pine Grove and others at other places throughout the county.

Platte River Bars.

The bars in the Platte river which prospect so well in fine gold may be now worked profitably through the use of modern gold-saving appliances.

The big bar immediately below the bridge prospect richly but old methods proved unsuccessful. By the use of a new surveyor, John Charles Thompson, interested in work on this bar a few years ago—Saratorra Lyra.

Better Stay at Home.

An old Comstock miner who has just returned from the West Africa says that there wages are 40 cents for competent miners. Board and lodging cost \$40 per month, and miners are expected to work ten-hour shifts. The average gold mine in the West is about 2 per cent. In the mine where he was employed there were twenty white men and five hundred negroes.—Bellevue Herald.

OGDEN DEPARTMENT

Ogden, March 21.

REFORM SCHOOL BOARD.

The board of directors of the reform school held a meeting yesterday at the school building. The board is composed of Governor, William H. Cannon, Mayor A. C. Bishop and Superintendent of Instruction John R. Park. All members were present together with Secretary Stevens.

Most of the work was of a routine character consisting of auditing accounts and considering individual cases of discipline.

A rule was adopted calling for monthly reports from the superintendent. These reports will be made to the board on the 10th of each month and will contain a full and complete statement of the work of the school and condition of the inmates. In cases where inmates are absent from school, the board will be given showing whom they are with and what their conduct has been.

The matter of election of a permanent secretary and superintendent of the board was not reached but will be taken up at a meeting to be held in Salt Lake within a day or two.

THE POWER DAM FORCE.

Yesterday by actual count there were 26 teams at work on the Fremont canal work of the Pioneer Electric Power company on the contract of Corey Bros. & Co.

The work is being done in a very satisfactory manner and the work teams are coming in daily.

More difficulty is experienced in getting men to work on the canal than in getting horses to work on it.

George Thompson left yesterday in search of men and will visit Logan, Tremonton, Big Water and other Utah towns in search of men. Pleasant men could be obtained by going outside of Utah but it is hoped to avoid so doing if possible.

Rhodes Bros. are carrying over for this year "Men wanted" in all the principal Utah papers and besides have started to send out men to the various towns.

About forty additional men were put on yesterday. Ground has been broken on the site for the dam.

IN IOWA.

DES MOINES, Iowa, March 22.—Dispatches from Creaton, Red Oak, Jefferson, Atlantic and Albia and other points indicate a heavy fall of snow over the state. All correspondents state that it is the heaviest storm of the winter. There was no wind and the snow is from eight inches to a foot deep everywhere. Farmers are encouraged as this will insure abundant moisture for winter wheat and pastures, besides putting the ground in fine condition for spring work.

Take a dose of DeWitt's Little Early Buds just for the good they will do. They will cure a cold, headache, toothache, indigestion, good for headache, good for liver complaint, good for constipation. They are good. For sale by all druggists. Nelden-Judson, wholesale dealers.

THE COUNTY COURT.

At yesterday's meeting of the county court a proposition from H. A. Shupe offering to lay cement walks around the court house was received and filed, and W. C. Carver's resignation as constable of Utah county was also received.

The city council should be asked to defer action on the matter of leasing the Echo and other lands for a period of three days.

Selectman Wade's report on leasing three dials for the county court house was approved. The county attorney is carrying over for this year, whereby Washington Jenkins secured a judgment of \$132 against the county.

SILVER LEADERS.

A. J. Warner, president of the Bimetallic union, Thomas G. Merrill, treasurer of the same and H. B. Barrett, secretary of the National Bimetallic held a public meeting last night in Salt Lake. Tonight they will address the people of Ogden in connection with the silver question. Everybody is urged to attend. The speakers are eminent authorities and eloquent speakers and can not fail to interest the audience.

CITY COUNCIL.

An important step was taken at last night's meeting of the city council toward securing control and municipal ownership of the waterworks. It is claimed that the present company has not filed its part of the contract since it secured control of the works.

The councilman introduced a resolution providing that the city engineer prepare estimates of the cost of the works and report back to the council at some future meeting. It is understood that the engineer's report will form a basis for a proposition to buy out the present company. If this is not accepted, steps will immediately be taken to build an independent of the present works.

The whole matter was referred to a special committee consisting of Councilmen Taylor, Pierce, Conroy, Jones and the mayor.

Councilman Jones offered a resolution exempting all residents north of the Ogden river from paying poll tax, this district being sparsely populated and without any police protection. Referred to the committee.

The auditor reported that \$12,254 was due as interest on the general improvement bond issue of 1892. The money was appropriated, but the warrant has not been issued.

The supplemental bill now pending in the legislature, which affects the matter.

LOCAL BRIEFS.

A communication was received from the county clerk asking that the council postpone action for two weeks in the matter of renting the city hospital. Granted.

Several petitions to have Liberty park set aside for a tennis court were referred to the committee on buildings and grounds.

George J. Judd made an application for the appointment as keeper of Liberty park. Referred to the mayor.

A petition signed quite numerously, asking that an electric light be put up at the corner of Monroe avenue and Fourth streets, was referred to the committee on streets.

The pay rolls and bills were laid over for one week pending the governor's approval of the new state constitution.

Legislation affecting the issuance of warrants.

After transacting the routine business of the council, the mayor, in presence of the council, considered the best method of taking care of the public park, and positively cures Piles or no Pay required. It is guaranteed to give perfect relief in 24 hours. Price 25c per box. For sale by Z. C. M. I. Drug Dept.

Lawyers' Attention!

The Herald will print your Briefs with promptness and accuracy. We solicit your patronage. Telephone No. 357, and we will send for your manuscript.

COOP FURNITURE CO.

11 AND 13 MAIN STREET.

Furniture, Carpets, Lace Curtains, Ladies' and Gents' Rockers, Couches, Bed Lounges, Chamber Suits, Ladies' Combination Dresses, Folding Beds, Sideboards, Wardrobes, Safes, Tables, etc.

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After about two hours of delay the crippled engine was got to Uintah and traffic was resumed.

David Bybee was on the streets yesterday. Mr. Bybee was a former resident of Ogden but now hails from Idaho Falls. About a year ago he sustained an accident to one of his feet. A rusty nail ran into it and the wound has gradually grown worse until the foot became almost entirely paralyzed. A few days ago he sustained another operation whereby the diseased bone was removed and he is at present doing nicely.

It's just as easy to try One Minute Cough Cure for any cough or cold as it is to cure a severe cough or cold with it. Let your next purchase for a cough be One Minute Cough Cure. Better medicine, better result; better try it. For sale by all druggists. Nelden-Judson, wholesale dealers.

SNOW IN THE EAST.

Heavy Downfall in Iowa and Nebraska.

LINCOLN, Neb., March 22.—The heaviest snow fall experienced in this city for several years started Sunday morning and continued until midnight. For sale by all druggists. Nelden-Judson, wholesale dealers.

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11 AND 13 MAIN STREET.

FIFTY-THIRD DIVIDEND.

Z. C. M. I., Salt Lake City, March 17th, 1896.

AT A MEETING OF THE DIRECTORS, held on the 17th inst., a dividend of four per cent. for the half year, was declared upon the capital stock of this institution, of record March 25th, 1896, payable in cash on and after April 15th next, or in cash on and after April 15th next, to stockholders personally upon presentation of their certificates or upon their written orders.

T. G. WEBBER, Secretary.

NOTICE.

Z. C. M. I., Salt Lake City, March 17th, 1896.

THE STOCK TRANSFER BOOKS OF THIS INSTITUTION will be closed on March 25th, and on the 26th, 1896.

T. G. WEBBER, Secretary.

NOTICE.

IN THE DISTRICT COURT, THIRD JUDICIAL DISTRICT, Probate division, and for Salt Lake county, state of Utah—in the matter of the estate of Walter Dixon Pavey, deceased.—Notice is hereby given that William Charles Fayer, administrator of the estate of Walter Dixon Pavey, deceased, has filed for settlement, and filed in said court, his final account of his administration of said estate, and has caused a distribution of the residue of said estate among the persons entitled thereto, and that Saturday, the 19th day of April, 1896, at 10 o'clock a. m., at the court room of said court, in the county court house, Salt Lake City, Utah, he has been duly appointed by the judge of said court, for the settlement of said account and for the purpose of distributing the same, at which time and place any person interested in said estate may appear and show cause why he should not be allowed to have said account settled and approved and final distribution made as prayed for.

Dated March 13, A. D. 1896.

E. STANTON, Clerk of the District Court.

By A. B. HARKNESS, Deputy Clerk.

Bennett, Harkness, Howat and Bradley, attorneys for administrator.

SUMMONS.

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE STATE OF UTAH, county of Salt Lake, Thomas J. Darke and John Collins, defendants.

Summons. The State of Utah sends greeting to John Collins, defendant. You are hereby summoned to appear in an action brought against you by the above named plaintiff in the District Court of the Third Judicial District of the State of Utah, and to answer the complaint filed therein within ten days (exclusive of the day of service) after the service of this summons, or to show cause why judgment by default will be taken against you, according to the prayer of the complaint. The action is brought to obtain judgment fixing the amount due from defendant to plaintiff as assignee of Wm. G. Gallager, adjudged bankrupt, and to obtain judgment of payment of the plaintiff's title to an undivided quarter of the Bully Boy mining claim, situate in the 12th and 13th ranges of the West Mountain Mining District, Salt Lake county, Utah, to be adjudged free and clear of all liens and encumbrances of trust or agreement to convey to same made by Wm. G. Gallager (plaintiff's grantor), to the defendant, and to obtain judgment that said declaration or agreement, also for other proper relief, be set aside and annulled. You are hereby notified that if you fail to appear and answer the said complaint as above required, the said plaintiff will apply to the court for the relief demanded therein.

Witness, the honorable judge, and the seal of the District Court of the State of Utah, this 17th day of March, in the year of our Lord one thousand eight hundred and ninety-six.

E. STANTON, Deputy Clerk.

Bennett, Harkness, Howat and Bradley, attorneys for plaintiff.

NOTICE TO CREDITORS.

NOTICE TO CREDITORS.—ESTATE OF Peter Gillespie, deceased. Notice is hereby given to all persons having claims against the estate of Peter Gillespie, deceased, to the creditors of, and all persons having claims against the said deceased, to exhibit them with the necessary vouchers, within four months after the first publication of this notice, to the undersigned, at the office of Bennett, Harkness, Howat and Bradley, attorneys for plaintiff, in Salt Lake city and county, Utah.

JOHN B. REID, Administrator of the estate of Peter Gillespie, deceased.

By J. H. DENLOW, Deputy Clerk.

Moyle, Zane & Costigan, attorneys for estate.

NOTICE TO CREDITORS.

NOTICE TO CREDITORS.—ESTATE OF Peter Ranck, deceased. Notice is hereby given to all persons having claims against the estate of Peter Ranck, deceased, to the creditors of, and all persons having claims against the said deceased, to exhibit them with the necessary vouchers, within four months after the first publication of this notice, to the undersigned, at the office of Bennett, Harkness, Howat and Bradley, attorneys for plaintiff, in Salt Lake city and county, Utah.

CARL W. CAPSON, Administrator of the estate of Peter Ranck, deceased.

Dated the 17th day of March, 1896.

Moyle, Zane & Costigan, attorneys for estate.

NOTICE OF SALE UNDER TRUST DEED.

Whereas John W. Taylor and his wife, Mary S. Taylor, on the 25th day of October, 1892, executed and gave their promissory note whereby they promised to pay to the undersigned, James T. Little, one year after date, the sum of three thousand dollars, payable in ten equal installments, and the rate of ten per cent. per annum from date until paid, and whereas said note has not been paid, and the said Deseret Savings bank is now the owner thereof, and whereas at the same time said note was made the said John W. Taylor and Mary S. Taylor then and there conveyed in fee simple to James T. Little certain property, hereinafter described, in trust, however, to more fully secure said note and interest.