University of Utah

THE EVENING DISPATCH.

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DISTRICT COURT.

No Verdict Yet in the Davis Homicide Case.

TWO JURIES ARE OUT,

And the Court is Compelled to Halt Proceedings Until One Reports—A Springville Adultery Case Comes Next—The Hague Case Again Postponed.

The whole of the time of the First District court yesterday afternoon was occupied with the arguments by the attorneys in the Davis homicide case. The jury has not rendered a verdict yet.

Today the case of the People vs. A. Nielsen of Mt. Pleasant, charged with a misdemeanor in driving, on January 8, 1894, away from the cattle range near Castle Dale two head of cattle not his property.

The case against Hy. White of Springville, accused of adultery will be tried next, as soon as a jury can be procured. All of the panel except three jurors are at present on the two juries locked up—the Davis jury and the Nielsen jury.

The big mining case Eagle Mining company vs. Clays et al, set for next week, has been continued until October 22nd, and the Alma Hague cases set for October 8th have been continued till November 12th.

The riot cases against George Luft, C. W. Smith, Thomas Leonard and E. O. Anderson, residents of Provo, were called today. The defendants through their attorney, H. C. Edwards, informed the court that on May 12th when the riot is alleged in the indictment to have been committed, they had no intention of violating the law; that what they said or did on that day at the Provo depot when the commonwealers were here was said and done in the heat of great excitement that was prevalent everywhere that day, and that they would improve by the lesson they had learned.

Prosecuting Attorney Thurman stated that he knew the defendants to be good men and good citizens. Under their statement he did not feel inclined to push the prosecution of the case. The case was dismissed.

NEW CASES.

Attorneys Houtz and Anderson today filed a suit for Captain Davis, asking for judgment against Darrow Brothers of Westwater on $403.00 promissory note.

Elizabeth Laird and Orson Blood were at Provo on May 10, 1892 made man and wife. In July of the same year Orson skipped the traloloo and Elizabeth has been compelled to support herself and child. She now sues for divorce. Warner & Knight are her attorneys.

These same attorneys filed another suit for divorce today. Sarah Dudley of this city sues for legal separation from her husband, Joseph Dudley. The two were married at Spanish Fork on December 23, 1879 at Spanish Fork. Sarah alleges that on September 10, 1892, Joseph without cause deserted her.

AMERICA'S VIRTUOUS SUPREMACY.

A Writer Who Thinks Saratoga Can Match the Countess of Roslyn.

It is much more comfortable to consider the mote in your brother's eye than the beam in your own.

I heard some patriotic American women congratulating themselves that with all its fashionable follies and fads "swell life" in this country never did and it was not likely it ever could approach that in England.

And then one of them told that damaging little story about the young Countess of Roslyn losing her diamond studded cigarette case in a fashionable restaurant, the case having been presented to her by no less a personage than the Princess of Wales.

Naughty Countess of Roslyn, to smoke her cigarettes in a public restaurant! After all, Spartan virtue is the best sort to hold fast by. The crime consists not in the commission, but in the discovery. Now, if she had only smoked at home! I wondered if either of those two good American dames had ever been in Saratoga during the racing season. I doubt if their strong convictions of America's virtuous supremacy could stand the shock likely to be administered there.

One does not like to read about the universality of betting going on there among women—not fast, base women alone, women who have no reputations to lose, but all sorts and conditions, young and old, gray haired women, to whom you would think eternity was appealing as an imminent call, young girls flinging aside textbooks for betting books. Rich and poor, the mania has seized them all, and a poolroom is at their disposal where they can empty their purses and display their lack of horse sense with the recklessness characteristic of women who, having stepped outside the barriers that mark the line of safety, care little how far they wander from the safety of beaten paths.—Jeannette H. Walworth in New York Mail and Express.

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

ANOTHER LUNGER.

"Tax-Payer" Comes at Graham With Affidavits,

AND PUTS HIM TO SLEEP.

The "Clean Campaign" Waged by the Enquirer Consists of Lies, Blackmailing and False Figures—The Latest Lie is Nailed and the Nail Clinched.

PROVO, Utah, Sept. 25.—[Correspondence DISPATCH.]—"A clean campaign!"

The foregoing quotation appears almost every evening in the Enquirer. And yet it is constantly filling its columns with the foulest and blackest of lies about the private affairs of democratic officials in this county. This will be its constant course as to any man who may be put up for an office on the democratic ticket at any campaign.

"As a dog returneth to his vomit, so a fool returneth to his follies." Just so with the editor and manager of that sheet. They are fools wholly devoid of principle, hence they cannot help returning to their old vomit of lying about all men who happen to differ from them on politics, especially if those men happen to be placed in official positions.

Yesterday's Enquirer contained the following lies about A. D. Gash and the editor of THE DISPATCH:

"Taxpayers as officers are more liable to be economical than men who pay little or no taxes. The present county attorney, for example, paid 40 cents in taxes the year he was elected. The name of the recent appointee on the board of the territorial insane asylum does not appear on the tax roll. What do such men care for extravagance in office? The high taxes do not hurt them."

The following certificate of the collector of Utah county shows that it is a lie of the blackest hue.

TERRITORY OF UTAH,
COUNTY OF UTAH. } SS.

Levi Openshaw, collector of Utah county, Utah territory, on oath, deposes and says, that the following is a true and correct statement of taxes paid by A. D, Gash, as appears on the records in my office, viz:

In 1892.....$ 6 00
In 1892, Whitecotton & Gash $15.75, Gash's portion..... 7 87

Total tax 1892.....$13 87
In 1893.....$15 78

And I further say that the name of John L. Bartow appears on the assessment roll of Utah county for the year 1894, assessed with $15.60.

(Signed.) LEVI OPENSPAW.

Subscribed and sworn to before me [SEAL.] this 27th day of September A. D. 1894.

V. L. HALLIDAY,
County Clerk, Utah County.

Such is the record of Utah county as to A. D Gash and the editor of THE DISPATCH.

How about the record as to the two gentlemen who published yesterday's black lie?

James Clove's name appeared for the first time on the records of Utah county in the year 1892, and he paid $3.79 taxes. John C. Graham's name does not appear upon the tax records of Utah county for either the years of 1893 or 1894.

If any one doubts the statement, he is simply asked to search the records where he will find it as stated above, and if he will figure it up he will find that A. D. Gash and J. L. Bartow pay a little above the average tax paid by the various tax-payers of this county. They regret very much that they cannot pay more taxes, but circumstances over which they have no control force them to be classed among the poor class of citizens. And here I desire to say that the grand old principles of democracy teach that one man is as good as another while they both act right before the law, and if a tax payer at all, no matter how small or how great, they have equal privileges to hold office in this land of the free.

This is Jeffersonian principles, I know that Alexander Hamilton, the grandfather of republicanism, said that the control of the government should be in the hands of "the rich and well born," while the "poor or swinish herd" should have only the privilege to work and have merely an existence in the country and do the bidding of the "rich and well-born." Away with such infamy!

How does the poor voters of the republican party like that sentiment, as the Enquirer puts it? Unless you pay a tax far above the average, you cannot be advocated for an official position, no matter how small the office, for the Enquirer says that two men who pay above the average taxes in this county should not be allowed to hold two of the lightest paying offices in the county.

Suppose that test were applied to Graham and Clove? Would not their ambitions be knocked over the moon? Has it not been the ambition of J. C. G. to go to the constitutional convention, and his only qualification being simply his shape? Certainly "comeptent." Also has it not been the ambition of James Clove to be sheriff of Utah county, and urges as his qualifications and "competency" his true specimen of bravery and marksmanship as displayed on the Saturday before the Fourth of July, when he drew his gun to stop a man one-half his size from thrashing the very life out of him for some of his contemptible writings? And does he not argue further, that as a tax-payer of $3.70 in the year 1893, that he had a right to be a clerk in the only republican legislature last spring? And now that ought to help him to get the sheriff's office? Oh, he is "competent"(?) No question about it.

In conclusion, Mr. Editor, I will say that the criminal prosecution of Utah county cost the tax-payers for the first year the present county attorney was in the office $633.00. For the three years prior to his coming into office, criminal prosecution cost the county an average per year of $4,472.31. So that the people's taxes are not being squandered by Mr. Gash to any marked extent; and further, there is not a democrat in the county but what wants a "clean campaign," but constant lying is not a "clean" business, in a "clean campaign." The man who thinks so shows himself "incompetent" to be the dictators of the morals of society or to have anything to say whatever as to the control of affairs.

Respectfully,
TAX-PAYER.

TESTIMONIALS published in behalf of Hood's Sarsaparilla are as reliable and worthy of confidence as if from your most trusted neighbor.

SHERIFF BURNS MURDERED

Shot in Cold Blood--His Assassins May be Lynched.

At six o'clock last evening Provo was startled with the awful news that Sheriff Burns of Sanpete county, well and favorably known here, had been murdered in cold blood in the mountains east of Spring City. Deputy Marshals Fowler and Norrell at once proceeded to join in the search for the murderers who are still at large and who are supposed to be making their way to the Blue Mountain country.

The names of the murderers are given as Moroni Kofford and James Mickel, although the latter's real name is said to be Pete Peterson. They are both young men of Spring City and all their lives have been mixed up in stealing and other criminal escapades.

The particulars are as follows:

On Tuesday afternoon Scott Bruno, the herder of the Moroni Co-op flock, went to Spring city and complained to the prosecuting attorney that Kofford and Mickel had been stealing from his herd. He had found about a bushel of sheeps' ears bearing the Moroni Co-op earmark, and in Kofford and Mickel's flock were a number of sheep freshly marked. Kofford was tried at the Manti term of court on a charge of sheep stealing and acquitted. Sheriff Burns went up the canyon east of Spring City yesterday armed with a warrant for his arrest on this new charge, With him were Scott, Bruno and two others. On arriving at the sheep corral at Reeder Ridge, about fifteen miles from Spring City, Burns and Bruno made an examination of Kofford and Mickel's flock, and Bruno claiming positive identification, Burns said they would have to give up the sheep. Kofford said he would not, and the sheriff told him he would have to arrest Kofford, and advanced to do so. Kofford reached for his gun and Burns grappled with him, but the former had succeeded in freeing his weapon, and firing upward, struck Burns in the jaw. Burn's hold relaxed, and Kofford, jumping backward, emptied the contents of his revolver at the sheriff.

In the meantime, Mickel picked up a Winchester lying at his feet outside of the corral, and jumping into the enclosure, fired several shots. Burns fell after the fourth shot, not being able to get his gun into use for self defense, The only words he spoke after being shot were "Oh, you cowardly wretches."

The tragedy occurred at 1:15 p. m., Wednesday, September 26th. The three men with the sheriff were shot at, but they got home safe and spread the news. The country is being scoured for the murderers, and it is bluntly asserted that very little attempt will be made to bring them back alive, so incensed over the affair is everyone, The sheriff was a most popular man with all classes and the shooting seems to have been premeditated.

The deceased leaves a wife and five children, two of whom are grown. The tragedy has cast a deep gloom over Mt. Pleasant, the sheriff's home town, and all Sanpete is in mourning.

A late telegram announces that the murderers are still at large.

Excitement is intense and news of a lynching bee is expected hourly.

It May Do As Much for You.

Mr. Fred Miller, of Irving, Ill. writes that he had a severe Kidney trouble for many years, with severe pains in his back and also that his bladder was affected. He tried many so called Kidney cures but without any good result. About a year ago he began the use of Electric Bitters and found relief at once. Electric Bitters is especially adapted to cure all Kidney and Liver troubles and often gives almost instant relief. One trial will prove our statement. Price only 50c. at Smoot Drug Co.

PARENTS, READ!

Below You Will Find the Contract Price List of District School Books.

Following is the price list of district school books as per contract with the publishers:

New Franklin primary and first reader	$ 25
New Franklin second readers	35
New Franlin third readers	50
New Franklin fourth readers	65
New Franklin fourth readers	85
Seaside and Wayside No. 1	25
" " " 2	35
" " " 3	50
" " " 4	60
Our World Readers No. 1	50
Modern spelling book	25
Harper's first arithmetic	35
Harper's second arithmetic	65
Stoddard's Intellectual arithmetic	40
Appleton's algebra	1 20
Maxwell's introductory grammar	45
Maxwell's advanced grammar	65
Hyde's first grammar	35
Appleton's elementary geography	60
Appleton's higher geography	1 35
Monteith's physical geography	1 10
Spencerian copy books Nos. 1-8	10
Michael's copy book Nos. 1-10	10
Eggleston's primary history	65
Barnes' brief history	1 10
Smith's primer of physiology	35
Smith's elementary physiology	60
Steel's hygienic physiology	1 10
Avery's principles of physiology	1 10
Mace's our government	56
Dole's American citizen	90
Gage's introduction to physical science	1 00
Talmage's domestic science	80
Talmage's first book of nature	50
Gay's business book-keeping, single entry	66
Gay's business book-keeping, single and double entry	1 40
Augsburg's drawing, elementary	80
Augsburg's drawing, simplified	1 00
Mason's new first music reader	25
Mason's new second music reader	40
Mason's new third music reader	40
Mason's new fourth music reader	90
Tilden's common school song reader	36

Patrons of the schools are advised to pay no more than the published prices for books. If they are not to be obtained at these prices, the superintendant of schools, Mr. W. S. Rawlings, should be informed.

By order of the board of education.
J. M. JENSEN, Clerk.

Dr. Price's Cream Baking Powder
World's Fair Highest Award.

DEFINITELY SETTLED.

President Cleveland Grants General and Full Amnesty and Pardon—Completes the Job Harrison Half Did.

U. S. Commissioner Letcher at Salt Lake received the following telegram today:

WASHINGTON, D. C., Sept. 27.—The president has made proclamation as follows:

Now, therefore I, Grover Cleveland, president of the United States, by virtue of the power in me vested, do hereby declare and grant full amnesty and pardon to all persons who have in violation of said act, committed either of the offenses of polygamy, adultery or unlawful cohabitation under the color of polygamous or plural marriage, or who have been convicted of violation of said acts, are now suffering deprivation of civil rights in consequence of the same. Except all persons who have not complied with the conditions contained in said executive proclamation of January 4, 1893.

(Signed.) WALTER Q. GRESHAM,
Secretary of State.

Will Miss Pence.

The next house will miss the soaring eloquence and quick wit of Lafe Pence of Colorado, who has decided not to be a candidate for re-election. Mr. Pence won his spurs by tripping Bynum in the silver repeal debate and later was conspicuous when the Coxey horde concentrated on Washington. Mr. Pence is a lawyer, but has not allowed that fact to interfere with his being a Populist. His reason for deciding not to return seems rather odd in a Populist, however. He says he cannot live in Washington on $5,000 a year.—Chicago Times.

Wives For Australia.

A government export trade in wives has just been begun for the benefit of western Australia. A consignment of 50 young women, sound, good looking, under 20 and carefully selected, was sent free recently in order to provide wives for the colonists.

KNOWLEDGE

Brings comfort and improvement and tends to personal enjoyment when rightly used. The many, who live better than others and enjoy life more, with less expenditure, by more promptly adapting the world's best products to the needs of physical being, will attest the value to health of the pure liquid laxative principles embraced in the remedy, Syrup of Figs.

Its excellence is due to its presenting in the form most acceptable and pleasant to the taste, the refreshing and truly beneficial properties of a perfect laxative; effectually cleansing the system, dispelling colds, headaches and fevers and permanently curing constipation. It has given satisfaction to millions and met with the approval of the medical profession, because it acts on the Kidneys, Liver and Bowels without weakening them and it is perfectly free from every objectionable substance.

Syrup of Figs is for sale by all druggists in 50c and $1 bottles, but it is manufactured by the California Fig Syrup Co. only, whose name is printed on every package, also the name, Syrup of Figs, and being well informed, you will not accept any substitute if offered.

Highest of all in Leavening Power.—Latest U. S. Gov't Report

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Bring Your Ticket and Get Yours

You Who have not availed yourselves of our Premiums, Call and get a ticket. Trade with us.

You will get the

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I Expect You, Be sure to Call.

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All Work Well & Promptly Done

Henry J. Maiben.