ELLINGER AND EISEMAN

Jury Finds Verdict For the Plaintiff For $1,715.

STATE SUPREME COURT

HANDS DOWN A REVERSAL IN SCHROEDER VS. KINNEY.

Two Divorces Granted by Judge Hiles—J. R. Hickman Cited For Contempt For Failing to Pay Costs of Divorce Suit—New Suits Filed in the District Court—Short Orders and Notes.

The trial of the case of Albert Ellinger against Henry Eiseman et al., which was begun on Wednesday, was resumed yesterday before Judge Cherry and a jury. The plaintiff sues to recover $1,409.25 on a judgment rendered in the state of Iowa, and which the defendant alleged had been fully satisfied.

Messrs. Booth, Lee and Gray represented the plaintiff and Messrs. Dey & Street the defendants. The jury returned a verdict for the plaintiff for $1,715.35, the amount claimed and interest.

SUPREME COURT.

Short Orders Made and Opinion Handed Down.

A short session of the state supreme court was held yesterday and the following orders made:

James Johnson vs. Jeremiah Schenck et al., appellants; appellants granted leave to file supplemental transcript.

Maiola Pool vs. Southern Pacific company, appellants; in pursuance of mandate from United States supreme court, ordered that a new trial be had in the district court and that the appellant have judgment for $155.75 costs.

On report of the examining committee, Robert R. Moody was admitted to the bar of the state supreme court.

SCHROEDER VS. KINNEY.

Yesterday afternoon the supreme court handed down an opinion in the case of A. T. Schroeder vs. C. S. Kinney, appellant, in which the lower court, which found the issues for the plaintiff, is reversed and a new trial ordered. C. S. Kinney gave his note and secured the same by a mortgage on certain real estate. The property was sold and the purchaser assumed the mortgage. Afterwards the mortgage was foreclosed, and Schroeder sued Kinney on the note for about $700 deficiency. Kinney pleaded that the time of payment of the amount of the mortgage had been extended without his knowledge or consent and that such action released him from liability. The district court held against Kinney and gave judgment against him for the amount of the deficiency, but the supreme court held that this was error and reversed the decision.

PARTING OF THE TIED.

Divorces Granted in Judge Hiles' Court Yesterday.

The divorce suit of James A. Shafer against Lizzie Shafer came on for trial yesterday before Judge Hiles, with Attorney D. C. Eichnor representing the plaintiff, and the defendant not appearing the decree was granted and the plaintiff awarded the custody of the children.

The parties intermarried in Salt Lake City on Feb. 26, 1888. It appeared from the testimony that Mrs. Shafer was addicted to habitual drunkenness to such an extent that for months at a time she would be in a disgusting state of intoxication and neglected her children Erwin, aged 5 and Gladys, aged 2, and on that ground the decree was granted.

Vissing vs. Vissing.

The divorce suit of Caroline Vissing against Thomas E. Vissing, which was partly heard a few days ago and continued to give the plaintiff an opportunity to introduce further testimony, came up again yesterday before Judge Hiles and on the examination of Jane Dibble, Caroline Vissing and E. Vissing the decree was granted as prayed by default, the defendants failing to appear.

The parties intermarried at Copenhagen on Aug. 18, 1885, and it was shown that for more than a year the defendant had failed to contribute anything to the support of his wife.

Messrs. H. A. Smith and C. M. Nielsen were the attorneys for Mrs. Vissing.

J. R. Hickman Cited For Contempt.

Lizzie Hickman was a few months ago granted a decree of divorce from J. R. Hickman, the well known mining and cattle man, and the plaintiff was awarded alimony and the defendant ordered to pay $250 attorney fees and the costs of the suit.

It appears that Hickman has failed to pay the attorney fees and costs and yesterday order was made in Judge Hiles' court citing Hickman to show cause on July 6 why he should not be punished for contempt.

Must Produce the Contract.

The case of the Hecla Mining company vs. M. T. Gisborn came up before Judge Cherry on motion of the plaintiff for an order directing the defendant to produce an original copy of a certain agreement and after hearing the arguments, his honor ordered that the contract be produced.

Attorney William Kahn represented the plaintiff and Judge Hege the defendant. The arguments were characterized by a war of words between the attorneys which, however, didn't amount to much, although Judge Cherry called them both down several times.

AN AUTHOR SUED.

For Payment For Binding and Printing Books.

F. J. Cassano yesterday entered suit in the Third district court against A. Lambourne to collect $800.00 on three causes of action. For the first cause it is alleged that Lambourne is indebted to the defendant in the sum of $56.25 for printing and binding a book called "Piet, a Tale of the Wasatch," that plaintiff did the work and defendant has not paid for the same.

For a second cause of action it is alleged that defendant is indebted to the plaintiff in the sum of $75.00 for printing and binding a book called "A Summer in the Wasatch," and for a third cause of action that the defendant is indebted to plaintiff in the sum of $206.82 for printing and binding a book called "Pictures of an Inland Sea." Judgment is prayed for in the aggregate amount of $338.82.

Short Orders and Notes.

Joseph Lucas, John Carroll and Sam Keeling were arrested by Deputy Sheriff Gulbransen yesterday on a charge of vagrancy and carrying. They pleaded guilty before Justice McMaster and were sent to the county jail for ten days.

E. N. Nash was arrested by Deputy Sheriff Davis on a complaint sworn to by Max Sohr, charging that Nash feloniously destroyed five stencil plates valued at $50. He was let go on his own recognizance until Tuesday, when he will have a hearing before Justice Sommer. Nash was in the employ of Sohr and was discharged, and it is claimed he destroyed the plates for revenge. Nash says the stencils were his own and that he made them in his leisure times at home.

Mary Halstrom vs. Lee Halstrom; dismissed on motion of plaintiff.

J. M. Lansley vs. Western Plumbing and Hardware company; motion for a new trial argued and submitted.

Albert Fisher vs. George E. Teasdale et al.; motion for a receiver argued and submitted.

W. S. McCormick vs. Fred Simon; demurrer to complaint sustained and leave given to amend.

Jarvis Conklin Mortgage company vs. Denhalter et al.; motion of Judge Judd for resale of property so as to pay him $1,000 attorney's fees, argued and submitted.

Royal makes the food pure, wholesome and delicious.

ROYAL BAKING POWDER Absolutely Pure

ROYAL BAKING POWDER CO., NEW YORK.

SEAL CLUB.

Annual Meeting and Election of Officers.

The Seal club of the Working Women's league, held its annual meeting at Theosophical hall, West Temple street, on Monday evening, June 28, at 8 p. m. Dr. Ellen B. Ferguson, the vice-president, presided in the absence of Mrs. W. P. Lynn, the president, whose unavoidable absence through sickness was deeply regretted. Reports of the past year's work were made by Miss Marie Horning and Mrs. Lambert, showing the high appreciation of the members of the opportunities offered by the club meetings for social intercourse and self culture. The subjects selected for study during the coming year were, household economics, current events and literature, parliamentary rules, Mrs. Shattuck's manual, sanitation and hygiene, duties and responsibilities of women voters, civil government, lives of eminent American women, epochs in American history. It was unanimously decided that the fifth Monday occurring in any month should be set apart as president's day. The following officers were then elected to serve for next year: President, Dr. Ellen B. Ferguson; vice-president, Miss Marie Horning; recording secretary, Miss Matie Lambert; treasurer, Miss Liana Laneke. The club then adjourned until Monday, Sept. 6, 1897, when a sociable will be given, to which all working women are cordially invited.

JOHN EVANS DEAD.

EX-GOVERNOR OF COLORADO IS CALLED HOME.

Demise Caused by Exhaustion, Due to Old Age—Other Deaths Recorded Yesterday.

Denver, Col., July 3.—John Evans, one of the foremost citizens of Denver since 1862, when he was appointed governor of the territory of Colorado by President Lincoln, died at 4:30 p. m. today. He was 83 years old March 9 last. Old age was the cause.

John Evans was born near Wainsville, O., March 9, 1814. In 1838, he graduated from the medical department of Cincinnati college. He first practiced his profession at Attica, Ind. He at once began advocating the establishment of state insane asylums, and in 1841 induced the legislature to build one at Indianapolis, of which he was appointed superintendent. In 1849 he resigned this position to accept a chair in Rush Medical college of Chicago. This place he held for 11 years. During this time he took to the study of cholera, and it was largely through his efforts that systems of quarantine against that disease were first established. Dr. Evans was for some time editor of the Northwestern Medical and Surgical Journal. He also established the Illinois general hospital of the Lakes, later turned over to the Sisters of Mercy, and now known as Mercy Hospital.

Dr. Evans inherited a comfortable fortune from his father, and this was immensely increased by judicious investments in Chicago realty. His wealth was liberally spent in the promotion of institutions in which his sympathies were enlisted. The Northwestern university was one of these. His work in its establishment was recognized in the name of his own—Evanston. He endowed the chairs of Latin and mental and moral philosophy with $50,000 each. For 42 years he was chairman of the board of trustees of the university. Dr. Evans was one of the projectors of the Chicago & Fort Wayne, and was for years its managing director in Chicago. He was a member of the city council in 1852-3. He was a delegate to the first national Republican convention, and was a personal friend of Lincoln, and one of his partisans. In 1862, President Lincoln appointed him governor of Colorado, and since that time he has been one of the prominent citizens of the state. He devoted much of his time to railroad building, the Denver Pacific and Denver City and Fort Worth being built almost solely through his efforts. He gave hundreds of thousands of dollars toward the establishment of the University of Colorado. He was a member of the Methodist church, and was probably the largest contributor to the church building movement in Denver.

Rev. John Kimball.

San Francisco, July 3.—The Rev. John Kimball, formerly the editor of The Pacific, the organ of the Congregationalists in this city and state, and for many years conspicuous in religious work, died at his home on McAllister street last night.

Miss Ellen Miller.

Southampton, July 3.—Miss Ellen Miller, the only daughter of Rear Admiral Miller, U. S. N., died in London this morning. She has been sick ever since she landed and is believed to have contracted typhoid fever while on the passage across the Atlantic. The news of her death reached the admiral just as the U. S. cruiser Brooklyn was on the point of sailing for home. The admiral landed and took the first train to London. The Brooklyn will not sail today.

Election Frauds at St. Louis.

St. Louis, July 3.—The grand jury has indicted the following persons for frauds committed in the Ninth precinct of the Fourteenth ward at the recent school board election.

James Moran, C. F. Moeller, Thomas F. Carey, Thomas F. Dunn, Charles H. Shoekmiller, William Budde and Richard Carey.

Long Lost Son is Found.

Phoenix, Ariz., July 3.—At Mesa City, yesterday, Dr. I. H. H. Hammond of St. Louis found his long lost son, known there as Harry Creelman, whom he had not seen for 18 years. The boy, it is said, was stolen by gypsies, at the instigation of a rejected lover of his mother.

SILVER CUP FOR BRYAN

A Mark of Great Appreciation by Utah's People.

TO THE SILVER CHAMPION

A MOST ARTISTIC AND CHASTE PIECE OF WORK.

One Hundred and Fifty Ounces of the White Metal Used in Its Manufacture—The Interior Lined With Gold — The Vessel Beautifully Carved and Engraved With Symbolical Figures—Will be Presented When Mr. Bryan Returns to Attend the Trans-Mississippi Congress.

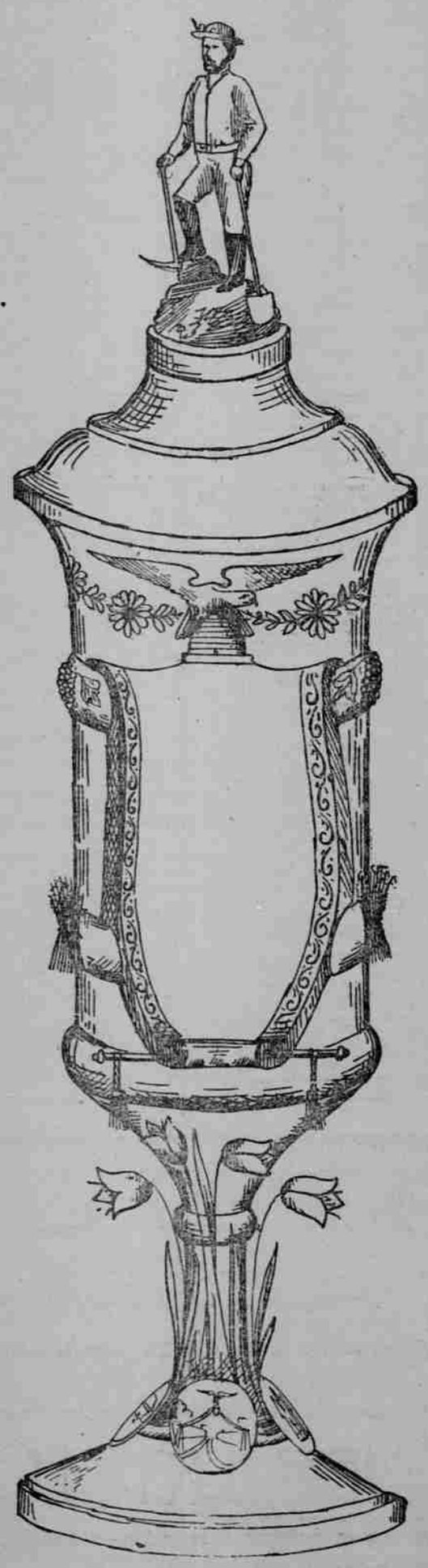
That the people of Utah have no small regard for the great champion of silver, the Hon. William Jennings Bryan, was demonstrated beyond any doubt in the reception and ovation tendered here during his stay in Salt Lake last Thursday. Had he succeeded in being elected to the presidency of the United States in the election last November, he could not have been received in Utah with a warmer welcome than that which he received.

When Mr. Bryan returns to Salt Lake to preside over the session of the trans-Mississippi congress a few weeks hence, he will be welcomed in just as fitting a manner.

Some time during his stay here, he is to be the recipient of a beautiful silver cup which is to be presented to him as a tribute from the people of Utah.

Every citizen of the state appreciates the services he has rendered as the great leader of the silver cause, and when it became known to a certainty that Mr. Bryan would be here during the Trans-Mississippi congress a popular movement was set on foot in which the mining men of the state took a leading part, to get up some fitting remembrance for him.

HON. THOMAS KEARNS, WHO HAS BEEN CHOSEN TO TAKE CHARGE OF THE PRESENTATION.



THE BRYAN CUP.

Hon. R. C. Chambers was made chairman of the committee having the matter in charge, but being called suddenly to California the duties assigned to him fell upon Hon. Thomas Kearns, who with the assistance of his coworkers has left no stone unturned to get up something to excel perhaps any gift which Mr. Bryan has ever received from his admirers.

A MARVEL OF BEAUTY.

The cup will be a marvel of artistic beauty and when completed, it is safe to say, will be just about the prettiest thing ever gotten up. It is being manufactured by Mr. E. J. Swaner, under the T. R. Jones bank, and he is getting it up just as perfect as can be. The total cost will be something like $500. In its manufacture about 150 ounces of silver will be used. The interior will be lined with gold and the value of it will be something like $128. The height of the cup will be about 22 inches, from the base to the top of the lid upon which will be a representation of a miner standing at ease. He reposes there with one foot placed upon a rock showing sixteen distinct stratas of silver to one of gold.

He is not discouraged, but he seems full of hope, so common among miners. He appears to believe the future has something bright in store for him and he remains at his post with his tools around him, such as the hammer and drill, all of which are plainly discernable.

AGRICULTURAL PRODUCTS.

Encircling the hull of the cup will be two silver bands upon which will be represented in embellished and raised work of solid gold the various agricultural products of Utah. There will be the pear, peach, apricot, grape, and other fruits. Below, on the other band will be a representation of vegetables, grains and grasses.

On the front side of the cup the inscription will be neatly engraved, above which will be a bee hive arranged in sixteen bands of silver to one of gold. The eagle represented above will have sixteen silver feathers to one of gold in his outstretched wings, and breast.

Upon the other side will be a representation of the Great Salt Lake as it appeared to the pioneers when the first glimpse met their eyes, when they reached the big mountain.

Two little cupids are holding a banner in another place surrounded by a wreath of flowers.

In another place is a wreath of daisies with the center in gold and surrounded by sixteen delicate petals. All of this is in embellished and raised work upon the burnished background.

Surrounding the stem of the cup the sego lily, the state flower of Utah, is in evidence, and at the base will be neatly engraved a view of the eagle gate, the temple block and the building in which the presentation is to be made.

Health and happiness are relative conditions; at any rate, there can be little happiness without health. To give the body its full measure of strength and energy, the blood should be kept pure and vigorous, by the use of Ayer's Sarsaparilla.

Thick Heads Are Useful.

Sacramento, Cal., July 3.—Charles Yates, a Hawaiian who conducts a saloon in this city, was shot by an enraged colored woman. The shot was fired directly from above, at a distance of a few feet, and the bullet, which was 41 calibre, was flattened on top of Yates' skull to the thickness of a dime, and the services of a surgeon were required to remove it. Yates went back to his place of business, and thought nothing of the incident. The woman was arrested.

Will "Have a Good Time."

San Francisco, July 3.—Mrs. Bradbury, the wife of a Los Angeles millionaire, who eloped with H. R. Ward, now talks freely of her escapade. She and Ward have taken rooms in a lodging house in the Tenderloin district, and after ordering a meal from a French restaurant, she said:

"You may call this either a love match or a scandal. I prefer to call it a romance. Colonel Bradbury was a kind husband, but I have happiness with Mr. Ward. He can support me, and I have no fear of desertion."

Mrs. Bradbury denies that she pawned all her jewelry, but confesses to a shortage of ready money. She proposes to have a good time, and seems surprised that her capitalist husband has not pursued her. Mr. Ward prefers not to talk about his wife and children, who are now abroad.

Because He Could Not Sleep.

St. Louis, July 3.—Because he could not sleep, William Marslauf, one of four grown brothers who live together in a comfortable home at 1023 Morrison street, killed himself last night. His body was found hanging in the cellar at an early hour today.

A Protege of Joe Blackburn.

San Francisco, July 3.—Richard T. Board, who has been held for trial before the superior court of Alameda county for forging a $50 check, is a protege of Senator Joe Blackburn of Kentucky, and his father was for 30 years clerk of the United States circuit court of Kentucky.

San Francisco and Return, $26.50 via Rio Grande Western Railway.

For Rio Grande Western train No. 3, leaving Salt Lake City at 11:45 p. m., July 5, and No. 1, leaving at 12:25 p. m., July 6, a rate of $26.50 is announced by Rio Grande Western railway to San Francisco and return.

TO SAN FRANCISCO VIA. PORTLAND.

Excursion via. O. S. L. Ry.

July 2, 5, 6 and 7; good returning July 20. Only $41.50. Call at corner Second South and West Temple.

EXCURSION TO SAN FRANCISCO

Via. Portland and O. S. L. Ry.

Only $41.50, July 2, 5, 6 and 7. Limit, July 31. City ticket office, corner Second South and West Temple.

Awarded Highest Honors—World's Fair, DR. PRICE'S CREAM BAKING POWDER MOST PERFECT MADE. A pure Grape Cream of Tartar Powder. Free from Ammonia, Alum or any other adulterant. 40 YEARS THE STANDARD.

A HAPPY, JOYOUS SONG OF PRAISE

Coming From the Lips of Thousands of Cured Patients Who Live Right Here Among You—The Mighty Voice of a Grateful People Sings to You That Drs. Shores & Shores Cure Chronic Diseases—And the Lofty Wasatch Edhoes Back, "Cures! Cures!! Cures!!!

From Every State from the Atlantic to the Pacific comes praise from cured patients—none, however, but home people are allowed to publicly testify, in order that you can see them yourselves and learn the truth.

New names, new faces, new troubles, but the same old story of splendid cures at a trifling cost—this is the proud record of the people's doctors. A low fee, mild and painless treatment and a guaranteed cure is the motto that has made "Drs. Shores & Shores" household words from Logan to St. George.

Read the testimony of your friends and neighbors, "Go ye and do likewise."

A PIONEER SPEAKS TO YOU.

She Has Lived in Utah Nearly 50 Years.

Drs. Shores Treat and Cure: Catarrh, Asthma, Bronchitis, Weak and Sore Eyes, Hay Fever, Deafness, Neuralgia, Insomnia, Heart Disease, Dyspepsia, Rheumatism, Malaria, Chronic Dysentery, Kidney Disease, Nervous Diseases, Blood Diseases, Skin Diseases, Female Diseases, Hemorrhoids.

MRS. SUSAN N. SPERRY,

243 West Sixth South Street, Salt Lake City.

Mrs. Susan M. Sperry, residence 243 West 6th South street, this city, is one of the few living pioneers who came to Utah when its only inhabitants were Indians and coyotes. The lady is the wife of the venerable Bishop Sperry of the Fourth ward, and her busy, useful life, and kind and gentle nature has won the esteem of every one who knows her, and they will all rejoice at her recovery.

She says: "I have suffered from Catarrh for many years, but did not know what my trouble was until I consulted Drs. Shores & Shores. Not only was my head and throat affected, but also my stomach, which got so bad that I had little or no appetite.

"I was constantly spitting and hawking to clear my throat. I had a severe cough, and terrible headaches. My nose would stop up first on one side and then on the other, and at times I could not sleep on account of it. I finally consulted Drs. Shores & Shores, who told me what my trouble was and advised me to have it attended to at once. I did so, and began their treatment June 11th, and have since followed their instructions. I want to say their treatment is mild and painless, and that these doctors have been very kind to me. I began to mend almost from the first, and although I have treated but two weeks I feel 50 per cent better.

"They certainly give more for the money than any doctors I ever heard of, and their treatment is truly wonderful. My nose is becoming clear, my cough subsiding, and I sleep splendid now. I can truly say I am getting better every day, and feel positive of a permanent cure in a short time. I freely recommend these doctors to my friends."

CHILDREN OFTEN SUFFER FROM CATARRH.

The Story of the Suffering and Relief of a Beautiful Child.

LITTLE CLARA L. ENDERS,

Daughter of Mrs. P. Enders, 408 South Sixth East Street, this city.

Mrs. P. Enders, mother of the sweet little girl whose picture is given above, is another mother who feels grateful to Drs. Shores & Shores for their good work in helping her little one. Mrs. Enders describes a case that is very common among children, and parents would do well to watch their little ones and check this dread disease before it sans the life out of the little innocents who look to them for protection. Mrs. Enders says: "My little girl Clara has suffered for some time with a peculiar trouble which puzzled me, and worried me considerably. She is naturally a bright, healthy child, but of late become nervous, shy and irritable. At night she would snore so it often woke me up, and her breathing was so hard and labored that I sat and watched her many nights not knowing what to do. Her tonsils became swollen and it seemed that her voice was affected slightly.

"I finally concluded it must be Catarrh, from the symptoms I have seen of those who suffered from that disease, and as my friends all recommended Drs. Shores, I took her to see these specialists.

"They confirmed my opinion, and told me she really suffered from Catarrh, and that it was quite common in children.

"I then placed her under their care and she began to take their treatment. She began to improve at once, and has steadily got better as time went on. She has treated now one month, and is almost a new child. She sleeps better, breathes much easier; in fact I seldom hear her breathe at all now, and she feels better generally.

"The swelling in her tonsils has gone down, and I am well satisfied with her progress.

"I feel sure another month will cure her, and I gladly recommend these doctors to all my friends who may need their aid.

$5.00 A MONTH FOR ALL CATARRHAL DISEASES --MEDICINES FREE.

Consultation and Advice Always Free

Office Hours—Week days, 10 a. m. to 5 p. m.; Sundays 10 a. m. to 12 noon; evenings, Tuesdays and Fridays only, 7 to 8 p. m.

HOME TREATMENT CURES.

IF YOU LIVE OUT OF TOWN

WRITE Drs. Shores & Shores for their new symptom list and get their advice free.

DRS. SHORES & SHORES, SPECIALISTS,

HARMON BLOCK, 34 East Second South St., Salt Lake City, Utah.