

FOR CRIMINAL LABEL.

An Interesting Case on Trial Before Judge Anderson.

J. L. SMITH ON CAPT. MIDDLEMISS.

A Racy Circular—Buglar Gorman Sentenced—The Rape Case—Police and Probate Proceedings.

A criminal case, in which an unusual amount of interest is taken, came up for trial before Judge Anderson yesterday morning. This was the case of James L. Smith, who claims to be a detective and who is under indictment for criminally libeling J. K. Middlemiss, a real estate dealer of this city.

The defendant moved for a continuance because of the absence of an important witness, Mr. Rideout, and Smith went on the stand and stated that Rideout would testify that Middlemiss had swindled him out of some town lots.

The motion was overruled and the trial was proceeded with. Captain J. R. Middlemiss was called and testified that he was the party mentioned in a circular issued by the defendant.

It reads as follows: Chief of police: John R. Middlemiss, alias Captain J. R. Middlemiss, about forty-eight or fifty years of age, straight nose, one hundred and seventy or one hundred and eighty pounds; about five feet ten or eleven inches in height, dark complexion, black eyes, gray hair, cut short; stout build, big feet, hooded eyes.

At present time he is clean shaved, excepting a small dark or artificially colored mustache, which he usually wears pointed at the ends. At times, however, he wears a large, full beard, heaviest on the chin; dresses well, looks genteel.

It is said he has kept a drug store, has also been a life insurance agent and claims to be a chemist. He has talked German and French, but it is believed he is a Canadian of Scotch and French descent.

He has a good address, with much cash and property. He is what is called by crooks a "smooth mug." He is much addicted to drink and when under the influence of liquor, which is about two-thirds of the time, will become engaged in saloon brawls and fights.

He has operated in various parts of the world under different names; he is a good scribe and writes very rapidly. His hand writing in letters and bills is in my possession, and I am satisfied he is crooked and is wanted in different localities.

It is said he is well known to Hugh Geary and has done time with him. Geary has worked as an all around confidence and sure thing man in Denver and other western localities, including the Pacific coast.

Middlemiss, like all such characters, will squander money freely when he has it and will not hesitate to blit hotels and run his face in saloons when without money.

In saloons he will assume all the dignity of a man of unlimited means. He will sing comic Scotch songs when meeting Scotchmen in saloons. He has asserted that he was a captain in the confederate service and has endeavored to get the Mormons to baptize him into their church, telling them that he would go south and by making one speech raise an army of 10,000 men and lead the children of Israel out of bondage, etc.

He succeeded in swindling an old man here, over the age of seventy out of eleven town lots the proceeds of which he squandered, and the transaction was done in such a clever manner that I doubt if he can be convicted.

As a mining man he is a fraud; he knows nothing, neither theoretically nor practically about mines nor mineral. He has been "pulled" in various places on the Pacific coast and Canada; was arrested for embezzlement in Virginia City, Nev., about a year ago, and was released when he skipped out from Montreal, Canada, where he left many creditors to mourn his very sudden disappearance.

From his general makeup, his various expressions, one of which is, "I fear no man, but fear my God." I believe that he has at times in his checkered career turned his attention to preaching in the capacity of what is known as an itinerant preacher.

His assertions that he has been a captain in the confederate states service is not only a shameful lie, but it is an outrage and gross libel on the people of the south. All officers of the law whose business it is to hunt down and bring to justice rogues, frauds and traveling bilks, are respectfully requested to furnish me any information they may have or may obtain concerning the above described character.

Respectfully,
JAMES L. SMITH,
Ogden, Utah, U. S. A., Feb. 25, 1889.

E. D. R. Thompson was then called and testified that he was familiar with Smith's handwriting. He was shown a letter purporting to have been written by the defendant to Governor West, and said the writing looked like Smith's.

Mr. Ellis, of Ogden, testified that Smith some time ago handed him a circular, but he was unable to identify the one given above as the one given him by Smith.

The prosecution rested and Mr. Stephens moved for a dismissal on the ground that no publication of the libel had been shown.

The motion was taken under advisement and for convenience E. M. Allison was called by the defense and testified that some time ago Mr. Middlemiss told him that one J. R. Middlemiss had been arrested in Nevada for embezzlement, but that he was not the party.

The case will come up again this morning. Before Judge Zane.

In the Third district court yesterday morning, the jury in the case of Mary McNeil et al., who were tried on Tuesday for maintaining a public nuisance, announced that it was impossible for them to agree upon a verdict and were discharged.

A BURGLAR SENTENCED.
James Gorman, who was recently convicted of burglary committed at Park City, was sentenced to two years in the penitentiary.

PRISONERS DISCHARGED.
Frank Johnson and John Ledford, who were arrested some time ago for receiving stolen property, were ordered discharged, the grand jury having ignored the charge.

DEGREE AS PRATED.
In the case of Melissa D. Clinton vs. Union Pacific Railway company, a decree was made as prayed for.

GUARDIAN APPOINTED.
John Blizard et al. vs. Lucy D. Watts et al.; Marion B. Steers appointed guardian ad litem.

TO QUIET TITLE.
L. G. Hardy et al. vs. Henry Worthen et al.; decree quieting title as prayed.

Charles P. Meyers vs. John Latimer et al.; permission granted to withdraw docket and file disclaimer.

COUICILMAN HEATH VS. THE CITY.
In the case of Frederick Heath vs. Salt Lake city, an order was granted restraining E. R. Clute from collecting \$500 from the plaintiff for an extension of the water mains.

time fully occupied in attending to the following cases:
Estate of George R. Ayres, deceased; order made fixing June 10, 1896, at 10 a. m., to hear petition for letters of administration.

Estate of Nils Nilson, deceased; order made appointing John Neff, Chris. Hanson and Cyrus Neff appraisers of said estate.

Estate of Henry Lewis, deceased; order made appointing July 3, at 10 a. m., to hear petition for order of sale of real estate.

Estate of Edgar D. Simmons, deceased; petition for letters of administration came on regularly for hearing; proof of posting notices of time and place of hearing continued to July 25, at 10 a. m.

Estate of Robert Pringle, deceased; petition for allowance of account and for family allowance came on for hearing; Mrs. Pringle, Mr. Castleton and James Sutherland were sworn and examined; order made for family allowance of \$25 per month from the date of the death of said deceased up to the present; proof of posting notice of time of settlement of account made, said matter having been continued to this day; said report or account not being filed, that can be passed upon by the court was left on file, no order being made in said matter.

Estate of Henry Collins, deceased; order made appointing June 7, at 10 a. m., to hear petition for order of sale of personal property.

Estate of William Blackhurst, deceased; decree made showing that due and legal notice to creditors had been given; order made for settlement of final account and of distribution.

Estate of W. B. Wilkinson, deceased; order made fixing day for hearing return of sale of personal property.

Estate of R. V. Morris, deceased; order made fixing date for hearing petition for probate of will.

Estate of Edward Brain, deceased; order made fixing June 7, at 10 a. m., to hear petition for letters of administration.

Estate of George Grantor, deceased; order made fixing day for settlement of accounts and to hear petition for distribution.

Guardianship of Christian Moore, an incompetent person; \$500 approved.

Guardianship of George A. Moore, Elizabeth Moore and Helen B. Moore, minors; bond to each minor in the sum of \$2,000 approved.

Estate of Daniel McAllister, deceased; order made of publication of notice to creditors.

Estate of John Twigg, deceased; order made appointing appraisers.

Estate of S. M. McKibbin, deceased; case continued.

Estate of Isabella Larsen, deceased; order made fixing day to hear petition for order setting apart property exempt from execution.

Estate of Frank Crocker, deceased; order made fixing day to hear petition for order of sale of real estate.

In the Police Court
Charles Smith, drunk; plead guilty, \$5; labor.

H. S. Morris plead guilty to being drunk and was fined \$5. He will pay the debt in labor.

William Hunter was arrested for resisting an officer. He paid \$15 for the fun.

C. Shag, drunk; \$5.
John Murter was also drunk, and will work in the city for the good of the city.

Parley Newell, same offense, ten days.
W. J. McMan, drunk; five days.

Pat Kelly, another intoxicated individual, \$5 for his appearance.

John McDonald was arrested for committing trespass in Williams' coal yard. His case will be heard later.

Thomas Jones, same as above.
Thomas Roney plead guilty to the charge of trespass. His trial will come later on.

Beautiful stock of carpets and rugs at Dinwoodey's, in Calder's music store.

I heartily recommend the merits of Chamberlain's Pain Balm and Chamberlain's Cough Remedy, both of which I have used with the best results. The Pain Balm relieved me of rheumatism quicker than any other remedy I ever used, and I have tried a good many. John D. Woody, Elk Hill, Va.

For sale by drug department Z. C. M. I.
SEWER CONNECTIONS.
Connections are now being made with the sewers, and parties desiring to connect their premises must first obtain a permit from the sewer department, or their authorized agent, who can be found at the office of Charles P. Brooks, engineer of sewers, 49 S. Main street, Hooper & Eldredge block, room 4.

Remarkable Kesene.
Mrs. Michael Curtin, Plainfield, Ill., makes the statement that she caught cold, which settled on her lungs; she was treated for a month by a family physician, but grew worse. He told her she was a hopeless victim of consumption, and that no medicine could cure her.

NEURALGIA CAUSES MUCH INSANITY.
The highest medical authorities of Europe and America have recently decided that a large percentage of cases of insanity is caused by the excruciating pains of neuralgia of the head and face. If any member of your family suffers this torment, induce them to try Ballard's Snow Liniment. One application will afford immediate relief and you will soon be rid of a dangerous and tormenting disease.

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Carry A LARGER and MORE Complete stock of Drugs, Fancy Goods, Toilet Articles, Perfumes, Patent Medicines, Chemicals, and the finest of Wines and Liquors for Medicinal and Family Use than any other house in Utah.

Prices as Low as the Lowest.

PROGRAMME OF THE

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SPRING RACE MEETING.

Spring Racing and Trotting Meeting for Five Days.

From June 16 to June 20, INCLUSIVE.

PURSES, \$7,000

FIRST DAY, MONDAY, JUNE 16.
No. 1-Trotting, 2:37 Class, \$500
No. 2-Pacing, 2:25 Class, \$400
No. 3-Running, 3/4 mile heats, all ages, \$300
No. 4-Running, 1/2 mile heats, all ages, \$200

SECOND DAY, TUESDAY, JUNE 17.
No. 5-Pacing, 2:34 Class, \$500
No. 6-Trotting, 2:30 Class, \$400
No. 7-Running, 3/4 mile heats, all ages, \$300
No. 8-Running, 1/2 mile heats, all ages, \$200

THIRD DAY, WEDNESDAY, JUNE 18.
No. 9-Trotting, 2:30 Class, \$500
No. 10-Running, 3/4 mile heats, all ages, \$300
No. 11-Running, 1/2 mile heats, all ages, \$200

FOURTH DAY, THURSDAY, JUNE 19.
No. 12-Pacing, free for all Pacers, \$500
No. 13-Trotting, 2:34 Class, \$400
No. 14-Running, 1/2 mile heats, all ages, \$200

FIFTH DAY, FRIDAY, JUNE 20.
No. 15-Trotting, free for all, \$500
No. 16-Running, 3/4 mile heats, for horses that have run and not won a race this meeting, \$200
No. 17-Running, 1/2 mile heats, all ages, \$200
No. 18-Running, 1/2 mile heats, all ages, \$200

Entries for all Races, including Running, to close May 30, 1896.
All Races 10 per cent. entry fee. All Running Races, 5 per cent. must accompany entrance and 5 per cent. day before race. All Trotting and Racing rules. No entry accepted unless accompanied by the money. For further particulars apply to J. K. GILLESPIE, Manager. F. H. Dyer, Secretary.

Fiesta De Vaqueros,

Cow Boy Tournament!

RACE TRACK, Saturday, - May 31.

Maguel Tapie,

The Noted Horseman.

Señor Gonzales, Mons. Guerrero, George Brothers, Thompson Frank, The Arizona Cowboy Kings!

John - Burke and Baker - John The Celebrated Equestrians.

The Champion Rifle and Pistol Shots! 4 Morrison Family 4.

PONY EXPRESS!

Realistic Scene of Carrying the Mail Fifty Years Ago.

Lassoing and Tying Down Wild Cattle! Riding and Breaking Wild Bronchos!

Picking Up Objects on Horseback at Full Speed!

35 A Band of Yuma Indians 35

THE GREAT STAGE ROBBERY SCENE!

The Most Thrilling Scene ever witnessed between Cowboys, Mexicans and Indians.

The management offers a Purse of \$30 for a Pony Race, open to all. Doors open at 12:30 p.m. Performance to commence at 2:30 p.m.

ADMISSION: ADULTS, 50c. CHILDREN, 25c.

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GREAT BARGAIN SALE!

Look at these Cut Prices:

Best Blue Denim Overalls, .45
Best Blue Denim Jumpers, .45
Good Quality Flannel Overshirts, .45
White Unlaundered Shirts, Double Re-enforced, .45
Men's Good Quality Cotton Hose, per dozen, .85
Men's Good Quality Jeans Pants, .85
Men's Good Quality Summer Underwear, .45
Men's Good Quality Suspenders, .10
Men's Good Quality Black Stiff Hats, .85
Men's Good Quality Business Suits, \$4.25
Men's Good Quality Cheviot Pants, 1.90
Men's Good Quality Cassimere Pants, 2.50
Children's Suits (4 to 13 years), 1.45
Children's Knee Pants (4 to 13 years), .25
Boys' Shirt Waists, Percalé and Flannel, .25

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FINE SHOES.

SOLE AGENTS FOR LATTEMAN'S CORSET SHOES, For Weak Ankles.

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J. S. TURNER'S Fine Shoes for Gents' Wear

The Turner Shoe requires no breaking in. It leads in accurate styles, first-class workmanship and durability. These are points which commend themselves to every gentleman wearing a fine shoe.

Perfect in Style and Workmanship. EASY FITTING AND DURABLE.

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SPECIAL SALE OF Carpet Remnants! Carpet Remnants!

SALE TO LAST FROM Tuesday, May 20, Until Saturday, May 24

We have marked them at such Low Prices as to close out every Remnant, and customers wish there were more!!!

1 lot each of Tapestry Remnants, at 50c, 75c, 85c. and \$1.00.
1 lot each of Body Brussels Remnants, at 25c, 50c, \$1.00, \$1.35, \$1.50 and \$2.00.
Moquette Remnants, Ingrain and Three-ply Remnants, ranging from 2 1/2 yards upwards, at less than cost.

We offer also Three Made Carpets in Body Brussels and Axminster, at \$31.00, \$32.00 and \$35.00

One Lot of Jute Art Squares, at \$2.50 Each.

SOMETHING NEW UNDER THE SUN!!!

Ready-made Sheets and Pillows, Hemstitched and Embroidered, suitable for every household, at prices to introduce them!

Sheets at \$1.35, \$2.00, \$2.25, \$2.50 and \$3.75.
Pillow Slips at 65c, 75c, 80c, 95c. and upwards.

WE CONTINUE FOR THIS WEEK OUR Special Sale of Child's Lace and Embroidery Caps

At 15c, 20c, 25c, 30c. and 75c. each; worth 50 per cent. more.

Black Lace Flouncings, Swiss and Irish Point Flouncings, Crepe Lisse Laces, Beautifully Embroidered Parasols and Many Other Novelties Just Received.

Novelties in Children's and Boys' Straw Hats and Caps AT POPULAR PRICES.

Our Shoe Department carries First-class Goods Only, and warrants Every Pair Sold.

We Are Never Undersold. One Price to All.

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We offer New Attractions for the Spring Trade, Attractive Goods and Attractive Prices, that will tell their own tale of Cheapness.

A SMILE AND A SQUARE DEAL FOR ALL

Keep this List of Prices in your mind:

Men's Nobby Cheviot Spring Suits, \$5.50 each.
Men's Working Pants, \$1 a pair.
Men's Nobby Spring Pants, \$2 a pair.
Men's French Flannel Overshirts, 50c. each.
Men's Unlaundered Shirts, 45c. each.
Men's Drab Hats, 50c. each.
Men's 9-oz. Blue Denim Overalls, 45c. a pair.
Men's 9-oz. Blue Denim Jumpers, 45c. each.
Men's Heavy Check Jumpers, 40c. each.
Boys' Shirt Waists, 15c. each.
Boys' Knee Pants, 25c. a pair.
Boys' Cheviot Suits (ages 4 to 12), \$1.15 each.
Men's Fine Balbriggan Undershirts and Drawers, 12-thread, \$1 25 a suit.

Men's Fine Spring Suits.

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Also a Fine Line of Gents' Furnishing Goods, Hats, Caps, Valises, Etc.

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