

LOCAL NEWS.

FROM FRIDAY'S DAILY, OCT. 16.

Onaida Stake.—President W. D. Hendricks requests us to announce that the Onaida Stake Conference will be held at Oxford on the 24th and 25th of the present month.

Grand Larceny.—This afternoon Edward Egan, indicted for grand larceny, was arraigned in the Third District Court. He is charged with having stolen, on the 5th of April last, a bay horse from P. H. Dowell, of Park City. A plea of not guilty was made, and bail fixed at \$500.

Divorced.—This morning a decree of divorce was granted to Mary Swain, from Robert Swain. The applicant was placed on the stand and testified that she had not lived with her husband during the last five years, and that he had lived with two other wives. The record of the court that Mr. Swain had pleaded guilty to unlawful cohabitation, was also introduced in evidence.

Another Arraignment.—This morning Robert Morris, of the Eleventh Ward, came into court to plead to an indictment found by the present grand jury, charging him with unlawfully cohabitating with his wives, Janet Morris and Josephine Higham, contrary to the Edmunds law. The indictment was read, and a plea of not guilty entered.

Connubial.—We extend our congratulations to our young friends Brother Leo H. Clawson and his fair young bride who was formerly Miss Lizzie S. Watson, daughter of Brother Robert S. Watson, of Z. C. M. I., on the favorable auspices under which they start out upon their matrimonial career. They were united in holy bonds at the Logan Temple yesterday, and a reception will be held at the residence of the bride's parents this evening.

Narrow Escape.—This morning a young lady and an infant were seated in a buggy which had been driven up to a hitching post near the Emporium corner. The horse commenced backing just as another buggy was going down the street, and the wheel of the latter struck the former, overturning it. The lady and child were quickly rescued from their uncomfortable position, and though considerably frightened they were fortunately unhurt, and the vehicle but slightly damaged.

Burglary.—Sometime between 2 and 6 o'clock this morning, the saloon of Williams & Barnes, in the Wasatch block, was visited by thieves, who effected an entrance by breaking a pane of glass out of a back window. A couple of bottles of liquor, a box of cigars, a dozen of silver spoons and a small amount of loose cash was taken. The burglars were arrested by the police this afternoon, and all of the stolen property recovered. Charles Beardsley, W. F. Martin and J. W. Browns are the names of the thieves.

Mammoth Potatoes.—Bishop Wm. Thorn, of the Seventh Ward, is the champion potato raiser. He brought a few sample tubers to our office this morning, of the "Mammoth Pearl" variety, that are equal to any we ever saw in size and appearance, and we understand they are also excellent in point of flavor when cooked. They are not only very large, but very solid, a single potato weighing as much as four pounds. They also keep well, being quite firm in the spring, when most other varieties are soft. Such potatoes are very cheap at forty cents per bushel, the price at which they are now being sold.

Prolific Yield.—Brother Charles Odd, a resident of the Seventeenth Ward, brought to our office this morning a bunch of wheat, the product of one grain, which consisted of 125 stalks, each of which bore a head of grain. A few of these heads were counted and found to average 46 kernels each, which would give a total of 5,750—all from one grain. It appeared to be of the ordinary taos variety.

He also brought samples of his second and third crop of potatoes raised this season, and assures us that he contrives by planting at different periods throughout the season to have new potatoes continuously from the latter end of May to the middle of October.

Court Proceedings.—In the Third District Court to-day, in the case of Laura A. Crocker, administratrix, vs. Isabella Brunner; judgment was given for defendant, who pays the amount of debt and ten per cent. interest.

Amos K. Smith vs. Samuel Hanak et al; judgment for plaintiff.

The United States vs. Robert Morris; unlawful cohabitation; plea of not guilty.

Mary Swain vs. Robert Swain; proceedings for divorce; court finds for plaintiff.

The People vs. Robert Weston; attempt to commit rape; dismissed.

J. M. Kennedy vs. Wm. H. Pierce; judgment for plaintiff.

Frank Foote vs. Kansas City Smelting and Refining Company; the Court gives its opinion that the plaintiff cannot recover, and judgment is entered accordingly.

U. S. vs. John Penman; polygamy and unlawful cohabitation; plea of not guilty entered.

The People vs. Ed. Egan; grand larceny; plea of not guilty.

From Coalville.—We received a visit to-day from Brothers J. Alma and Willard F. Smith, of Coalville, who arrived in the city last evening.

We learn from them that a young man of Coalville by the name of Edward H. Rees, who recently emigrated from Wales, was accidentally killed on the 12th inst., by the caving of a large quantity of rock from the roof of the coal mine in which he was engaged. The accident occurred in the presence of his father, who has since been almost wild with grief at his untimely death. Deceased was a very steady, industrious young man. His mother was dead and his father has only one remaining child—a son, to comfort him in his declining years.

There has been somewhat of a revival in the coal trade in that region of late. The Home Coal Co., has been required to furnish 200 tons per week more than usual, which gives employment to a number of additional workmen. Some difficulty has been experienced in securing sufficient cars to ship the coal to Echo, but it is expected that this will be remedied in the future.

Better crops have been raised in the settlements of Summit County the present season than for many years, and the grangers of that region feel correspondingly encouraged.

The "Contributor" Building.—The old building recently occupied by R. W. Madsen's furniture store has been thoroughly repaired, repainted and fitted up for offices in first class style. The ground on which it stands was purchased by Messrs. H. J. Grant and Junius F. Wells, who have moved their insurance office and the Contributor office into their new premises. A visit to their new quarters reveals what a little energy combined with good taste can do to metamorphose an old furniture store into an imposing suite of offices. In the rear of the building, which is 90 feet long, a spacious office has been partitioned off by a handsome railing and is occupied by the insurance business on one side and the Contributor on the other. It is nicely carpeted and presents the appearance of being as comfortable as an office can well be made. From it in the rear opens a cosy little private office and library and a store room. In the front part of the building four offices have been railed off, which are designed for rent. They are sufficiently commodious for most purposes and being on the ground floor in such an excellent location ought not long to remain vacant.

We can but commend the enterprise of young men who have interest enough in their business and the commercial prosperity of the city to locate themselves permanently, and we wish Messrs. Grant & Wells every success.

Dismissed.—In the Third District Court this morning, at the request of defendant's counsel, the case of the People vs. Robert Weston was dismissed, as the prosecution had no testimony to offer in addition to that adduced at the first trial, when the jury rendered a verdict of guilty as charged, which was set aside and a motion for new trial granted.

The turning loose of this class of criminals on the community by the courts is becoming so common as to excite but little comment. A few days ago the charge against Robert Lowrie, for enticing two girls from their homes and placing them in a house of prostitution, was "dismissed." Lowrie was then held under an indictment for arson in setting a certain part of the penitentiary on fire. The evidence showed that the fire was not started at the particular spot described in the indictment, but in another building, so the jury were instructed to find a verdict of not guilty, and Lowrie was allowed to go at liberty to continue his vile practices.

In another class of offenses against the law, where no crime was committed, the prosecution asked and obtained a packed jury a verdict of guilty because they thought the circumstances required "an explanation on the part of the defendant," and the defendant did not give it. The Court inflicted the full penalty of the law because of this failure of the accused to assume the burden of proof and "explain." In the case disposed of this morning it was shown by the evidence that the fellow Weston, a wretched, dirty-looking tramp, succeeded in enticing a little girl—almost a babe—four years of age, from Second South Street, on her way to the kindergarten, and leading her up Commercial Street, into an alley and around behind some buildings to a privy, which they entered. Here the scoundrel was interrupted in the act of disarranging the child's clothing—at the same time trying to hush her sobbing by promises of candy—by those who had noticed his actions and suspected that something was wrong. Yet in the face of all this, no punishment is meted out to the offender, the conclusive circumstances not even requiring an "explanation" on his part!

Such "justice" as this is sufficient almost to impel fathers to inflict summary vengeance on villains who make such dastardly attempts on their innocent children, and while all right-feeling persons must deplore a disposition among the people to take the law into their own hands, it must be admitted that such outrages on society as the turning loose of these two unpunished and impenitent fiends incarnate would go a long way towards palliating it.

Commissioned.—The following commissions were issued Monday by the Governor:

Peter Hanck, justice of the peace, O. C. Loveland, constable, Deweyville, precinct, Box Elder County. Thomas Davis, justice of the peace,

Promontory precinct, Box Elder County.

Thomas W. Brewerton, justice of the peace, Willard precinct, Box Elder County.

Julius Jordan, justice of the peace, J. P. Cox, constable, Silver Reef precinct, Washington County.

James S. Crane, justice of the peace, Wm. Crane, constable, Fort Herriman precinct, Salt Lake County.

William Archibald, justice of the peace, Jethro Whitney, constable, Parley's Park precinct, Summit County.

Robert A. Jones, justice of the peace, Hennefer precinct, Summit County. Niels Christensen, justice of the peace, James W. Hurren, constable, Hyde Park Precinct, Cache County.

Joseph Humphrie, justice of the peace, Millville precinct, Cache Co.

Henry Brower, constable, Richmond precinct, Cache County.

Hyrum Bair, constable, Coveville precinct, Cache County.

James Parson, constable, Newton precinct, Cache County.

Alexander Richards, constable, Mendon precinct, Cache County.

David Murray, constable, Wellsville precinct, Cache County.

J. D. Bickmore, constable, Paradise precinct, Cache County.

Levi Petersen, constable, Curlew precinct, Box Elder County.

James A. Melville, justice of the peace, Fillmore precinct, Millard County.

Edward S. Reid, justice of the peace, Fayette precinct, Sanpete County.

Jos. H. Black, superintendent of district schools, Uintah County.

The following commissions were issued on Wednesday:

Horace Morrill, treasurer, Piute County.

D. C. Thompson, selectman, Piute County.

John Morrill, recorder, Piute County.

Leonard G. Long, superintendent of district schools, Piute County.

Joseph Y. Jensen, selectman, Piute County.

Elias H. Cox, superintendent of district schools, Emery County.

William H. Branch, selectman, Emery County.

H. P. Rasmussen, justice of the peace, Molen Precinct, Emery County.

J. T. Farrer, justice of the peace, Thomas Farrer, constable, Blake Precinct, Emery County.

David Miller, justice of the peace, Muddy Precinct, Emery County.

S. J. Harkness, justice of the peace, Joseph M. Fairbanks, constable, Scofield Precinct, Emery County.

L. H. Fuller, constable, Kanab precinct, Kane County.

G. W. Williams, constable, Kanarra precinct, Iron County.

Peter Clegg, constable, Tooele precinct, Tooele County.

Chris. Christiansen, constable, Chester precinct, Sanpete County.

Parley Christiansen, constable, Ephraim precinct, Sanpete County.

H. H. Smith, constable, Malad precinct, Box Elder County.

J. H. Brinton, constable, Big Cottonwood precinct, Salt Lake County.

Alfred K. Dabell, constable, Harrisville precinct, Weber County.

J. D. Wright, constable, Wellington precinct, Emery County.

Joseph Robbins, justice of the peace, Curlew precinct, Box Elder County.

A. S. Johnson, justice of the peace, Ashley precinct, Uintah County.

JOHN PENMAN.

IS CAPTURED AND INDICTED FOR POLYGAMY AND UNLAWFUL COHABITATION.

The readers of the NEWS will remember that on the 23rd of July last, John Penman was arrested at Bountiful, on the charge of polygamy. While being brought to this city he made his escape from the deputies at a point near the Hot Springs. Yesterday afternoon, as Deputy Marshal Greenman was coming toward this city from Park City, he met Mr. Penman and his nine-year old son just above Hardy's, in Parley's Cañon. Capt. Greenman took Penman into custody and brought him along with him, the boy continuing on his way to the Half-way House. On reaching the penitentiary the officer left Mr. Penman there, where he remained over night, and came on to summon the witnesses in the case. These were instructed to come before the grand jury to-day, and that body found two indictments against the defendant, one for polygamy and one for unlawful cohabitation.

This afternoon the defendant was arraigned, and entered a plea of not guilty to the charges. Bail was fixed at \$2,500 for both counts, but at the request of Mr. Kirkpatrick, in consideration of the defendant being a poor man, it was reduced to \$1,200 on the polygamy count and \$700 for cohabitation. One of the witnesses, Mary Ellen Hutchins, the alleged plural wife, was placed under \$700 bonds to appear and testify at the trial.

FROM SATURDAY'S DAILY, OCT. 17.

Bereaved.—We regret to learn that a death occurred in the family of Brother James J. Woodruff, of the 21st Ward, yesterday—that of a little boy—leaving the parents with only two children out of eight that have been born to them, the cause of death in most of the former cases, as in this last, being lung affection.

Brother Willard Woodruff, Jr., who resides in Farmer's Ward, also had a

child, two years of age, die yesterday of diphtheria, and another of his children is now afflicted with the same terrible malady.

Deseret University.—The second term and winter semester of the University of Deseret will commence on the 26th inst. In addition to the usual studies of the winter course, classes will be commenced upon that date in book-keeping, zoology, medieval history and phonography. No better time can be found by those who can afford to take a course of studies in that deservedly popular institution for commencing than the date indicated, and we trust the University will then receive a large addition to its present attendance.

Ingersoll.—A new settlement with the foregoing title—probably named in honor of the stalwart advocate of infidelity, Robert G. Ingersoll—is located in Millard Co., 12 miles south and west of Deseret. A resident of that place, writing under date of the 13th inst., says: "We are blessed with good health, plenty of excellent land and water in abundance; and if any of the Saints have the slightest desire to make the desert blossom, I do not know of a better chance than for them to begin right here. We are not the class that the name of our post office would imply. The name was forced upon us. We are honest, earnest workers in the kingdom of God."

Sad Bereavement.—On the 1st of October, at St. Johns, Arizona, Mary, a fifteen months old child of Bishop D. K. and E. L. S. Udall, died of summer complaint and teething, after an illness of ten weeks. Bishop Udall is now serving a term in the Detroit House of Correction, where he has been incarcerated simply because he is a "Mormon." The little girl was taken sick during her father's absence at trial, when her life was despaired of, and during her illness she frequently called for "Papa," but even this consolation was denied the dying child, her father being hurried off to prison, without being permitted to see his family, to endure punishment for a crime of which he is innocent. We sincerely sympathize with the bereaved family in their affliction.

Wants to Adjourn.—This morning the grand jury came into court and reported two indictments found by them, under the laws of the United States.

Commissioner McKay said that the inquirers wished to take an adjournment for two or three weeks, and suggested that, as there was now a lady confined in the Penitentiary for refusing to answer the grand jury's queries, her counsel be notified, that they might take such steps as they consider proper.

The court, however, could not see the propriety of permitting them to separate for any such time, and ordered that an adjournment be taken until such time as the foreman should call them together. The jury then retired, and it may be that they will follow the bidding of the Judge.

Idaho Prosecutions.—"A Prisoner," writing to us from Blackfoot, Idaho, under date of the 15th inst., says: "There are ten of us here, charged with unlawful cohabitation" (with their own wives, of course; that is the only kind of u. c. that men are being prosecuted for now). "We are feeling well and happy. I do not think any of us will go back on our religion. Most of us are camped here with wagons. Outsiders that visit our camp say that we are the happiest crowd they have ever seen. We have our prayers every night and morning, and next Sunday we propose to hold meeting here in the open air. Our party numbers about twenty, (prisoners and witnesses) including quite a number of sisters." By telegram from Brother W. F. Rigby, one of the accused, to-day, we learn that the grand jury has failed to find a bill against him, and that his bondsmen are released.

Honey Dew.—Brother David Crafts, of Ingersoll, Millard County, sends us a sample of the honey dew found in that region upon the cane brakes and other swamp vegetation, and ventures the opinion that it would be good for bees. Without having had any experience in the matter of feeding bees upon such material, we concur in his belief, for the "honey dew" appears to be almost honey itself; it forms a complete crust or coating, in some instances a quarter of an inch in thickness around the stems of shrubs and grass, is very sweet and has the appearance of granulated honey or sugar. It not only seems reasonable that it should serve well as a food for bees, but that it might be utilized in the making of syrup or sugar, as it is susceptible of being dissolved in water.

Honey dew is of two kinds; one "is a saccharine fluid discharged from the tubes at the extremity of the body in the aphides, or plant lice; these herd together in plants, and become so gorged with sap that they are obliged to eject the honeyed fluid; this falls on the leaves and dries, forming honey dew, eagerly sought after by bees and ants; the same name has been given to a sweet exudation of the sap from the leaves of plants in dry weather." The sample before us appears to be of the first mentioned variety.

If you would have appetite, flesh, color, strength, and vigor, take Ayer's Sarsaparilla, which will confer them upon you in rapid succession.

THE NEWSOM CASE.

MOTION FOR NEW TRIAL OVERRULED—THREE AND A HALF YEARS IMPRISONMENT AND \$800 AND COSTS FINE.

This afternoon, in the Newsom case Mr. Kirkpatrick moved for a new trial on the first count in the indictment—polygamy—on the ground of newly discovered evidence, which could not with reasonable diligence have been introduced in the former trial.

A number of affidavits were read, as follows:

Win. D. Newsom, the defendant, affirms: That he was married to Lucy Devereux in November, 1881, and that since the day of his trial he had discovered evidence before unknown to him, and bearing on the question.

Lucy Devereux—That in November, 1881, she went to the Endowment House with Sarah A. Denney; that she saw there O. S. Walsh, to whom she afterwards admitted she was married, but did not tell to whom.

Mrs. Fanny Austin—That in the latter part of November, 1881, Lucy Devereux was living at her house, and obtained permission to be absent for a day, and afterward stated she had been at the Endowment House, but did not say for what purpose.

Robert Swain—That he had, about November, 1881, loaned to Newsom, suit of Endowment clothes, but did not know for what purpose the defendant used them.

Sarah Ann Denney—That she knew Lucy Devereux since September, 1881; that she accompanied her to the Endowment House about the 1st of November, 1881, about 9 a. m. in the day, but did not see her afterwards.

Mrs. Newsom—During 1882, she conducted between the defendant and Lucy that caused her to suspect they were married.

O. S. Walsh—That Lucy Devereux came to Utah with him in 1881; in November, of that year, he saw her at the Endowment House, and that she admitted a month later having been married, but did not tell to whom.

Ann Morris—In November, 1881, she saw Newsom and Lucy Devereux at the Endowment House, and the circumstances convinced her that they were married.

Richard Smyth—Early in 1882, he met Newsom and Lucy Devereux on the street, and was introduced to Lucy as Newsom's plural wife; the defendant had stated to him about January, 1882, that he had a plural wife.

Thomas Jones—In November, 1881, he saw Newsom and Lucy Devereux come out of the Endowment House and leave the enclosure together; was his belief that they were married.

Mr. Kirkpatrick argued in support of his motion, and was followed by Mr. Varian in opposition.

The Court overruled the motion and sentenced the defendant to three years imprisonment and \$500 fine, for polygamy, and six months' imprisonment and a \$300 fine for cohabitation.

Mr. Newsom was taken out to the penitentiary this evening.

AURELIUS MINER SENTENCED.

MOTION FOR NEW TRIAL AND ARREST OF JUDGEMENT OVERRULED, AND THE FULL PENALTY INFLECTED.

THE COURT ORDERS PROCEEDINGS FOR DISBARMENT BECAUSE ATTORNEY MINER WILL NOT "PROMISE."

At the opening of the Third District Court this morning, the case of Aurelius Miner, found guilty of cohabiting with his wives, was called for judgment.

The Court asked, "Mr. Miner, are you ready to proceed?" when Mr. Kirkpatrick interposed a motion for new trial, on the ground that the verdict of the jury was contrary to law and the evidence, and that the Court had erred in its instructions.

Mr. Miner argued in support of his motion, claiming that the evidence showed that one of the women mentioned in the indictment was named as there stated, and that the jury found a verdict contrary to instructions of the Court. He contended that the habit and reputation of marriage had not been proved.

Mr. Varian argued, in reference to the difference of names, that the identification had been complete. The verdict of the jury was conclusive; they so considered it.

The Court then ruled, with respect to the name of the plural wife, that it was a conflict of evidence. The name in the indictment is Annie Adams, mother of the second wife testified first that the name Elizabeth Ann, but afterwards did not know whether it was Elizabeth Ann or Ann Elizabeth—she could not remember which; but afterwards cross-examination made the statement that she was called Annie Adams more commonly, in the family. It is not clear that the name Annie is the name used for Ann, as Maggie offered for Margaret. This kind of terminology to names is often used as sounding more euphonious. I had some doubts in giving the instruction as to whether the name Annie was a name for Ann, and took some trouble to state to the jury, "If you believe from the evidence, gentlemen of the jury, that one of the women mentioned in the indictment was named Elizabeth Ann, I will instruct you that she was named Elizabeth Ann."