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EVENING NEWS. Oct. 5. 1588.

THE MINORITY REPORT Of the Utah Commission -Judge Carlton and General McClernand Correctly Assert that Further Legislation is Unnecessary.

Following is the minority report of the Utah Commision addressed to th Secretary of the Interior by Commissioners Carlton and McClernand:

CHICAGO, Illinois, Sept. 24, 1888. Sir:-Former reports of this com-mission have been so full and elaborate as to supersede the necessity of any particularity of detail at this time. It may be stated generally that the

REFORM IN UTAH

words: Punish criminal actions; but religious creeds, never. The present laws of Congress appertaining to Utah are very stringent, and they will ac-complish all that can be reasonably rc-quired of legal coercion; we are, therefore, unwilling to advise any fur-ther abridgement of local self-govern-ment in that Territory. Without going into tedious detail, the general result shows gratifying progress in the is progressing favorably, far beyond our most sanguine anticipations when we first entered upon our official du-ties. Utah is forging to the front among the Rocky Mountain States and ment in that Territory. Without ment.
 ment in that Territory. Without geing into tedious detail, the general result shows gratifying progress in the enforcement of the laws in Utah; and insure us a solemn and deliberate vertication of the federal government, insuitution or religious rite. It would insure us as a rampart for the protection of monogamy, the bed-rock of American and the laws for the punisher of monogamy, the bed-rock of American generated and disentaralied? from the ment of polygamy and other sexual offerced; which fully appears by the United States into the Country, would form the minds of the secretary of the Into the the secretary of the Into the theorement of a monogamy, and, passing as a respectfully.
 Ment of further the transforment of the laws for the protection of monogamy, and, passing as a respectfully.
 Monogamy, into the virtues of monogamy, and, passing as a respectfully.
 Monogamy, into the common schools of the secretary of the Into the respectively. Cerritories, and may be compared fa-Territories, and may be compared fa-vorably with any of them, in the en-terprise of her citizens, the fertility of her valleys, the richness of her mines, and the flourishing condition of her cities and towns. A great deal of capital is being invested in Utah by non-Mormons in city lots, farming lands, and mining property. Such investments are as safe there as in any othar State or Territory: that is to say there is not safe there as in any other state or Territory; that is to say there is not the slightest danger of insurrections, nor, in our opinior, is there any dan-ger of adverse legislation that will jeopardize personal security or prop-erty rights. Apart from sexual of-fences (which are decidedly on the de-crease), the Mormon people will com-pare favorably with other communi-District Attorney, in pursuance of a resolution of the House of Representatives in Congress:

NUMBER OF CONVICTIONS FOR POLYG AMY, AND UNLAWFUL COHABITA-TION, BTC.,

pare favorably with other communi-ties for peace, good order, sobriety, honest and industry. In this respect, with the amount of fines, etc.: we concur in the opinion of our three associates of the Utah commission, as

expressed in their report of September 30th, 1887. "The majority of the Mormons are a kindly and hospitable people. They possess many traits of character which 875..... 1879..... 1884 1885

are well worthy of emulation by others. - In their local affairs they strive to suppress the vices which are common to settled communities. In Total..... matters of religion, they are intensely devotional, rendering a cheerful obedi-UNDER LAW OF 1852-UNLAWFUL COHABI-TATION ence to their church rules and require rior to 1885..... They possess many of the ele-ments which under a wise leadership 885, costs collected 855 00 would make them useful and prosperous people.' Either the "wise leadership" here invoked, or the voluntary action of the people, appears to have been as-serted within the last eighteen months in ways that are commendable. Within Total amount collected \$5,355 00 1886, total, amount collected \$7,485 30 that time, the mass of the Mormon voters have taken the

REGISTRATION OATHS, wearing that they will not go into polygamy, and 95 per cent. of them voted in August of last year for the adoption of the constitution prohibit-ing and punishing the offense. Sub-sequently the Legislative Assembly of 1888, total amount collected \$13,959 40 Utah, composed of thirty one Mor-mons and five non-Mormons, on March 8, 1888, passed a very well con-sidered and efficient marriage law, UNDER LAW OF 1887-ADULTERY. 887, number of convictions.....

providing among other things severe penalties against clerks who issue li-The same legislature also adopted a other sexual offences, under the law of Congress, that "this assembly are in favor of a just, humane and impartial enforcement of said laws of the United States, in the same manner that other crimisal laws are enforced, under the Constitution and laws of our country, to the end that such offences may be ef-fectually prehibited." In the City of Sait Lake, one of the most beautiful and flourishing citles in the Rocky Mountain region, the non-ther to pinlon, had entered into that relation during the year. Whether these opin-ions were based on evidence, or mere conjecture, we cannot say. But allow-ing that they had good grounds for their opinlons, this is a poor showing citizens. Formerly, under the law, the aldermen and counclimen were elected by the voters at large of the whole city. The result was, that the Mor-mons, being in the majority, elected more populous and taightened por-tions of the Territory such as the pre-cincts of Salt Lake City, Logan City, Ogden City, Provo City, Fillmore City, Beaver City and others. This is another confirmation of our views: That polygamy cannot stand up before modern civilization. We will not call in question the good faith of the deputy registrars who reported city. The result was, that the Mor-mons, being in the majority, elected all their candidates. But at the muni-cipal election of this year, in February, I the Mormons proposed to the Gentlies that they select four of their best men as candidates, to put on a ticket with ten Mormons, for aldermen and coun-cilmen. This proposition was accepted by a portion of the non-Mormons; and this fusion ticket was elected by a large majority. In this connection ft is proper to add that the last Legisla-tive Assembly enacted a law for the election of members of the city gov-ernments by wards. will not call in question the good faith of the deputy registrars who reported the twenty-nine cases of supposed polygamy. But it is somewhat strange that there has been only one indict-ment found up to this time for a polyg-amous marriage alleged to have oc-curred since the 3rd of March, 1887. This information we have officially from the clerks of the First and Third District Courts, which districts com prise about three fourths of the popu-lation of Utah-from the Second Dis-trict we have no satisfactory report, in consequence of the Frecords having been destroyed by fire. This year, in the real rnments by wards. The import of these facts is empha-sized in a remarkable manner, by what is now transpiring in the courts in Utah. Within a few days past a num-ber of Mormons, charged by indictment with sexual offences and who had been evading trial came into open **PARTICLE PARTICLE**ber of Mormons, charged by indictments with sexual offences and who had been evading trial, came into open court, waived trial, voluntarily pleaded guilty to the indictments, and received seatence of fine and imprisonment. Among the number so doins, were one of more leading men. We repeat that this example is, in opinion, pregnant with significance, and that it will be followed by the Mormons freely sold their city lots, and other real estate to Gentiles, as and other real estate to Gentiles, and the course of law and justice is giving sway as a fait before the steam from the part of the rising stream. It is hardly to be supposed, that these, and ether men in the same strated against their people selling their land to Gentiles. This is another strong evidence of the spirit of independence among the monogamous Mormons, that is influencing young their and the general disposition to repeat them. On the commission of sectnal of ences, and to yield obedience to the isw. Yet the laws should continue to the subject of the saint and the sing offences, and to yield obedience to the switch and the Gentile, the saint and the sing offences, and to yield obedience to the subject of the Puritar. This is on the part of the Mormon offences, and to yield obedience to the switch and the Gentile, the saint and the sing offences, and to yield obedience to the switch and the Gentile. The saint and the sing offences, and to yield obedience to the spirit of citilization, toleration to abardon the commission of section. fect upon all classes of meb, the Jew and the Gentile, the saint and the sin-ner, the Catholic and the Puritan. This potent factor of civilization, toleration and liberal thought has induced the hitherto opposing elements to unite in the institution of a Chamber of Com-merce in Sait Lake City, which is in a very flourishing condition, where offences, and to yield obedience to the law. Yet the laws should continue to be vigilantly and strictly enforced against all violating them. No step backward, in this regard, should be sanctioned. Let the laws be executed. The facts above set forth, with others that have failen under our observation,

gainst these whom it is the fashion to polygamy, and of relieving the power from any question, we venture respect-fully to recommend the adoption of an interference is concerned." [8 Otto, 1800. despise. It is obvious that the laws of Con-gress and of the Territorial Legisla-ture, the officers in charge of the exe-cution of the federal statutes, the people of Utah, including the Gentiles and the monogamous Mormons, with many other beneficent influences such as milroads, telegraphs, schools, col-

many other connected fundeaces such as tailroads, telegraphs, schools, col-leges, and the invincible progress of civilization are rapidly and surely working out a reformation of the inhibited sexual offences in Utah-and there does not now seem to and there does not now seem to be any necessity or prepriety for further legislation, restrictive of political rights in that Territory. We are thoroughly satisfied that the work of reformation in Utah is progressing rapidly, and that it will soon result in a successful issue, with-

from any question, we veñture respective fally to recommend the adoption of an amendment to the Constitution of the United States, profibiling the institu-iton or practice of polyramy in any form in the States, and in the Terri-tories of other places over which the United States has exclusive jurisdic-tion, supplemented with appropriate grower of legislation to carry the submitted, respectively, in the Senate and House of Representatives, of which that in the House was support-tor is judiciary complete. "Such an amendment would put an end to special and provisional legnsia-tution, must cease to operate with the resestion of the Territorial status. It would raise an implied and incidental power, primarily drawn from the states," to the dignity of an ex-press power imbedded in that instru-ment. "Other conditions favorit. It would out a resort to legislation that is pro scriptive of religious opinion. Our scriptive of religious opinion. Our view may be epitomized in a few words: Punish criminal actions; but

rising generation in harmony with its ideas and object." ideas and object." We have no design of replying to the. report of our associates in detail. As members of this commission we are not the champions or foes of any church, party or faction. The com-mission was selected from five differ-ent states on the theory, as we have been credibly informed, that non-residents would not be likely to be influenced by the passions and preininfluenced by the passions and preju-dices of the two factions of Utah. Election and registration officers

should be as free from PREJUDICE AND PASSION as the ermined judge on the bench. We therefore decline to place ourselves in

the position of enemies to any portion of the people of Utah. We have no commission to bring in or reject new States, nor to give unasked for ad-vice to Congress on such subject. We are not under any abligation to We are not under any obligation to defend the Mormons against all that has been alleged against them. But we believe that they are entitled to be treated with justice and humanity, that they are not incorrigible, that they are subject to be influenced by the same causes that have changed and ameliorated other peoples churches and creeds. We also believe that they have isof common sense, and, by the have got common sense, and, by the exercise of this valuable attribute 1887, total amount collected \$17,435 50 they have found out that polygamy

must go. We believe the great mass of the Mormon people are determined to go on with this reform, and that they will accomplish the work, in spite of the reported harangue of Rudger Clawson and in spite of any influence that may be attempted to be exercised by a few

ranted.

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MORMONS AND GENTILES

ority of the Mormons have wisely reolved that the practice of

POLYGAMY SHOULD BE ABANDONED.

Our view that polygamy is on the de-cline in the Territory is supported by the published statement of an aminent Methodist minister, who for many years has been in charge of the Metho-dist mission in Utah, and has mingled with the people in all parts of the Ter-ritory. He is credibly reported as having stated in Conference, at Cla-cincatl, early in this month, "that notwithstanding reports given out by the press in general, performing is on the decline:" and that "in a few more years, it will be driven out of Utah." The ex-Chief Jastice of the Terri-tory, Our view that polygamy is on the de-

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MERCHANT TAILOR have confessedly decreased since the enactment of the Edmunds Law of March 22d, 1882, the judicial convictions PHILIP SPRY Has opened his

ENTIRE NEW STOCK

These is we variously and powerfully reenforced by the progress of ideas, in-telligence and the modern agencies of ommunication and intercourse, as

in Utah. On the other hand, individual instan-ces of aberration from the general course of -reform that is evidenced have been cited. We have no disposi course of -reform that is evidenced have been cited. We have no disposi-tion to excuse or palliate these excep-tions; on the contrary, we condemn them, yet, in a large and philosophical view, they should not be deemed un-natural er strange. Radical revolutions of opinions and habits, especially re-ligious convictions, usually, if not uni-versally, encounter the friction of op-position and resistance. While the mass meve onward, minorities and in-dividuals fail backward and secede. It has always been so, and in the nature of things must continue to be so. The history of political and church governments abundantly and alike illustrate this truth. Nevertheless, the revolution, like the world, will move on, carrying the consenting with it and destroying, the influence of the dis-senters and obstructionists. The revo-lution of opinion and conduct among the Mormons, in Utah, particularly in the rising generation, is insugurating and forging with increasing momen-tum to the front and the control and in our opinion, it will trresistibly pro-ceed until its mission is finished. Revo-lutions, as a rule, are not retrograde. Now that it is apparent that the practice of POLYGAMY IS PASSING AWAY,

\$44,235,20.

notwithstanding reports given out by the press in general, peirfamy is on the decline:" and that "in a few more years, it will be driven out of Utah." The ex-Chief Justice of the Terri-tory, NON. C. S. ZANE. over a year ago, expressed the opinion that "the existing law, diligently and strictly enforced, might be reasonably relied on to work a cessation of polyg-amy as a practice:" and about the same time, the Hon. Wm. G. Bowman, Surveyor-General of Utah, stated that "the change in Mormon sentiments in the last year has been marked and en-couraging, on the question of the sup-pression and abandonment of polyg-amy." The statement of the reverend gen-tlemen, quoted above, suggests the re-mark that on account of the "peculiar institutions" of a portion of the people of Utah, the reports given out by the press "are not only at present, but for many years past, have been of a sensa-tional and higaly-colored character.

PIKE'S RÉGISTER.

at Law.

TERRITORY.

Madison says sententiously : "Re-





confirm the opinion that a great ma-

street procession and patriotic speeches by Gentiles and Mormons. From the foregoing statement of our views it will readily be seen why

WE CANNOT CONCUR

March 22d, 1882, the judicial convictions for that offense, owing to the activity and intelligence of federal officers, have been numerically increased. These convictions outnumber all such convictions preceding that date; and since the date of the Edmunds-Tucker Law of March 3, 1887, the same com-parison applies to the instances of un-lawful cohabitation, and the convic-tions therefor. lawful cohabitation, and the convic-tions therefor. The convictions for polygamy legally entailed imprisonment not exceeding five years, and a fine, in each case, not exceeding \$500; and for unlawful co-habitation like imprisonment for not more than six months and a fine of not more that \$600. The fines and costs assessed and collected, in the latter class of cases, amount to the sum of \$44,255.20. CLOTHS

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railroads, the telegraph and the press have, in our opinion, struck a deadly blow at the institution of polygamy and the indulgence of sexual offences

PHE

855 an acre for 80 acres 7 miles south-one

00 an sure for 110 seres 2 m

soo an sore for Si scree 4 miles south



POLYGANY IS PASSING AWAY, another thing is made prominent and brought forward by non-Mormons in Utah as a justification for further hoe-tile discrimination by the government against the Mormons, namely: Their religion and church government. On this subject we will repeat the lan-guage of our last annual report: "Now, in the close of the most en-lightened century in the tide of time, shall we invoke legal coercion over the consciences of men and resort to the pains and penalties inflicted in former times for rechasancy, non-contor mity, apostasy and Heresy? "In this age the world moves; and

"In this age the world moves; and even religious fanatics must keep pace with progress. The Utah of today is not, and never can be sgain, what it was when Brigham Young, as prophet, seer andirevelator, dominated over his devoted followers instead

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