DESEBST EVENING NEWS

GEORGE Q. CANNO EDITOR AND PUBLISHER. ERET NEWS, WEEKLY

THE UTAH CONTESTED ELEC-TION CASE

The fareleal attempt of McGrorty to contest the seat of the Delegate of this has no tight under any law or precedent. Territory, Hon. Wm. H. Hopper, has excited no other feeling than ridicule Fourry.-The sitting Delegate speci-in the mind of every man who is famil. fically objects to the notice of contestant as noticeal, not being filed under any law lar with the circumstances of the day The miserable creature is beneath the said election.) The law not having contempt of every respectable person, been compiled with, the sitting Delecontempt of every respectable person, been compiled with, the sitting Dele-and no notice would have been bestow- gate was not bound to answer. An ed upon him, had not Congress, by en-tertaining his case and referring it to its Committee on Elections, and the press in various parts, given it under alleded to him or written his name without being ashamed and disgusted. We viewed him while here as some temptible lick-splitte, and never was threwn in his company without being disgusted with his fawning obsequences ness and servifity. His manner gaves that being illigat, all proceedings under if fall. But the distance of the source source itself and the low and repeated professions of friendlines was a thorough-paced in prosention for the country. and sympathy which he made, that he has ever at any time and sympathy which he made, that he has ever at any time to coversation it would be difficult for an observant listen to have any other the bills, there is no out taken or required the

pect of making money out of the "Mor. United States. mons," he was most friendly. ... If they had believed him, there never was another man who had felt quite the same amount of sympathy for them that he had. But when he found he was becoming known, and his little game of hypoerisy did not succeed, then the Waite, who was once a Federal Judge made up a tissue of slanders that has as shown by the papers filed by contesrarely been excelled. It was this strange the laws of the Territory .- (See Territo-The whole of the claim and "argument" might be summed up in a few words: "The contestant ought to have the seat, because if he did not get the majority of votes and was not elected, it was not his He was a candidate and was willing the people should vote for him; and if they did not vote for him; because "there was no inducement," Congress ought to punish them for their obstinney and make him Delegate any how." not admit that McGrorty was legally in court. He refused to recognize him as a legal contestant, he having failed to comply with the law of Congress, which requires notice of contest to be filed within thirty days after the result of the election has been ascertained officially. He did not, therefore, condescend to place himself upon a level with McGrorty by replying to hislying statements; but offered the following statement of the positions relied apan by him. They cover all the ground, and thoroughly demolish and annihilate all

tory that a contestant has asserted that laws of Congress, regulating the rights of 1 pply to Territories. he ex parts affidavits of avidence to try this of dy, do no ot be used as avid this, and these of should be allowed an order of the House to be permitted to take testimeny under the law, Such being the case, the

on the merits of the case, and the House

served importance. We have never jects to the use of the depositions of Smith and Williamson. He did not ap-

idea than that he was being lieked to be taken by the people known as preparatory to being swallowed. While he thought he had any pros-While he thought he had any pros-

SEVENTH .- On contestant's printed affidavits, all that he has filed as well as on the statementf of Smith and Mrs. Williamson, he makes no case for him-self, and none against the sitting Delegate. By these ex parts statements, taken before he had even filled his notice of contest, he only shows what hypoerisy did not succeed, then the mask was thrown aside, and he appeared in his true colors. With the aid of C.B. Waite, who was once a Federal Judge sitting Delegate still has over (12,000) of this Territory, he got up an argument twelve thousand majority, McGrory before the Committee on Elections which but (64) sixty-four votes-these being was intended to be very formidable. the only two counties to which ex parte Garbled extracts from discourses, misrepresentations of writers, affidavits of cient as to these, apostates and extracts from their works, EIGHTH.-The returns of the election,

sed in a men asked for soldiers; pennile

estward moved w heir wives an that little ones over Ages: Brois undred miles fr told hardships they came to a halt, in what was then a desert. This deser in this short space of time, they ha filled with more than 100,000 (one ha dustry and frugality have made it a add greatly to the rapid settles m thus to ing them. The very first stop taken by the expelled exiles settled in their new homes, was to see d by its laws; and al ment guarante ed, and almost continually d, even by many who have held ligh places, they have never ceased to eek and cultivate more intimate relations with the Government and people of the United States, and no people look forward with more esgerness and esra-

Washington, 18.—On motion of Ed-munds an indefinite leave of absence was granted to Grimes on account of illness.

APPROPRIATION BILL.

The deficiency appropriation bill, for the execution of the reconstruction laws in the Third Military District, passed. Drake moved to re-consider the vote by which the Senate refused to concur in the House joint resolution for ad-journment till the 25th. After discussion, the House was requested to re-turn the resolution to the Senate; which was done.

ABRANSAS BILL

Trumbull favored postponing the con-sideration of the resolution and desired to call up the bill for the admission of Arkansas. Dixon thought it inadvisa-ble to afford an opportunity for raising the question of the Arkansas Senators' right to vote on impeachment. Fessen-den said it was inconceivable that Senators could be so lost to shame as to permit these Senators to vote on imment ase we re-admitte them. The Senate fully refused to take up the bill and agreed to adjourn from this evening till the 25th.

the second we k in June. EFURAL TO CONCUR The House refused to concur in t

ment to a joint resolu mate a

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Washington .- It is understood Ion Daniel W. Voor Toller, of Kansas and Gen. Ewing ha MA FORT

GRANT DECLINES PRESIDENTAL NOMI

New York .- The World's Washin ton dispatch cays that Gen. Dant state that Gen. Grant has written a letter which he handed in due time to the ident of the Chicago convention ntion, in which could induce him to accept the position of President would be anxiety for the complete restoration of the Un-ion, and as the Executive he could aid

their territories. MHOL CHASE THE DEMOCRATIC CANDIDATE.

New York, 17.—The Times' special says that Chief-Justice Chase has placed himself in the hands of the Democrats, who are taking measures to run him for Presidential candidate against Grant.

THE NEW CABINET

World's Washington special The gives the following list of the new mem-bers of the Cabinet, decided upon by Johnson, in case he be acquitted on all Johnson, in case he be acquitted on all the articles: Secretary of State, Wm.M. Evarts; Treasury, Groesbeck; War, Ex-Gov. Cox; Interior, Capron, of Illinois; Attorney-General, Stanberry. No one has been mentioned as Postmaster-Gen-eral. The same dispatch states that Forney has been sent for to return to Washington at the instigation of Came ron to undergo an investigation.

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THE STREET 16. s A ANTIF THE STATE at Por au Print SOUTH AMERICA.

lan dates to the 22d ult. state the Venesuelan Congress did not mble on the 15th, there being no

aded on the 20th. Perything is in an unsettled . Perry and private property being

insure the payment of Governm gress came together to complete the amnesty offered to the rebels, the Pre-sident hing allowed discretionary power to treat with them.

bas "SCOTCH REFORM STLL London.-In the House of Commons

the Scotch Reform Bill was under conideration. w tr o

Paris.—The Emperor has been ill, but his condition is now much improved.

good for the country. SOCIETY FOR THE PROTECTION OF IN-DIANS. There was a large meeting at the Cooper Institute last night, presided over by Peter Cooper, at which it was resolved to form a society for the pro-tection and elevation of the Indians in their territories. best guarantee of justice. The Consti-tutionnel, semi-official Imperialist, re-gards the vote as fotal to the Radical party. L'Epoch was opposed to im-peachment from the beginning and blames the Republicans for attempting the removal of the Executive on grounds so slight, and says that a great grounds so slight, and says that a great political party could not have more clumaily lost its privileges. La Presse, Austro-Catholic, ventures no decided opinion, but confines its remarks to ad-miration of the vitality of Republican institutions, which permit the Chief Magistrate of forty millions of people to be brought to trial without bloodshed or national disquiet. CHARLES AD

THE SWISS MISSION,-By letter to Elder A. M. Musser, from Bro. Ursenbach, now laboring in Switzerland, we are gratified to learn that the work of the Lord is progressing in that country. Elder Ursenbach, though he has been afflicted with ill health, yst rejoices at the suc-cess which has attended his labors. He finds the Saints very poor, and scattered over a great extent of country; but they are warm hearted, cause of God. He has Havana, 18.—Advices from the city of visited the home of his boyhood, but his rela-Mexico to the 7th, and from Vera Cruz tives have shut their doors against him on ac-to the 11th have been received. The sount of his religious faith. Yet the Lord has pount of his religious faith. Yet the Lord has been with him, and in every place he has had, wiends raised up who have listened to his words, and the idea, is gaining ground that the "Mormons" are a pretty good people, and new converts are, being continually added to the church. COOPER SHOP,



"The sitting Delegate, William H. Hooper, objects to the course of pro-ceeding in this case, because it does not conform to the law in any respect, nor to any established precedents.

SECOND .- No. reason .- whatever. I is shown why contestant has not complied with the law regulating contested elections. His own affidavit, filed and sworn to more than eleven months af-ter the election was held, is wholly un-supported by that of a single other per-son whose statement he has taken; and is pointedly contradicted by the state-ments of men of character and position, residents of said Territory, and not members of the Mormon Church, to The affidavits of F. H. Head, Superintendent of Indian Affairs, Utah Territory; Amoa Reed, late Secretary and Acting Governor; S. P. McCurdy, late Associate, and now Chief Justice. of Utah; Frank Fuiler, late Action of Utah; and also to the stateforty-one eisizens, not Morwho are the teading mereliants, bankers, and business men of Salt Lake. City, all of whom state that contestant uld, at any time since the election, held on the 7th of February, 1867, have proceeded with this case in the manner prescribed by law, with entire and

STATE AND INCOME.

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medley that was offered as an argument. rial Laws of Utah, pages 89, 90, 206, 92, and

charged by the contestant, they fall far below the number and degree of outra-Ferritories, and are not worse, either In there was no inducement," Congress acts or words than are of constant and almost daily occurrence in the oldest almost daily occurrence in the oldest and make him Delegate any how." Captain Hooper in his reply took high ground. He, very properly, did denies their competency as testimony not admit that McGrorty was legally in herein, not bearing on him or this case in any manner whatever.

TENTH.-Re-stating his objection to the whole proceeding because contestant has in no manner complied with the law, and has shown no reason for not complying with the same, and not waiving any right he has by reason of this failure, the sitting Delegate insists that contestant has made no show of claim for himself and no case whatever gainst the sitting Delegate. He states further that if it be the object of the contestant, McGrorty, and his friends, the pretensions of McGrorty and Waite, jure to take hold of the complicated to their doing so in the proper manner, and here challenges the fullest and fairest examination by Congress in a legiti-mate manner into all that pertains to said Territory and its people, and he here pledges himself, and the people of said Territory of Utah, to give every facility that may be needed to throw light upon all that may be desired to be examined into, to the end that the whole status of said Territory and its people and their relation to the Government of the United States may be fully understood.

ELEVENTH-As to the indirect per-sonal allusions made by contestant's counsel in his printed brief, which he has furnished the committee and circulated among the members of the House, when in hy inslaudion, heseeks to im-plicate the sitting Delegate in crimes, the sitting Delegate has no hesitancy in denouncing such as untrue in every particular, and there is not a particle of justification for such insinuations, even upon the ex parte statements upon which alone contestant rests his case. perfect safety to himself, without the He does not deem it is duty, nor this least possible danger of personal vio- the time or place, to notice them furienes possible danger of personal vio-lence, and who state further that the fullest freedom and expression of opin-ion is indulged in and tolerated in said Territory, and that MeGrarty himself publicly announced it often and repeat-edly upon the streets in Sait Lake City, prior to his leaving said Territory, that he was contesting the seat of the sitting Delegate; was in no manner molested on account of said an nouncement, and con account of said an nouncement, and to in manner molested in section is indulged in and tolerated in said the time or place, to notice them fur-the time or place, to notice them fur-great mass of matter, which counsel has brought out in his printed brief, reflect-ing upon the people of Utah, and charg-ing disloyalty upon them, and to hos-tility to the Caited States, for the in no manner having complied with the law, and having shown no reason for not complying therewith." To have BELINCT COMMITTE.
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Constraints of the service and towards in the sprint be brief, reflecting the service of the service and a states for the service and t

EXCITING DEBATE.

Chicago, 19. - The conclusion of the congressional proceedings was received at a late hour this morning. Stephens offered a resolution, requesting the Senate to send the House an official copy of the last two days proceedings of the court of impeachment. An ex-citing debate occurred, during which Stevens said that he had no accusation to make against any Senator, but that there had been a deed of damnation committed, nobody could doubt, and he wanted an opportunity to see who was guilty and who not.

Ross asked whether Senators would have been justified in perjuring them-selves to secure the conviction of the President? Stevens replied he did not think it would have burt them much. The resolution was finally adopted."

QUESTION OF PRIVILEGE.

Buckalew rose to a question of privibitterly commenting on the proceedings, of the House in reference to the Senate, saying the House had recently undertaken to protect not only the interest as would appear from the opening sen-tence in the printed argument of the counsel, Mr. C. B. Wait, "to induce the people through their National Legisla-ture to take hold of the complicated political problem arising out of the settlement of Utab Territory, and solve it upon principles of justice, of modera-tion, and of sound statesmanship," the sitting Delegate has no sort of objection to their doing so in the proper manner. to furnish such facts as they may have touching the alleged improper influ-ences, etc.; disagreed to.; Question was then taken on the motion to furnish the records asked for, yeas 109, nays 6. Senate adjourned to Thursday.

> ALUUN HOUSE. A.G. AMENDMENT TO THE CONSTITUTION.

> A resolution was offered amending

the Constitution so as to make foreign-ers who have resided in this country fourtees years eligible to the Presidency.

GOVERNMENT TELEGRAPH BILL.

A bill was introduced for the construcion of a government telegraph between Washington and New York.

ANOTHER CONSTITUTIONAL AMENDresolution was offered amending the constitution providing for the vacating of all offices in the Supreme, Circuit and District Courts of the United states, by those who have held office eight years, and that the successors to the Supreme Court judges be elected by a joint convention of Congress who shall then prescribe the mode of elec-

SELECT COMMITTEE.

MEXICAN

DINWOODRY STREET STORE,

anniversary of the victory over the French was celebrated on the 5th, with considerable pomp. Miramon's proper-ty had been confiscated. Negrete and his forces had spain been defeated by Valez near Tulacindo. The black

Valez near Tulacindo. The block vomit is raging at Vers Cruz, even the old inhabitants are dyidg. Havana, 18. The stanmer Neredic, from Vers Cruz, brings dates to the oth. The reported capture of Gen. Negrete is premature. The National troops are still in pursuit of the rebel leader and the remotion of his forces. Tranquility

the remnant of his forces. Tranquility had been restored in the state of Sina-los. The pacification of the State of Guerrero was still doubtful. The twin dit Chief Juarez had been executed on Cormen Island. The State Legislature of Zeacatos had approximatel 200,000 dollars in aid of working canals to Moaz. Gen. Amdriada had been shot by Sener Aspieroso Mechinst, Sener the work commenced. The contract is A. Guerra, of the Imperialist army was being let out, and those desiring to take executed at San Fetithe, for acts contrary to the iss of nations one milled All the plantations and property of Miramon having been seized under the confiscation law, the Government has disapproved of the seizure, declaring the sentence against him did not in-clude the confincation of his property. The report of the attempted escape of Juarez turns out to be a canard, which originated in the removal of some spe-cie, in consequence of the fear of an outbreak by the partisans of Ortega The report of the attempted escape of within the capital.

Louisville, 20. - The State Fenian oth during the Sun Court House.

LONDON PRESS ON THE VERDICT.

London. The Morning Part conconclusive as to the result of the trial. The News thinks the vote not conclusive of the whole case.

BISMARCK ON CONFEDERATION.

BISMARCK ON CONFEDERATION. Berlin.—In the debate on the treaty with Austria, Bismarch said while Prussia is applying herself with no pressure she waits for the time when the South German States shall seek a union with the Confederation of North Germany and the confederation of North Germany and the confederation of North disc of any restraint upon the free action of the Zollverein Diet.

SALNAVE DEFLANTS Havana, 17.-The Herald's an says that advices from Hayti to the 8th state that Freeident Salpave escaped from Cape Haytien on the 22nd of April

RAPID RECOVERY .- The Naps (Cal.) Repister of the 9th save about Sam Brannan:

Mr. Brannan arrived in town vesterday from Calistogs on his way to the city He travels about just as though he was a stranger to cold lead.

THE RAILBOAD, There has been a good deal of inquiry lately concerning the probability of work commencing sconon the railwithin the berders this Territory. S. B. Reed, Esq., and Col. Seymour have been in the city since Saturday, and are making arrangements to have the work commenced. The contract is

small jobs should prepare themselves with tents, picks, should, crowbars, drills, and other tools, and with provisions, to be able to commence work immediately. We think it probable that it will be principally let out in small jobs, thereby goting those engaged on it a direct interest in their labor, which will be much the more preferable plan. The

ing out how superior this will be to going gold-hunting and bartering certainty for

chance, as every thinking person will per-Convention met to-day. Gen. O'Neil, ceive it at once. This opening for the sur-president of the brotherhood, made a plus labor around will be gladly hailed by stirring address. To-night, a large rati-fication meeting will be held in the AM again in my old business and viimmino We will probably have more to say on the subject to-morrow. worrow to busting

THIS EVENTING & lecture will be delivered n the 14th Ward Assembly Rooms; Subect, Phonetics, Phonotypy, Phonography and Phone Biene Bieney rephy or Every

body is invited to attend. To con ve thanks to his petrone Calors e ors, and continues

The printers in Pittefield, Ill., bave all been converted during a recent revi-val in that place, and forbids the em-ployment of a "devil" in the office!

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A ND to all others who wish to be benefitted. A As the Railroad is rapidly approaching this place, and, as in consequence of this the rate of feedrat this Summer and Fall will be Graatly Reduced, and as we are always apxious to benefit our Omtomers and the Community at large in every way possible, but particularly in furnishing, them the VEEX BEST GOODS at the LOWEST PRICES, we will, from this date, Sell ty is-speaking as we lishow

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within the City, weshie the British troops found in in which Mere was a painting of the passage of the statut standing on the further bank, is Carry and while the Egyptian

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