

Q.—Have you ever practiced polygamy, or ever cohabited with more than one woman?

A.—No, I have not.

Mr. Critchlow—I challenge Mr. Sharp on this ground—that he does not state his unqualified belief that it is wrong to practice polygamy and unlawful cohabitation up to the time prior to the issuance of the manifesto.

Judge Zane—Did you believe it to be wrong before October 1st last year to practice polygamy and unlawful cohabitation.

A.—Yes?

Judge Zane—Suppose a man was brought before the grand jury who had been living in polygamy or practising unlawful cohabitation before the issuance of that manifesto, would you say as to that man that he was right or wrong?

A.—That he was wrong, as I understand the question. The manifesto would have no bearing on the question at all.

Judge Zane—You believe polygamy and unlawful cohabitation to be contrary to the creed of the Church?

A.—Yes.

Judge Zane—Mr. Sharp seems to answer fairly. Do you believe it was morally wrong before the manifesto was issued?

A.—Well, legally.

Judge Zane—In your opinion, it is only wrong then by virtue of the law of the land?

A.—Yes, and in some countries it is lawful.

Judge Zane—Well, it is not lawful here in Utah. Independent of all law, do you believe it to be morally wrong?

Mr. Sharp—Well, if you ask me as to my belief, irrespective of all law, morally I do not believe it to be wrong.

Judge Zane—Then the point is, as a juror, you would act upon the question of polygamy and unlawful cohabitation as you would upon any other?

A.—I would endeavor to do so.

Q.—Would you be influenced by your own moral belief on the subject?

A.—I confess if I had any sympathy at all it would be with the accused in any case, but not to the warping of my judgment on the evidence adduced.

Q.—What I want to know is whether you believed before the adoption of the manifesto, that polygamy was wrong?

A.—In and of itself I did not.

Q.—Do you believe it wrong now, in the face of that manifesto and the resolution of the Church?

A.—I certainly do, but in my own conscience I do not believe it to be essentially wrong.

Judge Zane—I think I understand you now. Inasmuch as there may be cases coming before this grand jury where men will be charged with polygamy entered into before the issuance of that manifesto, and also cases of unlawful cohabitation, I am disposed to hold that you are not a competent juror. I do not think a man can be a competent juror except in a case where he honestly believes that the accused, at the time, he did a certain act, was immoral. I should be inclined to think that that man would not be apt to act impartially. If he believed honestly that the defendant, at the time he committed the act did right, he would not feel like finding an indictment against him; and assuming you believe that the act of polygamy before the

manifesto was issued was not immoral, in other words in violation of the rules of ethics, of morality, I should think you would be somewhat lenient toward him and not impartial. You are excused, Mr. Sharp.

Mr. John Sharp, Jr., re-examined by Mr. Critchlow—I suppose the answers given by you are much the same, in effect, as those given by your brother?

A.—I do not think my opinion differs much from his.

Judge Zane—Then you may be excused.

Messrs. T. C. Wright, Wm. J. Paine and C. E. Wantland next responded to the clerk's call and were accepted as grand jurors.

W. H. Dodge, Park City, then came forward upon the calling of his name, and satisfactorily answered the questions put to him.

At this juncture Mr. Critchlow, with a smile, intimated to the court that Mr. Wantland was very anxious to be excused from serving on the grand jury.

Judge Zane inquired on what grounds, and it was explained that the gentleman wanted to leave the city a short time on "private business."

Judge Zane—Is it important business?

Mr. Wantland (blushing and smiling)—Ra-a-ther. (Laughter.)

Clerk McMillan turned round and quietly whispered something to his Honor, who uttered a feeble "Oh!" and said: "Is it business you don't care to mention, Mr. Wantland?"

Mr. Wantland (hesitatingly)—Yes.

Judge Zane—Well, under the circumstances, you are excused.

Mr. Critchlow—He should, perhaps, be warned not to allow this to occur again.

Judge Zane—Well, I don't suppose it is likely to occur again very soon.

By this time the joke was out. The whisper had run around that Mr. Wantland was about to be married and he left the jury box amid the "chaff" and laughter of his friends.

Mr. George L. Wallace, a member of the Church of Jesus Christ of Latter-day Saints was challenged by the assistant district attorney, after which the Court took a recess until two o'clock, when it was understood the further selection of grand jurors would be taken up and also the choosing of the petit jury.

#### PRINCIPAL'S REPORT.

The report of the principal of the Malad Stake Academy for the first term of the second academic year, which began September 8, 1890, and ended February 6th, 1891, shows that during the year eleven were registered in the preparatory department, and in the primary department thirty-eight, being a total of forty-nine. This number comprised twenty-five males and twenty-four females; total forty-nine. The students hail from the following places: Malad, 38; St. John, 4; Samaria, 2; Cherry Creek, 1; Portage, 2; Cassia Co., 1; Bear Lake Co., 1; total, 49.

The primary department has been conducted in two divisions—for the first seventeen weeks under the charge of the principal, and in the last three weeks under the direction of Miss Catherine Jones. The work of this department is as follows:

Studies.	No. Students.	No. Weekly Recitations.	Teachers.
Theology	33	4	Catherine Jones.
Grammar	44	3	"
Arithmetic A	26	5	"
Arithmetic B	12	5	"
III. Readers	20	5	Geo. Cole.
II. Readers	8	10	Catherine Jones.
I. Readers	5	10	"
Geography A	15	5	"
Geography B	18	5	Geo. Cole.
Orthography A	20	5	"
Orthography B	8	5	Catherine Jones.
Drawing	25	2	Geo. Cole.
Hygiene	28	2	Catherine Jones.
Composition	44	2	"
Singing	25	2	Geo. Cole.
Penmanship	32	5	Catherine Jones.
Total daily recitations			16
Total weekly recitations			77

The preparatory department has been under the special charge of the principal. The schedule of class work done in this department is as follows:

Branches.	No. of Students.	Weekly Recitations.	Teachers.
Theology	11	4	Geo. Cole.
Grammar	7	5	"
Arithmetic	11	5	"
IV. Readers	14	5	"
Geography	11	5	"
Orthography	11	5	"
Drawing	6	5	"
Hygiene	4	4	"
Singing	21	2	"
Penmanship	17	5	"
Total No. daily recitations			9
" " weekly			42
" " daily recitations in both depts			25
" " weekly			119

The following students were advanced from the primary to the preparatory department: Martha Palmer, Hettie Dredge, Zanettie Thornton, Hannah Evans, Annie Stuart, Mary J. Evans, Edwin R. Jones, William Blahoff. Advanced from the Idaho Geography: Talie Reylands, Edwin R. Jones, Moses Dudley, Hannah Dudley, Thomas Stuart, William Stuart, Geo. Stuart, Annie Williams, Joseph Williams, John Williams, Hannah Evans, Lubin Jones. From the First to the Second Reader: Mary Ann Dudley.

Daily sessions of the classes in theological exercises have been held. The exercises of these comprised lectures and stories by the instructors, the study of assigned lessons from the standard works of the Church, and the answering of incidental questions upon subjects of general interest by the students.

Testimony meetings have been held in each department at intervals of two weeks, and the students have given in nearly every instance ample proof of their earnest interest in the exercises.

The monthly fast meeting has been regularly observed by appropriate exercises which, on that day, have taken the place of the recitations in theology.

The weekly general theological class has been held every Wednesday, and great interest taken in the same.

According to their standing in the Church, the students have been recorded as follows: Deacons 11, lay members 37, non-members 1; total 49.

The lady students have done some class work under the careful direction of Miss Catherine Jones. They met twice a week, with 23 members; and seven sessions were held.

The class work of the academy has been carried on after a certain plan, and the records showing the standing of each student are on file. Written reviews have been held at regular intervals, and final examinations in all