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Lauch and ice Greata Parior AND CONFECTIONERY.



THEFT PLANE FROM THE ME.

e Congressional Record, March 15

1882, p. 34, but; however that may be,

ly, as consisting in and springing

There is far more to the marriage re-

passion, or the procreation of couldren.

The wife, taking her place by her hus-

band's side, his equal, his counselor, his friend, makes him a perfect man.

Fogether they share the sorrows of life; together they enjoy its blessings.

When each is true to the other, they present a union not made by man, and

d by reason and authority.

neans no more than the outward ap- Amanda Cannon and Clara C. Cannon, pearance of living with two or more the women named in the indictment,

to prove that he did not indulge in sexual intercourse with the women whom he held out to the world as his wives, or, in other words, with whom he conabits. II. The defendant claims that there is the defendant claims that there will will state the logic mean and the intercourse with enter of them."

"I will state, the law presumes the 1. That it falls to show that the de-fendant is a "maic person." guilty, beyond a reasonable guilty, beyond a reasonable doubt 2. The indictment does not allege that you are the judges of the credibili that the defendant put forth any pre- ty of the witnesses, the weight of the tense of marital relation to the women therein mentioned. I agree with my brethren, that the indictment is sufficient. The sex is sufficiently shown, if that is necessary, by he name Angus. I think it would not mislead the defendant, and it is cot claumed that he is not the man

The indictment valid. The indictment follows the language of the act in describing the offense. This seems to be sufficient, particu-iatiy in stat tory misdemeanors, and it may be haid down as a general rule should have been told that prior to the

to which there are few exceptions. passage of that act, cohabitation was The Brighton and North Point Irrga-

man accused of unlawful conabitation should show that the defendant and

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loes not have sexual intercourse with longs to a class that creates great pub-

what the public may demand, should

cell and eighty-three, are hereby legit- on divers other days continuously between said first day of June, 1882, and Thus, by these provisions, Congress | the first day of February, 1885, did un-

the property of the estate, situate in the First Ward of this city, and described as Lats One (1), Two (2), Three (3) and Four (4, in Blo & Twelve (12), Plat " B," sait Lake City survey, containing in all Five (5) Which Connects in a Union Deput of PUEBLO Up to the day of sale, bids in writing will or necessed by the undersigned, at her res-dence, 705 Eighth South Street East, Salt Denver & Rio Grande Rail Lake (Hy Said property will be sold, however, subtert to the life estate therein of the under--igned, and subject to her rights, JULIA A ADAMS, JULIA A ADAMS, Additional Administrative. THIS NEW LIN Li Splendid/y Equipped with LEGAL NOTICE. In the Probate Court in and for Salt Lake County, Territory of Utah. Pullman Sleeping Cars. ELEGANT DAY COACHES, In the matter of the Estate of Charles. Entton, deceased. STEEL RAILS TOTICE IS HEREBY GIVEN, THAT Amella Button, Administratrix of the s of thar es Button, deceased, has red for settlement, and fill-d in said dest Railroad Enting Houses in the Country, Insuring her administra-SPEED ! SAFETY ! GUMFORT ! LUXURY con of said estate and petition for dis-tribution of the estate of said deceased and that the 7th day of July, A. D. 1885, at tea ordersk a. m., at the Court Room of said 1 Jurt, 13 the City of Sait Lake, Courty of QUICKEST TIME I suit Lake and Territory of Utah, has been dury appointed by said Court for the settle went of said account and distribut on of - rel estate, a: when time and place any person interested in said estate may appear TO THE MISSOURI RIVER and show can e, if any there be, why account should not be settled and appro-and distribution made as prayed for W. B. HAMBELIN, W. F. WHEP General Agent, Gen. Pass A Uker V Denver, Cole, Topeka, Kan. Dated June 1 th, 1 85, JOHN C. CUTLER, HAS, T. PARSONS, Traveling Pass, V. A Sec. DESVER COLORADO Clerk Probate Court. THE IS UNACQUAINTED WITH THE OCI CARLEY OF THIS COUNTRY. SEE BY EXAMINING THIS HAR, THAT INC. CR. 17. 101 242 3 ALL STREAM OF A STREAM

- and the CHICAGO, ROCK ISLAND AND PACIFIC R'Y

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GREAT ROCK ISLAND ROUTE,





one woman in the holy estate of mat-DISORDERED LIVER. rimony; the sure foundation of all that is stable and noble in our civiliza-tion; the best guaranty of that rev-erent morality which is the source of he diseases of the human take. These aptons indicate their existence: Loss Appstite, Rowels costive, Sick all beneficent progress in social and political improvement. Murphy vs. Ramsey, 114 I'. S. 45. Marriage is the Hendache, inliness after eating, aver-sion to exertion of body or mind, Eructation of food, Irritability of foundation of the home and upon it is builded the entire superstructure of temper, Low spirits, a feeling of havremper, Low spirits, a feeling of hav-ing neglected some duty, Dizzhness, Fluitering at the Hears, Dots before the eyes, highly colored Urine, CON-STIPATION, and domand the use of a nemedy that acts directly on the Liver. Vs a Liver mechanic TUTT'S PILLS into no equal. The ranchon on the Kid-beys and skin be also ar ampler removing all impurite star-age these three "scav-er grant fiber sectors," in the sectors. society. It finds its defense in every human heart, which jealously guards the one object of its affection. It is the putgrowth of progress and enlightenment, for it recognizes that the wife and mother is the equal of the

engersofthe system," producing appesound mig ation, regular dein and a vigorous body. TUTT'S PHILS CHISPLODIM COMPLET

ANTIDOTE to MALARIA. stautic to a those Diates. Fible Dil or sent by express on recept of \$1. Office, O MUTTAN S., N. Y.

lowers the popular apprectation of the KENNEUY 3 relation and destroys the good that marriage does the world by mere example is an evil, which the law should correct Society with all its ramifications be-

husband and father.

ing founded upon marriage, it is upon grounds of public policy that it is reg-ulated and protected. When the act in question was passed, Congress was aware that in some of the Territories, there are made who ballous that it is there are people who believe that it is right for a man to take and live with more than one wife. That there are men who not only marry more than one woman, but who say to the world by conduct and by words, that two or more women with whom they are power saw that the mere fact of a plural marriage is an evil example. That the living and associating with two or more women as if married to all, tends to weaken the popular appreclation of true marriage, and thus is detrimental to society. Therefore, for the purpose of protecting the mar-riage relation, the law under discus-sion was passed. It is directly almed

at the suppression of polygamy and the polygamous household as an evit Dyspapsia, Sedentary Diseases, example, dangerous in its tendency t the family relation as recognized by this nation. It was not the offense Kidney Complaint, against chastity merely, but the of-fense against the family, which Con-gress intended to suppress. To ac-& CO

three of its sections.

t seems to be the view that is support-State vs. Rust, 35 N. H. 438; U. S. vs. | not an offense. The word "cohabit State VS. Rust, 50 N. H. 455; U. S. vs. not an oncense. The word "conapit" Mills, 7 Pet. 138 (432); U. S. vs. Good-ing, 12 Wheat 460 (281); 1 Wharton Cr. Law 4 364; Romp vs. State, 3 Green, Iowa, 276; Chambers vs. People, 4 Scan. 451; State vs. Mitchell, 6 Mo. 147; Simmons vs. State, 12 Mo. 268; Whiting vs. State, 14 Conn. 487; People vs. Colton, 0. Unit. 457; People vs. Colton, 0. Weight People vs. Colton, 0. Unit. 457; People vs. Colton, 0. Weight People vs. Colton, 0. Unit. 457; People vs. Colton, 0. Weight People v Marriage, as understood in Chris-tendom, means the "voluntary union of one man and one woman, to the ex-clusion of others." The term, there-fore, is not correctly applied to the union of one man with more than one woman. Story on Conflict of Laws, 8th Ed. 184, note. It is the parent and 2 Utah 457; People vs. Thompson, 4 ed instructions on all these points and not the child of society, for it is the Cal. 238; People vs. Savier, 14 Cal. 29; People vs. Martin, 32 Cal. 91; People vs. Cronin, 34 Cal. 191, 208. Besides, the defendant failed to demur specially, and if there was any defect it was walved. Urim. Prac. Act § 200. But very basis of the whole fabric of civilized society. Story on Conflict of Laws, 185. It is something more than a mere contract. It is rather to be eemed an institution of society founded upon the consent and contract there does not appear to be any defect, as the indictment clearly meets the re-A party has the right to have the jury instructed upon the law of the case of the parties; and in this view it has some peculiarities lu its nature, charquirements of the Criminal Practice acter, operation and extent of obliga-

clearly and pointedly, so as to leave no reasonable ground for misapprehen-Act. See Cr. Prac. Act § 158. III. On the trial, Clara C. Cannon sion or mistake, and it is error to refuse sion or inistance, and it is error to refuse to instruct when requested, upon points
pertinent to the issue. Muldowney vs.
Ill. Cent. R. Co., 32 Iowa, 176; Car-penter vs. State, 43 Ind., 371; Morris
vs. Platt, 32 Conn., 75; Nels vs. State, 2 Tex., 280.
As far as the evidence goes the judge checked and a protocold of the state of the state. was sworn as a witness for the prose-cution. She testified as follows: "I legislation can necessary, in the wholesome and necessary, in the founding of a free, self-governing com-monwealth, fit to take rank as one of the co-ordinate States of the Union, the co-ordinate States of the Union, that which seeks to establish it ive there now and have lived in the ive there now and have lived in the ive there now and have lived in the ive there now and have lived in the

same house since shortly after I was should give any pertirent instructions married. The defendant has lived in asked for conformable to the law. the same house part of the time and in State vs. Wilson, 2 Scan., 225; the same house during the past three Davis vs. State, 10 Ga., 101. years. I have one living child which was the child of that marriage, born January 11th, 1882. I have had two other children by that marriage, both born before the living one. In this He need not adopt the language of ounsel asking the instruction, but if he form and substance is not objec-

nable it is better so to do. Bish. Crim., Pro. S. 981. house I occupied two rooms on the ground floor-a parler and a dining Any explanation may be added, or, of course any modification of its terms room, on the east side. My klichen may be made. is back, not attached to my part of the Lambeth vs. State, 23 Miss., 322:

Bish, Crim., Pro. S. 981 and cases house. I have occupied this part of It is true that the Court charged the

the ground floor since I first went to live in the house. There is a hall run-ning through the house on the ground floor, and the rooms I occupy on that jury that "the law presumes the de-fendant innocent until proven guilt floor are on the east side of the hall. beyond a reasonable doubt," but the I know Amanda C. Cannon. She has defendant was entitled to have them lation than the mere gratification of lived in the same house that I live in charged in the language of his fifteenth. during the past three years. She has occupied on the ground floor, two rooms on the west side of the hall, be-15. "The law presumes innocence,

side her kitchen which is attached to the back of the main building, and is not the kitchen I use. I suppose Amanda Cannon is defendant's wife. I have heard him speak of her as his wife, as Mrs. Cannon, and she has building the task all persons who were contabilities that act, then ceased to do so."

very example is of infinite benefit to mankind. Anything which tends to bring this relation into disrepate is an very 1 think. During the past three of the Edmunds Act, can be made, more significant of guilt in violating the section against cohabitation, by reason of to the world. Anything which been living there at home, but not all the tion between him and the women mentime. My child lives with me in my part of the house-1 mean the child of this marriage. The children of Amanda abstract statement that the law pre-Cannon five with her in her part of the house. During the past three years, and prior to the month of February in sumes innocence is not equivalent to a specific instruction, that the law pre-sumes innocence in a particular pre-

this year, the defendant has been in the habit of taking his meals with me, So, also, the last half of the So, also, the last half of the thir-In my part of the house a portion of the time, about one third of the time. teenth request should have been given. That instruction was: "that all the There were stated intervals; he took defendant's social familiarity with the his meals with me every third day— mothers of such families, established with me and my children. I have a prior to the passage of said act, not with me and the child of this marriage and the other children every third day. or more women with whom they are and the other children every third day. with the legal presumption of inno living are their wives. The lawmaking He took his meals with Amanda Can- cence, and the failure to establish such non and her family one third of the cohabitation, would entitie the defend time. He took all three of his meals an to acquitial." with me every third day-on week Evidence had been introduced of days and on Sunday morning he had matters occurring prior to the passage

reakfast at my house-that is, he took of the law. The jury should therefore his meals with me two days of each have been told that to find the defendant week, and also his breakfast Sunday morning which made one third of the time. On Sunday he took his dinner the time stated in the indicument. They at Sarah' sind his supper at Amanda's. were told that the defendant was There are four rooms on the second charged with cohabiting with the wofloor of the house, used as bed-rooms. men, between certain days, but they and a hail, with two of the rooms on were not toru that they must confine either side of it. The rooms open in-to the hall. During the past three their investigation of his guilt or innocence to the proof of facts and ciryears I have occupied the edroom in cuestances occurring between those the northeast corner and Amanda has dates. On the contrary, they were at the northeast corner and Amanda has occupied the one in the southwest corner of the house. The defendant once informed, that if they found beyond a reasonable doubt, that the dehas occupied the bedroom in the south-east corner. The room occupied by the women, ate at their tables, and held

tion Company Where Monta at 1 Office at 70 S. East Temple Street, at Solomon Bros. & Gold's Shoe Store.; Star deter of \$11 of the strength and done SALT LAKE CITY, May 26, 1985

CYRUS H. GOLD,

Secretary

THERE ARE DELINQUENT UPON THE LUNCHES AT ALL HOURS. following described Shares of Stock i the above Company, on account of assess ment levied on January 28th, 1885, and th ment levied on January 284a, 1880, and the several amounts set opposite the names of the respective shareholders as follows, and in accordance with law, so many shares of each parcel of such stock as will be neces-sary, will be sold at the Brighton Meeting House, situsted in Brighton, Sait Lake County UtWh, on Thursday, June 2551, 1885, at 12 o'clock a. m., to pay delinquent assess ment thereon, together with the cost of ad-veiting and expenses of the sale. JOSEPH WM. TAYLOR

vertising and expenses of the sale.

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Hanson Nathan... Holt Charles..... Jack James..... Morris Ellas.....

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