

SPECIAL BUSINESS NOTICES.

The last of the Lingers at the Theatre this evening. Program—“Allice,” Mr. Howard Paul as “Willie Spooner,” the Timid Young Man,” and Mr. Linger in new impersonations and songs.

COMPTON SURPRISE—Seed potatoes of this splendid variety can be had cheap by calling at the Tithing Office on Saturday and Monday.

ATTENTION is invited to G. W. Davis' new advt. of teas, coffees, sugars, spices, fancy groceries, and provisions of all kinds, of the best quality, and at the lowest cash rates. Visitors to Conference, give him a call.

Lost—About a week ago, between Salt Lake City and the mouth of Big Cottonwood, an eight or nine inch Rubber Belt, fifty feet long. The finder will be rewarded by leaving at this Office, or at H. Standish's, 7th Ward. d108

WALL PAPER. At L. W. Rivers & Co.'s, one door south of Walker House.

SPENCERIAN PENS.—As will be seen from an advertisement in another column, more than 6,000,000 of one number alone of these justly celebrated Steel Pens were sold in 1874, being a gain of more than 1,000,000 over the year previous. This, with the marked increase in the sales of the other numbers, shows that the superior quality of these pens are being more and more appreciated, and that they are destined to become the most popular.

JUST RECEIVED, 100 magnificent Spring Clocks and Cashmere Capes, trimmed with real lace, consigned to us direct from Europe, which we will sell at a sacrifice. First come first served. F. ABERNATHY & BRO., temporarily at 51 East Temple St., second door north of old Temple. d106

Fine lot of Wall Paper just arrived at L. W. RIVERS & CO'S.

S. C. C. C.—Cure your cough with Stearns' Celebrated Cough Candy, the best in use. New York Candy Store, Kimball Block. d106

MILLINERY.—Mrs. Morton and Mrs. Dewey have recently opened a first-class millinery establishment at No. 81 First South Street, next door west of Dinwoody's Furniture store, where they now offer to the Ladies of the City a new and choice selected stock of spring goods. Mrs. Dewey invites her friends to call and see her before purchasing elsewhere.

HUMAN HAIR.—Every shade of Hair (except grey) is the shade of at the Standard Hair Store.

WM. LIVING, Proprietor.

TREES! TREES!! TREES!!!—100,000 Locust and Mulberry Trees for sale cheap. Apply to Wm. A. Rossiter, President's Office. d102

If you want to be well dressed, wear a Warwick collar and have your boots blacked.

WATCHES AND CLOCKS repaired at low prices by C. Amussen, opposite Post Office. He is the best watchmaker in the land. d100

UNIVERSITY LIBRARY AND READING ROOM, University Building. FREE.

Open every evening from 6 till 10. d320

THE REASON Dinwoody sells the VERY BEST LIVE GEESE FEATHERS for 75 cents, is the freight costs nothing. He buys furniture by the car load, and has feathers packed in bureau drawers. d99

Go to Roberts & Son for Garden Seeds, opposite Walker House, Salt Lake City. d98

BEAR in mind that Rivers & Co. keep the best selected stock of Wall Paper in the city.

TO RENT.—The premises, No. 90 East Temple Street, suitable and fitted up for a bank. Enquire in the basement of DANIEL GRENN.

RIVERS & CO. do all kinds of house trimmings.

IMPORTANT TO THE TRAVELING PUBLIC.

It is the duty of all persons before starting on a journey to ascertain by what route they can reach their destination with the least trouble; and if there are two or more roads leading to the same point, to decide which is the safest and most pleasant to travel.

We take pleasure in stating, that the CHICAGO & NORTH-WESTERN RAILWAY is the oldest, and several past two years the road bed has been put in admirable condition, and almost the entire line has been re-laid with steel rails.

The Depot in Chicago is centrally located, and as their trains arrive there thirty minutes in advance of the shortest route between Omaha and Chicago. Within the space of all other lines, passengers can always be sure of making Eastern connections.

Close connections are made at Chicago with the Lake Shore & Michigan Southern, Michigan Central, Baltimore & Ohio, Pittsburgh, Fort Wayne & Chicago, Kanabakee Line and Pan Handle Route, for all points EAST and SOUTH-EAST.

If you are going to Chicago, or East, you should, by all means, purchase your tickets by the Old Pioneer Route—

The Chicago and North-Western. You will find on all through trains Pullman Sleepers, new and magnificent Day Coaches, and the best Dining and Second Class Cars now on any road in the United States.

Particular information with maps, time tables, etc., may be had at any of the Through Ticket Offices in the West, or upon personal or written application to J. W. Jones, Ticket Agent, Salt Lake City, or to J. E. Mountain, Western Traveling Agent, Omaha, Neb., or to W. H. Stenquist, General Passenger Agent, Chicago. d84

GRATITUDE.—I hereby certify that my son has been cured of

spasmodic fits by Dr. E. L. Plant, and desire through the medium of your Journal to express gratitude publicly for this blessing.

THOMAS J. WILLIAMS, 16th Ward, S. L. City. March 25, 1875.

CHAMBER'S ENCYCLOPEDIA.—Messrs. J. B. Lippincott & Co., of Philadelphia, announce that, by a recent purchase, they have become the sole proprietors of the American Revised Edition of "Chamber's Encyclopedia," and are thereby enabled to offer the work at much lower rates than hitherto. In the course of its recent thorough revision, the American edition was edited with the special view of supplying the wants of American readers. It also possesses a special attraction in containing a series of over seventy-five full-page engravings not contained in any other edition. d50

IF YOUR Watches or Clocks are out of repair, bring them to H. Reiser, Watchmaker, opposite the Herald Office. He warrants his work. d80

NOTICE OF REMOVAL.—P. Schwartz, at the New York Dry Goods Store, has removed opposite the Post Office, next door to the 13th Ward Co-operative Store, where he will be glad to see all his friends, as they will find a full and choice stock of Dry Goods. d99

PRICE OF GOLD. Corrected daily by Decker National Bank. SALT LAKE CITY, April 1, 1875. Buying at \$1.12 1/2; selling at \$1.14 1/2.

EVENING NEWS. Thursday, April 1, 1875.

Local and Other Matters.

Thermometer 47 degrees F in the shade at 1 p.m. to-day. Cloudy.

There is a message at the Western Union Telegraph Company's office for J. M. Coynor.

Mortality.—Sexton's report for March. Males 18; females 17; of these, adults 23; children 12. Causes of death as reported: Lung disease 7; old age 6; brain disease 4; killed accidentally 3; convulsions 2; still born 2; child bed 1; inflammatory rheumatism 1; rupture 1; chronic asthma 1; apoplexy 1; paralysis 1; tumor 1; cancer 1; purpura 1; fever 1; not reported 2; total interments 35. Jos. E. TAYLOR, Sexton.

Home Missionary Appointments for Sunday evening, April 4th:

First Ward—Elder S. Neslen.

Second Ward—Elder W. A. McMaster.

Third Ward—Elder J. B. Malbone.

Fourth Ward—Elder W. C. Stayer.

Fifth and Sixth Wards—Elder R. F. Neslen.

Seventh Ward—Elder C. J. Thomas and D. A. Swan.

Eighth Ward—Elder L. D. Young (afternoon).

Ninth Ward—Elder S. B. Young.

Tenth Ward—Elder Isaac Groo.

Eleventh Ward—Elder T. V. Williams.

Twelfth Ward—Elder R. F. Neslen (afternoon).

Thirteenth Ward—Elder George Treadwell.

Fourteenth Ward—Elder C. R. Savage.

Fifteenth Ward—Elder S. A. Woolley.

Sixteenth Ward—Elder John Clark.

Seventeenth Ward—Elder Ralph Harrison.

Nineteenth Ward—Elder Jas. P. Freese.

Twentieth Ward—Elder L. D. Young.

Twenty-first Ward (Upper District) Elder C. H. Wilkison.

The Reynolds' Polygamy Case.

The case was resumed at half past one, after recess, yesterday afternoon.

Mrs. Elizabeth Reed was the first witness sworn on the part of the prosecution. Witness was acquainted with the respondent, George Reynolds. Mary Ann Tuddenham was witness's sister.

Witness was asked whether she knew whether Mary Ann Tuddenham was the reputed wife of George Reynolds.

The defense objected, as the indictment stated that the name of the wife of the respondent was Tuddenham, instead of Tuddenham; also that the question was leading, and that the evidence that might be elicited would be irrelevant until a marriage was overruled.

The answer was that Mary Ann Tuddenham was the reputed wife of George Reynolds.

The District Attorney next asked the witness if she had ever heard George Reynolds' speak of Mary Ann Tuddenham as his wife.

Objected to by the defense, who quoted a number of authorities bearing on the point raised. Objection overruled.

who had been introduced to him by Mr. Reynolds as Amelia Reynolds.

Amos J. Lucas was next sworn. Witness was a married man. Was married at the Endowment House on the 3rd of August, 1874. Saw George Reynolds there, and Amelia J. Schofield, on that day.

Neither of them told him what they went there for. Did not see George Reynolds in company with any one in particular. Did not see George Reynolds and Amelia J. Schofield go into the room together where the marriage ceremony is generally performed. Did not know what George Reynolds was there for.

Witness was acquainted with Amelia J. Schofield and had heard Mr. Reynolds speak of her as his wife. Did not recollect that he spoke of her in that relation at the Endowment House. Had heard Mr. Reynolds speak of her as his wife.

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Mormons, nearly all of whom have been reared here, owe their birth to plural marriages, or are in some other way connected by ties, to that conjugal institution called polygamy; that they believe it to be a divine institution, and that they are bound to obey it.

The highest happiness in another life to their fidelity and obedience to it in this, that this defendant holds their faith; that he is and has been for more than ten years a member of the Mormon Church, and a sincere believer in the verity of said revelation, and that it was his solemn duty to obey it; that this is the first prosecution for polygamy in this Territory; that he, in common with other intelligent Mormons, has always believed that the act of Congress of 1862, purporting to make polygamy a crime, is contrary to the Constitution of the United States, and that for this reason no prosecution under it has been hitherto instituted; that Mormons generally, and this defendant in particular, are so firmly grounded in the faith of the revelation, and in a belief in said revelation, that they regard the said act of Congress as having been passed in consequence of the false and untrue religious character of the Mormon people, and that it imposes under the name of punishment an additional cross which they must bear to fulfill their duties; that, while they naturally shrink from these pains and penalties, they are all willing to bear them, rather than lose the high estate, another life to be gained by celestial marriage.

The true and full text of the "Revelation on Celestial Marriage" was then offered, and considered by the Court as read.

Mr. Sutherland asked the Court to note an exception to the refusal to accept of the foregoing proposition. The Court then charged the jury as follows:

"Charge of Judge Emerson to the jury in the case of The People of the United States vs. George Reynolds."

"GENTLEMEN OF THE JURY:—The defendant is charged with the violation of the following statute of the United States, viz:—

"Every person having a husband or wife living, who shall marry any other person, whether married or single, in a Territory of the United States or other place over which the United States have exclusive jurisdiction, shall, except in the cases specified in the proviso to this section, be adjudged guilty of bigamy, and upon conviction thereof shall be punished by fine not exceeding five hundred dollars, and by imprisonment for a term not exceeding five years: Provided, That in this section shall not extend to any person, by reason of any former marriage, whose husband or wife by such marriage, shall be dead at the time of such successive wife without being guilty to such person within that time to be living; nor any person by reason of any former marriage, who shall have been divorced by the decree of a competent court; nor to any person by reason of any former marriage which shall have been annulled or pronounced void by the sentence or decree of a competent court on the ground of the nullity of the marriage contract."

"I instruct you that Congress had the power to pass this law, and that it is not in violation of any provision of the Constitution, in these words, that it is constitutional and that a person who is guilty of entering into such a marriage as is prohibited by this statute is guilty of crime."

"And I further instruct you that the respondent's religious belief can have nothing to do with the case. He cannot shield himself from the punishment for doing what the law declares to be a crime under a plea that the act is in accordance with his religious belief. Religious liberty is not violated when the citizen is called upon to answer for his external acts, which are in violation of a valid law of the land."

"The respondent was not convicted of the crime charged by the indictment before you in evidence, that while a prior legal marriage existed between him and the person named in the indictment as Amelia J. Schofield, he entered into such a relation with the person named in the indictment as Amelia J. Schofield, as would have been a valid marriage itself."

"There is no statute in this Territory which violates the right of marriage or designating any particular persons before whom the ceremony must be performed or the agreement of the parties to the marriage, where there are no civil requirements, a simple expression of mutual consent between the parties, to be husband and wife, is sufficient without the solemnities."

"The first marriage is admitted by the defendant, by his counsel, to have been a legal marriage. He has the testimony of a party who was present at the ceremony, who says he saw them married."

"This marriage once proved to exist and the wife shown to be still living, it is incumbent upon the respondent to show that it has been annulled before the ceremony of the second marriage was performed. If you find that while a former marriage existed, and with the consent of the parties, he had the testimony of a party who was present at the ceremony, who says he saw them married."

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that the respondent had never been arraigned and asked to plead, and had never had the indictment read to him.

The public prosecutor said he had an impression that the respondent would be read to him, but, on being interrogated by the Court on the matter, Mr. Reynolds stated that he had never heard the indictment read and had never pleaded.

Mr. Carey seemed somewhat flustered at the omission he had made in the case and announced that he was ready to proceed immediately and try the case over again.

After some consideration Mr. Sutherland, for the defendant, waived the matter of a new trial, with a view to taking the case to the Supreme Court of the United States.

Then followed the novel proceeding of a prisoner being arraigned and pleading after being tried by a jury and convicted.

Mr. Reynolds pleaded, "Not guilty as charged in the indictment." The question as to whether such a proceeding will stand good in law will be discussed and decided upon on Tuesday.

Meanwhile Mr. Reynolds was set at liberty on giving bonds for \$5,000. Mr. Reynolds and Bishop A. H. Raleigh being sureties.

Will Move To-morrow.—It is expected that the trial of Hon. George Q. Cannon, indicted for polygamy, will move in the District Court to-morrow.

Complimentary Ball.—We have received a complimentary invitation to attend a ball given to Prof. Sheldon, at Hussey's Hall to-night.

Firemen, Attention!—The members of the Wasatch company will remember that their monthly meeting will be held to-morrow, Friday evening at 7 o'clock. All are requested to attend, as business of importance will be attended to. A. R. WRIGHT.

Want More Restriction.—SALT LAKE, March 29.—General R. B. Cowan, Assistant Secretary of the Interior, has been spending a few days in this city inquiring into the situation. He is diligent in learning the opinions of all classes of our citizens, and has expressed his belief to several of his visitors that unless some restriction is imposed upon the Legislature at their next session, this section shall be drawn out by excessive taxation.—S. F. Chronicle.

The Woman's Exponent for April 21 contains "Woman's Voice," "About Straw Hats," "Humanity in War," "Writing Letters," "Girls and Boys at School," "A Woman Naturalist," "The Ten Commandments," "Retrenchment," "Home-Industries," "Vengeance is the Lord's," "Good versus Evil," "R. S. Reports," "A Few Ideas on Writing," "Hints," "Notes," "Poetry," etc.

Theatre.—"Charity" was presented last night by the Lingers and the company, and it afforded a large amount of amusement to the audience.

This evening the Lingers appear for the last time, when all the public who wish to see those talented actors should not fail to be there. The bill for the evening consists of the comedy of "Allice," in which Miss Linger, Mr. Linger, Misses Walters, Roche, and Clawson, and Messrs. Graham, Lindsay, and Marden appear.

Mr. Howard Paul will appear as "Willie Spooner, the Timid Young Man," and sing two of his comic character songs.

The entertainment consists of a choice selection of Mr. Linger's character sketches, among them new impersonations and new songs.

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