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GEORGE Q. CANNON,

EDITOR AND PUBLISHER.

## LOCAL AND OTHER MATTERS.

### FROM TUESDAY'S DAILY.

**FROST,** rather sharp last night, put a stop to the stormy time and made dry, hard, excellent travelling, softened considerably, however, towards mid-day to-day, with more indications of snow.

**FOX CHASE.**—There was a lively time in the streets to-day. A gentleman, for two dollars, bought a fox from a boy in East Temple street, and set it at liberty, when it ran for dear life, followed by men, boys, and dogs, towards the south.

**PASSED OFF.**—A young man of twenty-six years of age, by the name of James Pettit, who has been kept at the City Asylum on the bench, for about a year, being subject to fits, died last night at eleven o'clock.

**STORMS.**—The storms of wind, rain and snow have been severe, north, south, east and west, obstructing and delaying travel to a great extent. The eastern bound train from the west is eleven hours behind time, and the western bound train from the east is thirty-six hours behind time. Patience a little longer for letters and papers. Communication can hardly be so bad as it was in former times, when one mail in six months of winter was the style.

**CLEAN CROSSINGS.**—The slushiness of the streets for several days previous to to-day has vividly reminded pedestrians of the desirableness of clean crossings. Although graving of several of these in the more frequented parts of the city has been already accomplished, there are still many more places of the kind which need attention, unless the frost shall continue. Mr. C. Trowbridge is laying a four feet flag foot path from his billiard saloon to the opposite side of the street. If many more of our enterprising owners and occupiers of stores and other places of public resort shall lay pavements across the street, probably little complaint would be made by the public at large.

**FROM COPENHAGEN.**—We had a very pleasant call yesterday from Robert Watt, Esq., Editor of "Dagens Nyheder" (Daily News) of Copenhagen, Denmark, who is traveling in America for pleasure and recreation, and who, attracted by the news which he had heard from Utah, came here to see for himself. Though he could not very well spare the time, it not being a part of his original intention to visit this point, he feels amply repaid for his trip, and will no doubt enlighten his countrymen upon many features concerning which there may be considerable ignorance. Mr. Watt intends, we believe, to publish a book, and his visit to Utah will not form the least interesting portion of it. He is a good English scholar, and inherits his Scotch name from his grandfather, who was born in the "Land O' Cakes."

### DISTRICT COURT.

The argument on the motion to quash the indictment in the case of William Kimball, jointly indicted with several other persons, for the murder of — Buck, in September 1857, was commenced in the Third District court, before Judge McKean this morning.

The art of framing an indictment so as to stand legal test and scrutiny seems to be a very difficult one, and in the present instance this indictment for "murder in the first degree," according to the statement of defendant's counsel, is singularly, and fatally, defective. In ordinary cases, the omissions which are said to render it so, might not be so remarkable; but in this

case, in which most of the parties defendants are "Mormons," and one of them President Young himself, one would have imagined that the worthies whose business it is to frame indictments, who have expressed and on every public occasion take the liberty to express the most intense malice and vindictiveness against everything Mormon, it is strange, passing strange, that any omission which would jeopardize the validity of the instrument should have been made; and it can only be accounted for on the hypothesis of the utter and complete absence of all data to frame a valid one.

The grounds of the motion of the defendant's counsel to quash are as follows:

First. That the said indictment purports to charge the crime of murder against the said defendants under the statute of said Territory, yet the Grand Jury in the margin thereof have designated the degree, to-wit: Murder in the first degree.

Second. That there is no addition or description therein of this defendant or of either of his co-defendants.

Third. That said indictment is vague, indefinite, and uncertain in this:

1st. The date of the alleged offence is nowhere therein laid with certainty, but the same is laid under a *vide licet*.

2nd. There is no allegation therein that the deceased was a living human being at the time of the alleged assault and homicide.

3rd. That it does not appear therefrom whether the said Buck, if killed at all, was killed by the said William A. Hickman with a pistol or by the said Morris Meacham with a knife.

Fourth. There is no allegation therein that any or all of the defendants conspired together, or that this defendant, or either of the said defendants, except only the said William A. Hickman and the said Morris Meacham, was or were present aiding or abetting, or was or were accessories before the fact of compassing the death of said Buck; or was or were otherwise unlawfully connected with said homicide, but on the contrary it appears affirmatively from said indictment that the said homicide was committed by either the said Hickman or the said Meacham, and not by the other defendants herein implicated or either of them.

Fifth. The said indictment is otherwise uncertain and indefinite, particularly in this, that in one count it alleges a murderous assault and wounding first by said Hickman with a pistol, and secondly by said Meacham with a knife, and the death of said Buck by reason of said wounds.

Sixth. There is no allegation of malice, aforethought or otherwise, on the part of this defendant William Kimball or either of his said co-defendants, except only the said Hickman and the said Meacham.

Seventh. There is no allegation that the leaden bullets with which said wounds are alleged to have been inflicted, were discharged out of the pistol in the hands of said Hickman, without which it is impossible that the said Buck was wounded as set forth in said indictment.

Eighth. That said indictment was found by the Grand Jury without the testimony of any sworn witness or witnesses, as appears therefrom, there being the names of no witness or witnesses endorsed thereon, as required by law, or if found on the testimony of witnesses their names are not endorsed thereon.

The several points were argued by Mr. Hempstead, eminent law authorities being quoted to support his position, as far as time would allow until the mid-day adjournment of Court. The argument was resumed this afternoon, Mr. Miner participating, we believe, for the defence, to be followed, of course, by the prosecuting attorney and the ass. pros. att. The decision of the Court in this case will be awaited with more than ordinary interest, and there is little doubt, will sustain the reputation his honor has already acquired.

### FROM WEDNESDAY'S DAILY.

**DIED,** at 1 o'clock to-day, Margaret Quick, wife of Bishop Abraham Hoagland, of the 14th Ward, in this city, aged 69 years. The funeral will take place in the 14th Ward school-house to-morrow at 1 o'clock. Friends of the family are invited to attend.

**ARGUMENT CONTINUED.**—Mr. Hempstead, this morning, closed his branch of the argument to quash the indictment against William Kimball. The argument on the side of the prosecution commenced this afternoon.

**A DANGEROUS PRACTICE.**—Early this morning an out-house on the lot of Mr. Thomas Ellerbeck, in the 17th Ward, was discovered to be on fire, and was speedily destroyed. Happily, owing to the serenity of the weather at the time, no other dam-

age was done. The fire was caused by smouldering ashes from the stove being deposited there, and had the wind been blowing at the time, the damage and destruction of property might have been serious. This little incident should prove a warning to our citizens about the disposal of the ashes from their stoves, and wherever deposited they should be careful to have every spark of fire extinguished.

**IN THE STORM.**—Elder W. Woodruff, in from Bear River Valley, gives us a graphic account of his journey therefrom. With his team he left the settlement of Randolph on the morning of Saturday 25th in the rain. He met the great snow storm when fifteen miles from Wasatch. He pushed through the storm, a most furious one, to Wasatch, arriving there in the night, the snow a foot deep. Next morning, the snow was two feet deep, and still coming. By the kind assistance of friends he got aboard of the cars, the snow three feet deep on the level, and the storm still continuing, arrived at Ogden Monday evening, where he stayed for the night. Yesterday he came with his team to Kaysville, where Bishop Layton kindly took charge of the team and Elder Woodruff came by train to this city, where he arrived safely last night, and apparently none the worse for his trying journey, though with a vivid recollection of one of the most severe storms known in these mountains. He feels very grateful for the generous assistance rendered him on the journey, and he fears that any persons out in the storm away from settlements will be very likely to perish. The settlement of Wasatch is breaking up, the principal portion of the inhabitants removing, with their stores and other movable effects to Evanston.

### ITEMS FROM THE NORTH.

LOGAN, Nov. 29th.

**Editor Deseret News:**—There was no connection with telegraph offices south, from Saturday till yesterday, at half-past 2 p.m. There are several poles down between here and Wellsville. Men and teams have been sent to repair the line. When the southern connection is made it will probably be a week or more before the roads here can be traversed by teams, without great difficulty. The great storm came so unexpectedly that it found many people with diminutive wood piles, and otherwise unprepared. Charles Hastings, a young Englishman, lectured here on Sunday evening, on the Mormon question. It was a milk-and-water affair, water *ad libitum*, and milk infinitesimal. The weather is now foggy, intensely cold, and freezing very hard.

JOHN NICHOLSON.

**UNITED STATES OFFICIAL SURVEYS.**—We are indebted to Col. Froiseth of the Surveyor General's office for the following information concerning a late survey of the public lands made by Ferdinand Dickert, U. S. Deputy Surveyor in "Round Valley," along the Sevier River in Millard County and northeast of Fillmore city.

The survey embraces eleven fractional townships, as follows:

Township	14	South,	Range	2	West
"	15	"	"	2	"
"	16	"	"	2 & 3	"
"	17	"	"	2 & 3	"
"	18	"	"	2, 3 & 4	"
"	19	"	"	2	"
"	20	"	"	2	"

Containing an area of 110,547.26 acres, which we are informed will be ready for homestead and pre-emption entries sometime during the month of January 1872.

The lands in these townships are for the most part first and second rate. They are well watered by the Sevier River, which runs through the greater part of this survey and further south by a beautiful little lake of fresh water thereby affording superior facilities for irrigation. Fine tracks of good grazing lands are also found, while in many parts the soil is well adapted to agricultural pursuits.

The settlement of Scipio is situated in Township 18 South, range 2 west. Duplicate plats of the above have been made, which together with the field notes have been transmitted to the Commissioner of the General Land Office at Washington.

Per Deseret Telegraph.

**HOMANSVILLE, Nov. 27, 3 p.m.**—A terrific wind storm has been raging here for the last thirty-six hours, accompanied by considerable snow and sleet. The wind has now quieted down, and it is snowing very fast. Snow three inches deep. All quiet at this place. No business going on at present. Weather not very cold.

**NEPHI, Nov. 27, 12.35 p.m.**—Selectman E. Taylor has expended a county appropriation in opening a new County Road

from Nephi to Sevier bridge, via Levan and Taylor's Ranch, which is by far the best route.

The Levan Co-operative Store is paying the dividend just declared for the last two months, which is twenty-five per cent. The shareholders have resolved to erect a neat store, which is already commenced.

The Nephi Co-operative Sheep Herd Association has declared a dividend of fifty per cent. for the past year. The new and commodious store of the Nephi Co-operative Mercantile Institution will be finished in a week, dedicated and opened to the public, with a full stock of goods.

**PARIS, Nov. 28.**—The storm lasted over ten days and left us 26 inches of snow in the valley, with enough in the mountains to completely block the road. Prest. Rich got into Round Valley during the storm, experiencing a rough trip. He has sent to Paris for help to get home. The roads are not broken between the settlements and it is all animals can do to travel. D. P. Kimball and others are supposed to be somewhere in the mountains below here and Huntsville. Help will be sent him. This is the deepest fall of snow we have had since the winter of 1864-5. It seems to have come butt end foremost.

**LOGAN, Nov. 28.**—The biggest snow storm that ever occurred since the first settlement of this Valley, commenced at noon on Saturday. Up to Sunday morning, two feet had fallen, and eighteen inches was on the ground. Up to yesterday noon four feet had fallen, and two feet on the ground—in Wellsville nearly three feet—in Wellsville Canyon it is said to be nearly six feet. Travel even between the settlements is almost stopped. The mail, which should have left for the south on Saturday morning, is still here, and will not leave till Thursday.

JOHN NICHOLSON.

## Correspondence.

RIPLEY, Maine, Nov. 16, 1871.

**Editor Deseret News:** Dear Sir:—I arrived in this place a week ago in safety, with my health much improved. I found my aged parents smart, my father is 77 and mother 74 years of age. He was a preacher of the Methodist faith, long before my birth, and he now occasionally holds meetings. They received me very kindly, and listen with much interest to what I have to say to them of our religion.

In my travels through the States to this place, I fell in with men of influence, who expressed their feelings freely, that they, as well as the majority of the people of the United States, were opposed to the official raid made against our people. Although they are opposed to polygamy, as a general thing, they feel that there should be a compromise made, legitimatizing all past plural marriages and setting a few years in the future for the system to be abolished. Some feel that inasmuch as we believe that polygamy is a commandment of God, we ought not to be disturbed in our religious belief, and think it to be unconstitutional to disturb us, and that the course that has been pursued by the officials in the Hawkins case would not be tolerated for one moment by the people of the States. The prevailing feelings are that the officials are trying to get up a collision with our people, so as to have some pretext for bringing the U. S. forces out against us to exterminate us from our hard earned homes. But I hope they will be disappointed in this in the future as they have been in the past.

I have held only one public meeting, and have an appointment for next Sunday. But I have done a great deal of fireside preaching. I find many will listen with the greatest attention and interest, and their hearts are open to receive me kindly.

The snow is about five inches deep and is still falling. The weather is mild.

E. B. TRIPP.

**NOTICE!**—For Sale—A few Pure Bred Leicestershire Rams, from five months to two years old.

Also Boar and Sow Pigs, Silver's Ohio Improved Chester Whites. Apply to

H. G. PARK.

Office of Jos. A. Young.