

THE DESERET NEWS.

ELIAS SMITH, EDITOR AND PUBLISHER.

Wednesday, June 15, 1859.

BORROWING NEWSPAPERS.—A subscriber residing in one of the Southern settlements, who assumes the name of "Squatter Sovereign," in a communication lately received from him, complains of having to loan his paper every week, till it is so worn out and defaced that it is not readable. He is evidently a man who has read the scriptures some little, as he quotes that passage in the good Book, which reads "and from him that would borrow of thee turn not thou away." It would puzzle a professor of philology to understand from what he says in connection with the quotation, whether he considers the injunction unjust, or that his neighbors put a wrong construction upon it to his disadvantage, tho' the fact that he is greatly annoyed by the practical operation of the rule in his vicinity is plainly made to appear.

We would suggest to our afflicted friend, that if he cannot convince those whose conduct causes him so much grief, that the scripture in question has no allusion whatever to the borrowing of newspapers, there having been none in existence at the time it was written, and that if he has not moral courage enough to say nay when those who are able to subscribe for themselves ask him for the loan of his papers, he had better forward the amount of a year's subscription and we will on the receipt thereof, furnish him with an extra copy that he may have one expressly to lend to those who are thus inclined. It will save him many unpleasant feelings, and may possibly benefit those who do not fully understand their privileges nor appreciate the blessings of independence that may be within their reach.

How SHOULD IT BE DONE? The *West*, St. Joseph, Mo., of May 22, asks:—"Has President Buchanan done anything with regard to the late disturbances in Utah? And if not, what is the reason? Will some one tell?"

No "disturbances" have occurred in Utah of late, with the exception of what some of the Government officials have made, and whether President Buchanan will further punish them or not for their erroneous doings and proceedings will be made known in due time. The rebuke which they have received has been somewhat severe, and should prevent similar acts hereafter, but if the editors of the *West* think that the actors in "the late disturbances" should have any greater punishment meted out to them by the President, they might make some suggestions to him as to the proper course to be pursued in the matter. Perhaps nothing short of removal from office or impeachment will satisfy the gentlemen who seem so much interested in having offenders brought to justice. However, we strongly suspect, that in common with many others, Messrs. Posegate & Co. would be much better pleased with an appropriation of ten or fifteen millions of dollars than with any other plan that could be adopted in relation to the disturbances to which they refer, especially if the money could be expended in the neighborhood of St. Joseph.

NEW DISTRIBUTING POST OFFICE.—We see it announced in some of the Missouri papers, that after the first of July next, the post office at St. Joseph will be a distributing office and that from and after that date, the overland mail from Nersho to Stockton, Cal., will be discontinued. Those interested look upon these matters as favorable indications, that the Pacific route from St. Joseph to Placerville, via Great Salt Lake City, will receive hereafter, to a greater extent, the fostering care of the government.

APPOINTMENT.—Franklin B. Woolley was appointed Recorder for Great Salt Lake County, by the County Court at its late session, to fill the vacancy occasioned by the death of Leo Hawkins.

Mr. Woolley having been duly qualified, has entered upon the discharge of the duties of his office, and we doubt not that his appointment will give general satisfaction to the public; if not, on the 1st Monday in August next, they can elect some person to that office that will suit them better.

The California mail is prompt in its intercommunication with the west—arriving regularly every Thursday. The news by the last mail, however is unimportant.

Merchandise trains are daily arriving.

Return of Troops.

The detachment under Capt. Anderson that went to Fort Hall some three or four weeks since returned on Monday last, arriving about noon. After halting a few hours in the city, they marched on towards Camp Floyd, taking the county road.

We have been informed that on leaving the city, Capt. Anderson took his command into the Big Field and encamped in the wheat fields and turned his animals—some two or three hundred—out to feed on the growing grain during the night.

On the morning of the 14th, the detachment of troops that left Camp Floyd on the 12th for the Humboldt, by the northern route, to serve as an escort to the emigrants who had asked for protection on their way to California, consisting of some eighty dragoons and about as many infantry, having been, as reported, discharged from that duty, came through the city from the west side of Jordan, and followed the other detachment on their return to Camp Floyd. Who was in command of the Humboldt detachment we have not learned; but report says that they also intruded themselves into a field the night previous, to the great damage of the owner, and we have good reasons for believing the report.

Such conduct on the part of the officers in command of these detachments has called forth the condemnation of every good citizen and undoubtedly Governor Cumming will see that all things will be made right. If we can get the particulars before going to press, we will publish them for the perusal and consideration of our readers.

By the Eastern Mail.

A terrible fire occurred in Watertown, N.Y. on May 6, by which a large woolen factory was destroyed, and a number of lives lost; there were 130 operators in the building at the time the fire broke out, which was early discovered, and all but ten or twelve made their escape before their egress from the building was prevented by the rapidity of the flames, and they being in the third and fourth stories, jumped out of the windows, one or two of which were killed and most of them so badly burned or otherwise injured that their lives were despaired of.

A CONVENTION was held in Auraria, Pike's Peak; on the 15th of April, in which Denver City, Auraria, Arapahoe, Fountain City, El Dorado and El Paso were represented. Several resolutions were passed, declaring the absolute and pressing necessity for an immediate and adequate government for the large and mixed population in that part of Kansas, and recommending the organization of a State, to embrace the following described territory, to wit:—

Commencing at the intersection of the 102d meridian with the 43d parallel, running west on said parallel to the 110th meridian, thence south to the 37th parallel, thence east on said parallel to its intersection with the 102d meridian, thence north to the place of beginning, to be called the State of Jefferson, and that a convention should be held in Denver City, on the first Monday in June, to form a constitution for the new state.

Two papers are published there, the *Rocky Mountain News*, at Cherry Creek, and the *Cherry Creek Pioneer*, at Denver City, which are said to be creditable sheets. It seems they have not dug up much of the dust yet, though Messrs. St. James & St. Vrain had taken in one hundred and fifty seven dollars worth in twenty days, and Mr. Aubrey, two hundred and thirty three dollars.

—THE season in Iowa is said to be very unfavorable for crops. Provisions are scarce and very high, in some places not enough to last the inhabitants till harvest.

—THE people of Dodge county, Ma. are suffering all the horrors of a famine. A committee was recently appointed at a mass meeting of the citizens of the county, held at Concord to examine and report the true condition of the inhabitants.

At an adjourned meeting a few days afterwards, the committee reported that they had visited 158 families. Of these, 25 were entirely destitute of the necessities of life.—Seventy five who have provisions for only 30 days, and have no visible means of obtaining more. Thousands of acres of excellent land will lay idle the present year for want of seed for planting.

Measures were taken by the meeting above referred to, to relieve as far as possible the wants of the sufferers.

—THE Cholera, is said to be making awful ravages in the Southern part of Japan.

[REPORTED.]

PROBATE COURT FOR GREAT SALT LAKE COUNTY.

The regular term of the Probate Court for the county of Great Salt Lake, in the Territory of Utah, commenced on Monday the 13th day of June, 1859, in the new court house in Great Salt Lake City.

Hon. Elias Smith presiding.

June 13, 10 o'clock a. m., court called by R. T. Burton, Sheriff of Great Salt Lake County. Present: Hon. Elias Smith, Judge; John G. Lynch, clerk of court; Robert T. Burton, sheriff, and Andrew Cunningham, deputy sheriff.

S. M. Blair, Esq., Attorney General, Utah Territory, motioned that the names of attorneys who had been admitted to practice in the District Courts be enrolled as attorneys in this court.

The court ordered the names of those attorneys enrolled in this court, and the following named attorneys being present, were enrolled by the clerk: S. M. Blair, Esq., Attorney General, U. T.; Hosea Stout, James Ferguson, and Aurelius Miner, Esquires.

On motion of Mr. Ferguson, W. G. Mills, Esq. was admitted as an attorney at law in this court.

The following named persons having been summoned to serve as Grand Jurors were duly impanelled and sworn by the court: Theodore McKean, John M. Moody, Samuel Moore, Wm. Bringham, Jacob Gates, John Van Cott, S. Roundy, Babbias Dustin, A. P. Free, G. S. L. City; Abram Coon, West Jordan; Chas. Westover, South Cottonwood; John G. Smith, Geo. Nebeker, Mill Creek; W. W. Hutchins, Big Cottonwood; J. T. Packer, Fort Herriman.

The Court then charged the Grand Jurors instructing them to inquire into all breaches of the penal laws of the Territory of Utah which had been committed within the limits of Great Salt Lake County, and the manner of procedure should they have any presentments to make. He appointed John Van Cott foreman, whom he instructed to swear any witnesses that they might have to examine, and if they required any subpoenas, the court would issue them, and if necessary, compel the attendance of witnesses that might be required.

The jury then retired to their room in charge of A. Cunningham, deputy sheriff.

The case of J. L. Bess, sen., who had sued out a writ of Habeas Corpus at the adjourned March term of the court to obtain possession of his child, James L. Bess, jr., who was in the custody of his mother at the house of David Fullmer, in G. S. L. City, (the said James L. Bess, sen. and his wife having previously separated,) was called, and the court made the following order in relation thereto:—

That the mother should retain the custody of the child, but that she shall not remove him out of this Territory, and that he be subject to any future order that may be deemed requisite to be made.

Several cases of debt were disposed of by the court during the afternoon session; also some subpoenas issued for witnesses before the Grand Jury.

Court adjourned till the 14th instant, at 9 o'clock a. m.

JUNE 14, 9 A. M.

Court called by the sheriff.

Record of yesterday read and signed by the judge.

The following communication was presented to the court:

Hon. Elias Smith, Judge of the Probate Court of Great Salt Lake County, Utah Territory,

SIR:—We the undersigned, Grand Jurors, impaneled for the regular June term of the Probate Court in and for Great Salt Lake County, respectfully inquire the cause of the absence of our Foreman, Mr. John Van Cott, who we have been informed by the bailiff, Mr. A. Cunningham, was arrested by an officer of the United States Army. We respectfully ask your honor whether you are in possession of any information relative to the matter, and what course we are to pursue.

JACOB GATES. GEORGE NEBEKER.
JOHN M. MOODY. W. W. HUTCHINGS.
J. T. PACKER. WILLIAM BRINGHURST.
THEO. MCKEAN. SAMUEL MOORE.
B. DUSTIN. S. ROUNDY.
CHARLES WESTOVER. A. COON.
JOHN G. SMITH. A. P. FREE.

Grand Jury Room, G. S. L. City U. T.,

June 14, 1859.

The court disposed of the following cases, viz: John B. Kimball v. L. D. Bunce, in debt. Judgment for plaintiff.

B. Leonard v. W. L. Jolly and others, in debt. Plaintiff not appearing, case dismissed.

Margaret Harrington v. Elizabeth Gordon, in ejectment. Defendant not appearing, judgment entered by default.

Court took a recess till 2 p. m.

2 P. M.

Court resumed its session.

T. S. Williams, Esq., appeared as counsel for defendant in the case of Margaret Harrington v. Elizabeth Gordon, and filed a motion to have the case re-opened.

The court sustained the motion and ordered the case re-opened, and nine o'clock to-morrow morning was set for the investigation.

The Grand Jury came into court. Names called, all present.

The court inquired the cause of Mr. Van Cott's absence from his duty as foreman of the Grand Jury this morning; whereupon Mr. Van Cott presented the following statement in writing, which at the suggestion of some of the members of the bar was sworn to:

Hon. E. Smith, Probate Judge in and for Great Salt Lake County, Territory of Utah:

SIR:—Being summoned as a Grand Juror for the county of Great Salt Lake in the Terri-

tory of Utah, and having failed to appear according to the adjournment of said court under your Honor's directions, I beg, by way of apology, if such it can be called, to make a brief statement of the cause of my non-attendance in the jury room this morning, to officiate as Foreman of the Grand Jury.

Having been informed, late in the afternoon of yesterday, that a company of soldiers, with their animals, wagons, etc., had camped upon my wheat field, in the five acre lots in the south east quarter of G. S. L. City, and adjoining the County road, I immediately repaired to the place to ascertain why such liberties were taken and, on making inquiry for the commanding officer, was directed to Capt. Anderson, who sat in a tent near by. I inquired of him by whose authority he had camped on my wheat field, he replied, "by my own, Capt. Anderson, 2d Dragoons, United States Army."

I remarked to him that he had trespassed upon my wheat. He replied, using language unbecoming a man or gentleman, that it was common and he would camp where he "damned pleased."

I said to him that I respected him in his rights, and I, as an American citizen, wished to have my rights respected.

His reply was, "God damn you, you have not got any rights."

I replied, saying, I have rights and shall maintain them.

He then threatened to do me violence by kicking me, also to call upon the guard to horsewhip me. I replied that it would not be wholesome for him to do either. He then called the officer of the guard, with a file of men, and arrested me and confined me in guard quarters, where I remained from about sun down until between 3 and 4 o'clock this morning, when I was called for and delivered by Capt. Anderson into custody of the United States Marshal, Mr. Dotson, and afterwards because of an error in serving the writ, was remanded back by Judge Sinclair into the custody of Capt. Anderson upon whom the writ should have been served instead of myself. I then (as I suppose by way of apology) was released by Capt. Anderson and came home.

The soldiers, to their praise, treated me well, and I believe them to be pretty honest men, for I came off minus only one pair of martingales, with the exception of the entire crop of wheat, etc., eaten by the troop horses of the company.

JOHN VAN COTT.

Sworn and subscribed to before me Elias Smith, Probate Judge in and for Great Salt Lake County, Territory of Utah, this fourteenth day of June, A. D., one thousand eight hundred and fifty nine.

E. SMITH,

Probate Judge.

The court considered that the reasons set forth were sufficient excuse for his non-attendance.

The court inquired if the Grand Jury had any communications to make. Mr. John Van Cott, Foreman, on behalf of the Grand Jury, presented a true bill of indictment against De-loss Gibson for murder.

The Grand Jury was adjourned till the 20th inst., at 10 a. m. and the Court adjourned till the 15th inst. at 9 o'clock a. m.

DISAPPOINTED GOLD DIGGERS.—During the last eight or ten days companies of gold diggers from the States, by way of Pike's Peak, have been passing through the city by the northern route to California. They pronounce the gold mines in Western Kansas a grand cheat and swindle—the greatest humbug of the times; if so, it is a big one. They report that there is some gold there, but not much, and that the destitution and suffering among the thousands that have gone there in search of treasure, beggars description.

No doubt there is much suffering among the miners whether there is any gold there or not, for if thousands did not go to that region without half provisions enough to last them till they could reach the mines, they were, collectively, a wiser set of fanatics than can generally be found running to and fro through the earth in search of something to satiate their desires, often forgetting that without food they cannot long exist. If many such did not go to "Pike's Peak," there has one new thing transpired under the sun.

Tomatoes were in blossom in br. Geo. D. Watt's garden, on the 6th inst., where, also, we noticed the largest and finest patch of cabbage we have seen this season. We were also shown, by br. Watt, several flourishing, healthy looking English red currant shoots, from buds inserted into the stocks of the native mountain currant. He says that they thrive better when thus inoculated than when grown here from the English seed.

A. P. Jackson of Thomaston, Upson co., Georgia, makes inquiry after two children named Langford, whose mother was said Jackson's sister, supposed to be in this Territory. Any information concerning them will be thankfully received at Prest. B. Young's office.

WARM WEATHER.—The weather for the last eight or ten day have been unusually warm; the streams have been high, but most of them are now falling slowly.

CHANGE OF NAME.—The name of the Post Office at Box Elder in Box Elder county has been changed to Willard.