

along your record," he shouted, "bring along your record." Mr. Sutherland arose to his feet, when he was squelched with, "Bring along your record, there's been enough said on this," &c.

About one o'clock the Court took a short recess and, on the reassembling of Court, Judge Sutherland essayed to apologetically explain that in excepting to the ruling of the Court he meant no disrespect; the Court, however, would not receive the explanation offered, but, on the contrary, told Mr. Sutherland in his sharpest style, in loud and uncompromising tones, that he (Mr. Sutherland) was a learned and experienced member of the bar and knew better than to place the Court, in a false position, before the public, about which the Court was naturally and rightfully sensitive. Judge Sutherland, who had again quietly arisen to his feet and was steadily gazing on the countenance of the Judge, once more attempted to say that his explanation was made in good faith, but the Court shouted, "I will hear no more of this matter. The Counsel knew better, and the Court did not accept the explanation as in good faith."

Judge Sutherland sat down and, with suppressed feelings said, "I still hold to my good faith, which is much dearer to me than my reputation for learning." "Bring on your Record," again shouted the Court, and the matter dropped, the faces of many present wearing an expression of shame also powerful an exhibition of judicial weakness and irascibility, and one of the counsel for the plaintiff held down his head, while his frame was convulsed with suppressed laughter. It was a strange scene to take place in a presumed court of justice.

Grand Jury Reports.

To-day the grand jury of the Third Judicial District appeared in Court and through their foreman, Mr. John Chislett, submitted the following embodiment of the several reports of their committees—

GRAND JURY ROOM,
Nov. 25th, 1874.

To the Hon. James B. McKean,
Judge Third District, Territory
of Utah:

The several committees of grand jurors appointed to examine the Penitentiary, Jails, Prisons and Public Records of this Judicial District, have reported the results of their labors to the grand jury, in writing. Their reports have been accepted and the committees discharged, and I have been instructed by the jury, as their foreman, to embody these several reports, so far as practicable, in one and report it to this honorable Court. This I proceed to do, at the same time surrendering to it the reports of the committees, to be disposed of as the Court may direct.

Your Honor will perceive from the reports of the committees on Territorial and Salt Lake County Records that, for want of funds with which to pay necessary clerical aid, these committees were unable to perform the duties assigned to them.

The committee to examine the Records of Salt Lake City give similar reasons for the non-performance of their duty, with the additional reason that upon examination, they find the work before them to be of such a character and magnitude as to preclude the possibility of its being adequately performed during the short time remaining of the term of this grand jury.

The committee on Salt Lake City jail and insane asylum report these institutions to be well adapted to their respective uses; that in the former the prisoners are safely and cleanly kept and properly fed, and in the latter the patients are well housed and fed and treated as humanely as is consistent with judicial restraint and their unfortunate mental conditions.

The committee appointed to visit Tooele Co. could not go, as no funds were furnished with which to pay traveling expenses; hence they did nothing.

The committee for Weber and Box Elder Counties went at their own expense, and their report shows that the Weber County jail is very good and kept in excellent order; that the Ogden City prison is an unhealthy building, and altogether unfit for the City of Ogden, and that the Box Elder jail, at Brigham City, is a secure building, but that

every prisoner placed there during the last three years has escaped. This committee also report that they could not examine the records in these counties with any definite result without employing clerical aid, and this they could not do, for want of cash.

From these reports it will be seen at once that the power given to the grand jury to examine public accounts is virtually a nullity, unless funds be provided them for the employment of competent accountants. The public good demands that this be remedied.

The committees who examined into the condition of the Penitentiary and the Salt Lake City and Davis County jails have made two separate reports, the one on the County Business and the other on the Penitentiary. The former shows that there is not a jail in Davis County, the officers of that County having improvised an iron cage for that purpose.

The Salt Lake County jail is reported to be under-ground in a very damp locality, and is consequently unhealthy for prisoners confined there, some of whom are now suffering from rheumatism in consequence. This report also shows, that some persons confined there should be in the Penitentiary, and that others are acting as servants to various parties. There are some valuable suggestions in this report, which it would be improper for me to curtail, therefore I refer your Honor to the report itself.

The report on Penitentiary is a lengthy and exhaustive document. It shows that portions of that edifice are sadly out of repair, and in no way fit for the purpose designed. It further shows that one Albert P. Rockwood, while warden thereof, and knowing it to be government property, filed upon the land upon which it stands, and perfected his title thereto. The suggestions of the committee as to the repairs required, the changes necessary to adapt the building to its legitimate uses, the valuable nature of the land and water privileges adjacent and the uses to which they might be put for the benefit of the people of Utah, and their recommendation that action be taken against Rockwood, I cannot report to your Honor more effectively in any way than by submitting the report of the committee, *in extenso*.

The various reports herein referred to are herewith submitted to the honorable court.

JOHN CHISLETT,
Foreman Grand Jury.

FROM FRIDAY'S DAILY, NOV. 27.

Firing.—The sound of shooting was heard in the south-west portion of the 20th Ward on Wednesday night, but the cause or meaning of it has not transpired.

Purses Found.—At this office are two purses, each containing an order, one in favor of James Elliot and the other of D. Hall, which the owners can have by calling for them.

P. & S. L. R. R.—Mr. Holbrook, Engineer of the Pueblo & Salt Lake Railway Company, made us a short visit on Thursday. Satisfactory progress is being made on the work of grading eastward. The force of graders is now about thirty miles east of Pueblo. —*Pueblo, Colorado, People, Nov. 21.*

The 1,000th Number.—The one thousandth number of *Leslie's Illustrated Newspaper*, dated Nov. 28 with a fine presentation engraving, entitled, "Meditation," and a supplement relating and illustrating the progress of that journal for twenty years, has arrived. Sold at Dwyer's.

An Unbearable Nuisance.—Three Chinamen, whose wash-house is situated on East Temple Street, near Job Smith's basket store, were arrested to-day for committing a nuisance. The filth and stench around the rear of their premises is described as horrible, and has several times been complained of by neighbors.

Evidence Concluded.—Before the Third District Court adjourned to-day the evidence had all been taken in the case of Cora Conway vs. Jeter Clinton *et al*, and the Court allotted one hour and a half to the counsel on each side to argue, commencing to-morrow morning, after the hearing of which the Judge will instruct the jury and give them the case.

Didn't Appear.—Last night a fellow, giving the name of John

Francis, appeared at the City Hall and made affidavit before Justice Pyper that Cupit and Pape were guilty of a breach of the City liquor ordinance, in selling after specified hours. He was to appear as a witness this morning, but when the case came up for hearing he was not there. When found he will probably be locked up for contempt.

A Malicious Trick.—A woman named Kate Dobson keeps a small cigar store on Commercial street. Last night a fellow entered her premises, overturned her counter, threw a chair through the window, and otherwise conducted himself in an unruly and outrageous manner, without any known cause. The police got upon his track, hunted for him a considerable time, and eventually found him. He was to be tried for the offence some time to-day.

A Baseless Rumor.—It was reported all over town yesterday and this morning, that in attempting to arrest some law-breakers on Wednesday night, officer Andrew Smith was shot and fatally wounded, and officer W. Phillips was severely bruised and beaten. The rumor caused considerable feeling among the friends of the two men, who will be gratified to learn that there is not the least foundation for it in fact, both being well and on duty.

The British Mission.—We have before us a copy of an excellent letter, from Elder R. V. Morris, to the editor of the Birmingham (England) *Gazette*, and published in that paper, upon the principles of the Gospel.

A district meeting of the Liverpool conference was held in the Temperance Hall, Bridge Street, over Darwin, Oct. 25, as reported in the *Millennial Star*. Services were held morning, afternoon, and evening. The congregations were addressed by Elders H. S. Gowans, Wm. B. Barton, and Edward Hanham, Prest. J. F. Smith, and Elder B. Eardley.

A Veteran Gone.—On Wednesday last, November 25th, Father Phineas Richards, father of Elder Franklin D. Richards and brother of the late President Willard Richards, departed this life at his residence in the 14th Ward of this City. He had arrived at the ripe age of 86 years and 9 days. The funeral services of deceased were conducted in the 14th Ward Assembly Rooms to-day, commencing at 12 o'clock, when President D. H. Wells, and Elders John Taylor and Geo. Q. Cannon delivered appropriate addresses, paying a just tribute, in their remarks, to the sterling worth of the departed veteran, who became a member of the Church of Jesus Christ of Latter-day Saints in 1835, from which time till the day of his death he was an earnest laborer in the cause of truth. He was held in universal esteem by those who had the pleasure of his acquaintance.

Personal.—We had a very pleasant interview on Wednesday with Thomas Walton Thompson, Esq., sub-manager of the Queen Insurance Company, Liverpool and London; and J. Hubbard, Esq., Deputy-chairman, W. D. Holt, Esq., Director, and Henry Thomson, Esq., Secretary of the Liverpool and London and Globe Insurance Company.

These gentlemen are on a business and pleasure tour, and intend visiting San Francisco, after which they will pass to St. Louis and have a look at portions of the Southern States.

They express themselves as well pleased with the appearance of this city, and surprised at the progress manifest. This is Mr. H. Thomson's third visit to this region. Mr. Hubbard, if we mistake not, was mayor of Liverpool three or four years ago, and then presided at the opening of Stanley Park, at that town.

These gentlemen represent extensive business interests, the Liverpool and London and Globe Company being one of the largest of the kind in Great Britain.

Morning Proceedings.—This morning, in the Third District Court, James B. McKean, C. J., presiding, Mr. John Douglas, on motion of Judge Sutherland, was admitted a member of the Salt Lake bar. Mr. Douglas has practiced law in the District Courts of New York, and also before the U. S. Circuit Court of the same State.

Mr. Keithley moved for the dismissal of an appeal case in which he was counsel on one side and Stout and Burmester on the other,

on the ground that no papers had been filed because his opponents had not paid the cost.

"Mr. Keithley," said the Court, "what is the reason when you have a case in this Court that you are so anxious for it to take precedence of others? I have called for *ex parte* motions; do you call this an *ex parte* motion, to get up and move for the dismissal of an appeal without having notified the counsel on the other side?"

Mr. Keithley thought it was *ex parte*.

"Then I do not think so," said the Court, sharply, and Mr. Keithley subsided, probably a wiser if not a better man.

The case of Cora Conway vs. Jeter Clinton was resumed, the probabilities being favorable for it being given to the jury to-day.

Summary Chastisement.—There was quite a skirmish in a house in the 8th Ward last night, which grew out of an old misunderstanding about a money matter. A young man intimated to a high-spirited Scotch woman that he knew something very damaging to the character of her daughter, a comely young girl, who was present, and who challenged him to tell anything he knew, as she was confident she had never done anything she need be ashamed of.

"Do you mean to say," said the Scotch lady, "that you know something bad about my daughter and refuse to tell what it is when she wants you to?"

"Yes," said the young fellow. Simultaneously with his answer he received a dig in the face from the indignant mother, which sent him backwards, when she caught him by the hair and administered a number of well directed knocks upon his physiognomy, causing a scarlet stream to flow from his nasal protuberance. In addition he was told that that would probably teach him not to malign the character of a decent respectable lady again.

The origin of the disagreement appears to have been that the young fellow wanted to marry the girl, but the latter would have nothing to do with him.

After the Scotchwoman administered the punishment she said, "Noo, I feel a gude dale better."

An eye-witness to the scene says his emotions were altogether too powerful to allow him to interfere.

FROM SATURDAY'S DAILY, NOV. 28.

Improving.—We learn, by dispatches received in this city to-day from St. George, that President Young's health is still improving.

Missionaries to the British Isles.—Elders Edward Snelgrove, Wm. L. Binder, Robert Hogg and George L. Farrell expect to start for Liverpool on the morning train of Wednesday, December 9th.

Tipped Over.—Last evening, in crossing a bad place on South Temple Street, Mr. B. H. Schettler's buggy was tipped over. Luckily the gentleman was not hurt.

Gone East.—Hon. A. O. Smoot, Mayor of Provo, left this city this morning, per rail, on his way to Philadelphia. His business is to purchase several thousand dollars worth of machinery to render the Provo Woollen Manufactory more complete.

Celery.—Brother Charles F. Williams, of the 4th Ward, sent some bunches of celery to the office this morning, which, for general excellence, throws all the California stuff we have seen in this market completely into the shade, being larger, more tender and finer flavored.

A Disclaimer.—The young man who was pummeled by a Scotch woman the other night, in the 8th Ward, says that part of the account of the affair which states that he wanted to marry her daughter is a mistake. He says he never wanted to do that. He called and wished us to state so.

Sunday School Benefit.—Brother James T. Wilson informs us that there was a concert, under the supervision of Brother William L. Ball, in the 2nd Ward school house, on Wednesday night, for the benefit of the Sunday school of that Ward. The house was filled to overflowing and the songs, recitations, and dialogues were creditably rendered.

That Case.—In the case of Cora Conway vs. Jeter Clinton *et al*, the counsel on each side made their ar-

guments to-day, the Court charged the jury and gave the case to them. The Court, in his charge, said that Justice Clinton had no authority to issue the writ commanding the destruction of the household goods of the house of prostitution of which plaintiff was the proprietor, and made some ill-timed and unseasonable remarks animadverting upon the domestic institutions of the "Mormons," which we cannot touch up in detail at present, for lack of time.

Grading Commenced.—In accordance with a petition to the City Council, signed by W. C. Staines, B. H. Schettler, and about ninety others, the work of grading South Temple Street commenced to-day, under the direction of Supervisor Hyde, Col. Smith having a gang of men on it. The general thoroughness with which Mr. Hyde does his work leads to the supposition that an excellent job will be made of it. It is the best place we know of in Salt Lake City for a drive, and is more frequented by strangers than any other part, having the advantage of a fine commanding view of the City and Valley.

Gone to Washington.—This morning Hon. George Q. Cannon, delegate to Congress from Utah, left this city for Washington, to resume his labors in the National Legislature, as the representative of the people of Utah. He carries with him the good feelings, wishes and confidence of the thousands of constituents by whom he was elected, and who congratulate themselves on the failure of an unscrupulous clique to rob them of an honest and industrious representative. Mr. Cannon's bonds to the Third District Court, we believe, require his appearance in Court at the December term, with the understanding, however, that the indictments against him will not be called up for trial until the March term.

Just Right.—Yesterday Frank L. M. Smith appeared in the Third District Court and, through the prosecuting attorney, plead guilty to an indictment for gambling, and threw himself upon the clemency of the Court, saying he had quit the profession never to take it up again. Judge McKean gave him a lecture, which it is to be hoped he will not soon forget. His honor animadverted upon the disreputable nature of gambling, beside which highway robbery was comparatively honorable. In expressing his contempt for so mean a vocation, in the exercise of which the weak and unwary were taken advantage of by persons of natural intelligence, whose powers were prostituted to bad purposes his honor spoke by look, word and tone. The Court then imposed a fine of \$300 and costs, which were paid.

We cannot but commend the action of his honor Judge McKean in this matter; on the subject of gambling and three card monte business he is clear and right, and we are as willing to award him merited commendation as any other man.

Totally False.—It will be seen by a St. Louis dispatch that Manuelito and other Navajoe chiefs are on their way to Washington, and it is stated that among other objects of their visit to the Capital is that of obtaining redress of the government for the murder of three of their number last summer by "Mormons," who were trying to found a colony in Arizona. This way of shouldering the misdeeds of other people upon the "Mormons" is an old dodge, by far too common, and is frequently made to appear very thin, as in the case in question. The Indians alluded to were killed last Winter in Grass Valley, by a Nevada cattle dealer and his herders, none of them being "Mormons." If we recollect aright two Indians were killed and the third escaped. An investigation by Indian Agents has shown these facts, and that the "Mormons" had nothing whatever to do with the affair, facts of which the Indians themselves are aware. If the Indians had been dealt with as humanely and justly by the people of the country generally as they have been by the "Mormons," there would not have been so many Indian difficulties to contend with.

DIED.

In the 16th Ward, Salt Lake City, November 23rd, ELIZA AMANDA, daughter of Henry and Caroline Walters, aged 2 years, 10 months and 6 days.
Millennial Star, please copy.