

May God bless us and prepare us for his heavenly kingdom and save us therein, in my prayer in the name of Jesus. Amen.

DESERET NEWS.



ALBERT CARRINGTON.....EDITOR.

Wednesday.....January 12, 1859.

ALMANACS for 1859 for sale at this Office.

An official copy of the President's Message and of the reports of the heads of departments came by the last Eastern mail, which arrived late on the 10th. Immediately upon our receipt of the first reliable copy, the message was put in the hands of our compositors with instructions to at once get out an 'Extra,' which will go to press directly after this issue is rolled off.

This course is thought to be the most gratifying to the largest number of our readers, from the fact that the message would almost entirely fill a number of the 'New' in its present size, and our amount of paper will not as yet warrant the issue of a full sheet.

VERDICT 'NOT GUILTY.'—The case of the United States vs. James Ferguson, for endeavoring to intimidate Judge Stiles, has occupied the attention of the U. S. 3d. Jud. Dist. Court, for some weeks past, and has excited considerable interest. On Tuesday, Jan. 11, at about 2 p.m., after argument by District Attorney Wilson for the prosecution and Gen. Ferguson for self, (the prosecution opening and closing) the case was committed to the jury who, at about 8 p.m., returned a verdict of 'Not Guilty,' which accorded with the general feeling of all parties familiar with the facts, so far as we have heard.

We have refrained from comment throughout the trial, lest any of our views should be wrested to prejudice either side.

It is a pity that the United States have incurred so much expense for a matter which we have ever deemed to be no cause for action, or, if cause for any action, at least no more than a fine for contempt by Judge Stiles at the time the remarks are said to have been made; but we presume that some love litigation, when they do not suffer by the annoyance nor have to foot the bills.

ANOTHER INDIAN AGENT FOR UTAH.—Robert C. Morgan, Esq., of Wisconsin, we are officially informed, has been appointed Indian Agent for this Territory, in place of Garland Hurt removed.

WASHINGTON, Dec. 7,

Mr. BERNHISEL (Utah) offered a resolution, which was adopted, instructing the Committee on Military Affairs to inquire into the expediency of refunding to Utah the expenses incurred by said Territory in suppressing Indian hostilities in 1853; also instructing the same Committee to inquire into the expediency of constructing a military road from Bridger's Pass to Salt Lake City.

SOUTHERN FROST.—The weather in some parts of Louisiana, during the month of November, has been unusually cold. Ice and frosts have been plentiful, and in Richmond, according to the Gazette of that place, ice has formed sufficiently thick for packing for summer use—which is more than can be said of any locality in this vicinity.

The sugar crop has been considerably diminished in consequence. About one-half of the crop had been realized on the first appearance of frost, and it was thought that not more than one-half of the remainder would be secured. The Louisiana papers are burdened with complaints of the injury thus done.—[Jour. of Com. Dec. 2.]

TOLERATION.—Condemn no man for not thinking as you think. Let every one enjoy the full and free liberty of thinking for himself. Let every man use his own judgment, since every man must give an account of himself to God. Abhor every approach, in any kind of degree, to the spirit of persecution. If you cannot reason or persuade a man into the truth, never attempt to force him into it. If love will not compel him, leave him to God the Judge of all.—[John Wesley.]

PALLIATIVE FOR TOOTHACHE.—A little horseradish scraped, and laid on the wrist of the side affected, will, in many cases, give speedy relief. A better way is to place a little scraped horseradish in the mouth, or the tooth, or just around the gum. It relieves rheumatic pains in the gum and face also. The mouth may afterwards be rinsed with a little camphorated water, lukewarm.—[German town Telegraph.]

District Court.

[Reporter.]

WEDNESDAY, Jan. 6, 11 a.m.

In the record of yesterday it was made to appear that Mr. N. L. Christiansen was ordered to be discharged.

Mr. Wilson said that he had prepared his argument in reply to Major Blair's motion to quash the array in the case of Christiansen.

The Judge replied that, as the case had been disposed of by the Grand Jury, the man Christiansen was not in Court, and therefore he could make no entry respecting him, further than the order for his discharge.

The District Attorney thought it was about time they went on with trials, and wished to know whether they were to proceed with the United States case that was before the Court, or whether they should lay it over until certain prisoners in custody were tried.

The Court replied that, Mr. Wilson being the prosecutor, he should leave that question with him, that he might try those cases first which he thought to be of the most importance.

Gen'l Ferguson had no objection to his case being laid over, provided that he be permitted to practice, as he had been applied to, to defend some of the prisoners now incarcerated and charged with crimes.

The Court would not permit Gen'l Ferguson to practice till his own case was disposed of.

Gen'l Ferguson presented a motion to dismiss the case on account of the expiration of the lawful term of the Court, and said he was prepared with authority to show that the Court was not legally in session.

The Court refused to entertain the motion, or to hear arguments on it.

Twelve Petit Jurors were then called by ballot.

Gen'l Ferguson offered peremptory challenge to John S. Mendenhall and J. F. Stone.

The Attorney for the U. S. objected to extending the right of peremptory challenges beyond the number of four, which was the practice in Pennsylvania.

After argument on the question the Court overruled peremptory challenges, refusing to allow any challenges without cause.

The Court took a recess till 3 p.m.

3 P.M.—Court resumed its session.

Sheriff Burton came into Court and asked to be instructed in his duty relative to the discharge of the prisoner Christiansen, whereupon the Judge ordered that part of the record, containing the order of the Court concerning Christiansen, to be read, and directed the Sheriff to take official cognizance of it.

Gen'l Ferguson wished to know if his witnesses were in Court.

The District Attorney contended that the Petit Jury should be first sworn.

On examination of the subpoenas it was learned that the returns showed all the witnesses found, except George P. Stiles.

The Judge asked Mr. Ferguson if he thought the witness was in the Territory, or could be brought within a reasonable length of time.

Gen'l Ferguson presumed that Stiles was not in Court.

The Court ordered the Marshal to call George P. Stiles three times, which being done, and no one answering, the Judge informed Gen'l Ferguson that Stiles was not present.

Gen'l Ferguson stated that he could not go to trial safely, without Stiles.

Mr. Wilson was opposed to that matter's going on then, as they were engaged in empanelling the Traverse Jury.

The Judge asked Mr. Ferguson if he had anything to say as a reason for not going to trial.

Gen'l Ferguson rehearsed the proceedings of the Court in relation to his case, said he had called for witnesses and had not before had an opportunity to ask whether they were present.

Mr. Wilson stated that all those dilatory pleadings were intended to defeat the ends of justice.

Mr. Ferguson replied, and urged that the remarks of the prosecuting counsel reflected on the Court for permitting the ends of justice to be defeated.

The Judge understood that there was a letter from Judge Stiles explaining all those matters, and thought that Mr. Wilson had it. Whereupon the letter was handed by a bystander to Mr. Wilson, who handed it to the Judge.

Court adjourned till 11 a.m. of to-morrow, Jan. 6.

THURSDAY, Jan. 6, 11 a.m.

Grand Jury called; twenty present; they were ordered to retire to their rooms.

The Grand Jury were called into Court, very much excited; were reproved by the Judge and enjoined to retire and deliberate calmly.

After waiting half an hour for the Grand Jury, and there being no business presented, the Court took a recess till half past two p.m.

2:30 P.M.—The Foreman of the Grand Jury presented two bills endorsed 'Ignored.' One of the bills was against Benjamin F. Ingraham, for drugging liquor, the other was an indictment against W. J. McCormick and Joseph F. Vernon, for distilling liquor without license.

Mr. Wilson stated that he had no more business to present to the Grand Jury. The Grand Jury was then discharged.

The Court adjourned until to-morrow, Jan. 7, at noon.

FRIDAY, Jan. 7, noon.

Clerk called up the case of the United States vs. James Ferguson, Esq.

Gen'l Ferguson presented two bills of exceptions. The Court agreed to enter the second, but declined the first, which referred to the expiration of the term of Court.

Gen'l Ferguson made affidavit that he could not safely go to trial, without the evidence of ex-Judge Stiles.

The Judge read the affidavit in open Court.

Gen'l Ferguson remarked that the District Attorney had objected to his affidavit on the grounds that it was too late, and because there were no facts specified that were to be proved by Judge Stiles, in reply to which he begged to say that there were no facts alleged against him in the indictment, and hence he could specify no facts that he wished to disprove.

The Court overruled the motion for a continuance.

The District Attorney wished the defendant to state what objections he had to the two jurors whose names he had marked.

Mr. Ferguson replied that they were simply because they were non-residents.

Mr. John S. Mendenhall and Mr. Stone were then examined by the District Attorney as to their qualifications to sit on the jury.

Cross examined by Messrs. Ferguson and Miner. Court took recess till half past three.

3 1-2 P.M.—Court resumed its session.

Gen'l Ferguson opened the argument on the qualifications of the jurors to whom he had objected.

Mr. Wilson briefly replied, after which Mr. Ferguson concluded the argument.

Court adjourned until to-morrow, Jan. 8, at 11 a.m.

SATURDAY, Jan. 8, '59, 11 o'clock a.m.

Court met pursuant to adjournment.

Judge Sinclair said that after considering the arguments of the parties on the challenges that had been made for cause, those challenges were overruled and the jury were ordered to be sworn.

Mr. Ferguson gave notice that he would file a bill of exceptions to the ruling of the Court.

The witnesses were next called and several being absent they were ordered to be summoned immediately.

Court took a recess till half past one, to give time to procure the witnesses.

1 1-2 P.M.—Court resumed its session.

Witnesses not being all present, the Court therefore ordered the absentees to be brought into Court.

The Traverse Jury were sworn four at a time.

Mr. Wilson opened the proceedings on the part of the United States, and Major Blair presented the case to the jury on behalf of the defence.

Marshal Dotson, Dr. Hurt, H. F. Morrell, Esq., and Thomas S. Williams, Esq., were examined for the prosecution; cross examined by Messrs. Ferguson and Blair.

Court adjourned at six p.m. until Monday at 11 a.m.

MONDAY, Jan. 10, '59, 11 a.m.

Court opened as usual, record read and the jury called. Examination of witnesses was resumed on the part of the United States.

John Stiles, father of the late Judge Stiles, and Wm. F. K. Parker were examined for the prosecution.

John G. Lynch and William Appleby were examined for the defence, after which Court took a recess till 3 p.m.

3 P.M.—The Court resumed its session.

Mr. Ferguson said that from the testimony already adduced he felt safe and would rest the case for the defence unless the District Attorney intended to argue to the jury.

Mr. Wilson said that he would argue the case.

William C. Staines and Aurelius Miner were then examined for the defence.

Mr. Ferguson said he had a number of other witnesses, but was willing to rest the defence where it was.

Court adjourned until Tuesday at 11 a.m.

TUESDAY, Jan. 11, 11 a.m.

Court met in Goddard's Hall, and adjourned to the Social Hall.

SOCIAL HALL, 11:30 a.m.

Judge Sinclair read a note from Hon. John Taylor, Speaker of the House of Representatives, tendering the use of the Representatives' Hall, for the day.

Record of Monday read.

Mr. Wilson opened the argument to the jury on the part of the United States, and Gen'l Ferguson argued in defence. Mr. Wilson followed and concluded for the prosecution.

After the Judge had charged the jury, they retired to their room.

District Attorney Wilson presented an indictment for murder, endorsed "a true bill," found by the Grand Jury against Tah-Pah-We-Pah, an Indian.

No return having been made on the subpoena the Court ordered a capias to be issued in the usual form.

Mr. Wilson remarked that that being the last case, in which the United States was a party, he would call up the Territorial business, and expressed a wish that the cases of the parties in prison be tried first.

The Judge observed that up to that time the United States would pay the expenses, but for the expenses of the Territorial business there was no provision. The rule in his judgment was that when the United States business was through, the Court called up the Territorial business, but it did not change its character.

At 3:15 the Court took a recess till 4, to await the report of the Petit Jury.

4 P.M.—The Court again took a recess to await the report of the jury.

Session resumed at 6. Jury brought into Court and polled, as to the probability of their argument. They severally gave their opinion that they could not agree.

The jury were again ordered to retire, and the Court took a recess till 8.

8:20—The jury came into Court, and presented their verdict, "Not Guilty."

Gen'l Ferguson was immediately discharged.

Court adjourned until to-morrow, Jan. 12, to meet at 11 a.m., in Goddard's Hall.

Married:

In this city, Jan. 8, 1859, by Elder Dan Atwood, Elder SAMUEL F. ATWOOD and Miss MARY JANE CORNWALL—all of this city.

Joy to the Groom and to the Bride bliss—
Their union be even like sweets of first kiss.

New Advertisements.

NOTICE.

ON AND AFTER the 10th inst. the Fifty Dollar Drafts made by Messrs. Russell, Majors & Waddell, upon Messrs. Smoot, Russell & Co., Bankers, Leavenworth City, K. T., now in circulation in this Territory, will be redeemed in coin or Treasury Drafts, upon presentation at our office. 45-tf MILLER, RUSSELL & Co.

\$50 REWARD!

FROM Bishop E. D. Woolley's corral, on Thursday, Dec. 9, about 1 o'clock, a.m., a SPAN OF HORSES. One is a dark brown, star in forehead. Other is a bay, white strip in the face, white saddle-marks on high side and a wide strap round his neck. Both newly shod.

Whoever will bring said Horses to me or give information of their whereabouts, shall be suitably rewarded. J. A. WAKEHAM, 13th Ward.

Estray Notices.

LOST MULE.

STRAYED from City Creek Canyon, a light grey mare MULE, branded with a large P on the left flank, a scar on the left thigh. When she strayed there was an inch rope about 25 feet long attached to her neck. Any one returning the mule will be liberally rewarded. 45-1 ORSON PRATT, Sen.

\$10 REWARD.

LOST, in the move south from the herd boy on Provo Bottom on the 17th day of June, a small two years old HEIFER, color, dark brindle, marked thus I I on the left h.p., two underbits in left ear (and I think also in right), expect to calve beginning of November. Whoever has found her and will bring her to my Variety Store G S L City shall receive the above reward. 44-3 ALEX. DAFT.

STRAYED OR STOLEN.

FROM the stable of the subscriber, about four weeks since, a dark bay MULE, middling size, branded EY on the left thigh, also branded G. R. Grant on the hoof of the near fore foot.

Any person returning said Mule to me, first house west of the Tabernacle, 17th Ward, G. S. L. City, or give me information so I may obtain the same will be suitably rewarded. 44-2* E. R. YOUNG.

LOST.

ON or about the 13th October last, between Lehi and Camp Floyd, the following described Cattle:— One red STAG.

One brindle and white STAG.

One pale red STEER.

One red and white STEER, with droop horn and bob tail.

One red STEER, with white face.

One light brindle STEER.

All the above Cattle are branded G & G on the horn and hip.

Any person that will deliver said cattle at my residence in the 6th Ward, or give information of their whereabouts, shall receive a liberal reward.

Said cattle belongs to the heirs of John Sprouse. BAYLUS SPROUSE, D. H. GREER.

43-3*

STRAYED

FROM the range near S. Baker's, over Jordan, and driven West in Mitchell & Guthrie's herd when their cattle were taken to Skull valley.

One large red OX, white face, ends of horns broken.

One black OX, white face.

One small brindle OX.

One brindle OX, white face, bob-tail.

All the above branded J. C. L. on the hip or on the shoulder, and J. C. LITTLE on horns.

Also two mare COLTS, two years old. One of them has a hump on its back. Branded J. C. L. on left shoulder. Last seen in 16th and 19th Ward pasture.

Also one white COW and white CALF; cow has brass knobs on her horns, branded J. C. LITTLE on the horn. Running near Baker's.

Also one two year old red HEIFER, branded J. Y. on the hip. Lost, about a year ago in Tooeley from Spencer's Herd.

Also one red HEIFER, one year old past, slit in ears. Lost about one year ago, from Spencer's Herd, at the point of the Mountain.

LOST ON PROVO BOTTOMS.

One red and white HEIFER, one year old past, lower end of tail white, branded J. C. L. on shoulder, J. C. LITTLE on horn; last seen in Eds n Whipple's yard at Provo.

Seven SHEEP and LAMBS, branded L, small letters, left ears swallow fork (I think right ears are cropped).

One of them is a small white EWE, has a white Lamb, both bob-tailed.

One of them is a brown or black EWE, with a white spot on the flank.

Whoever will return any of the above to me, or give information where they can be found shall be suitably paid, and will render me a great favor.

I shall feel obliged to any of the Bishops who can aid in obtaining the above. 43-4 J. C. LITTLE.

S. M. BLAIR.

ATTORNEY & COUNSELOR at LAW will attend to all business entrusted to him in any of the Courts of this Territory.

OFFICE—Opposite Miller & Russell's store, East Temple street. 36tf

HATTER AND FURIER. A. MERRILL, 17th Ward, on block east of Union square, will have on hand and also make to order Hats of different quantities and styles. Repairing neatly done. Wanted.—Wool and Furs of all kinds. Also, Produce and Wood. 31tf

RADFORD, CABOT & CO.,

SUTLERS 5th Regt. Infantry, U. S. A., are in receipt of their Spring Stock of GOODS, to which they invite the attention of the citizens of this Territory, at the old stand of Mr. Howard.

Great Salt Lake City, U. T., 6th August, 1858. 24-26*

PAIL FACTORY.

THE DESERET PAIL FACTORY is now in successful operation in Parowan. Send on your orders and supply yourselves with Pails.

Hoop Iron, Bale Wire, Paint, White Lead, Linseed Oil, Lard Oil, Tallow, Butter, Eggs, Beef, Pork, Cash, etc., taken in exchange. 35tf S. A. WOOLLEY, Agent.

ALEX. DAFT'S

VARIETY STORE is now open on East Temple street, one and a half block south of Livingston and Kimbrell's, where I have on hand all kinds of small notions. I am also making fine and coarse Combs.

FOR SALE—A two story house and lot, corner of Emigration and East Temple streets, containing 4 rooms, good cellar, shed, corral, pig sty and a good well of water. For particulars inquire at my store. 43-4

GOLDSMITH AND MANUFACTURING

JEWELER. BRITTON wishes to inform the inhabitants of Salt Lake City and the Territory generally that he has recommenced his business in the shop lately occupied by Job Salter, Watch Maker, Council House street, one door north of Amy's old Tin shop.

GOLD and SILVER Jewelry made to order. Bridles mounted. Repairs neatly done on the Shortest Notice. 34tf

FRENCH AND GERMAN.

THE undersigned wish to inform the brethren that they intend to give a course of lessons on the French and German Languages at \$6 per quarter. Three lessons a week, 2 hours each lesson at Mr. Barlow & Ursenbach, Watchmakers, Temple Street, one door east of Deseret Store.

ARTIFICIAL FLOWERS for sale. We will take for pay, produce, currency and coin. 43-3m URSENBACH & SCHONFELD.

PAINT SHOP. Two Blocks West of the Tabernacle. CARRIAGE & SIGN PAINTING. E. MARTIN. Wishes to inform the public that he has opened a Paint Shop on the premises formerly known as WARDLE'S HALL. Where he intends to carry on PAINTING in all its various branches. The public are invited to call. 36-tf