EVENING NEWS

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CHARLES W. PENROSE, EDITOR.

Jan. 15, 1884 THE GOVERNOR'S ADDRESS TO THE LEGISLATURE.

In another part of this paper we give, in full, the message of Governor Eli H. Murray to the Legislative Assembly. some positive untruths. That it has other untruth with the same unworthy been written more for outside effect than for practical adoption, must be evident to every one acquainted with the situation in Utah and the questions which are treated upon in the message.

The Governor commences with the dation that the Legislature "write a code of laws in harmony with the requirements of constitutional existing code such statutes as are amount to? Why, that Congress has necessary to the welfare of the Terri- the right and has exercised the power tory. The remarks that are attached to to pass laws directly for this Territhe recommendation convey the idea tory on the subject of polygamy. And that doubtful and equivocal sentences yet he wants the Assembly to do that are common to our statutes, and that which Congress has already performed. laws are upon our statute books that are not in harmony with constitutional law. If this is what he means he should have stated so, in so many words, pointing out these equivocal Utah statute book than on those of the and doubtful sentences, and not been content with mere in doubtful Insinuation and equivocal language, thus departing ance with the laws of the United States in practice from that which he advan- | that already exist. In the exercise of ces in theory. We deny that there are the power that Governor Murray claims any such laws in the statute books of for Congress, that body has taken this Utah; and if he had pointed out any matter out of the hands of the local equivocal or doubtful sentences there- Legislature, and it would be presumpin we would have been pleased to en- tion in the lesser body to attempt to dorse a measure looking to a change of take it out of such august and powerphraseology.

The Governor next presumes that ated and fostered by persons like himviduals and their schemes and agita-

tere in perfect harmony.

the Church, thus incorporated for nor encourage, endorse or condone the purpose of transacting its over business legally, extends only to each things as "relate to fellowship accord-ing to church covenants," and its rights are such as it has "in common with all civil and relations communities." It murder in any way, shape or form. On this point we quote from an article by President John Taylor in the North American Review for the presen month: manufes," I civil and religious communities." It does not vest ecclesiastical courts with "No denial can be worded too alrongly express our detestation of the shedding innocent blood; and we hold, further, t all culprits worthy of death—and we bell some crimes can only be atoned for by life of the guilty party—should be executhe authority held by the civil courts, some crimes can party-should be called life of the guilty party-should be the any exer by the proper civil officer, not by any exer cise of the *lex-talionis* or the interventio of ecclesiastical authority." and we would like him to show what authority civil courts have to interfere with matters of "fellowship and church

covenants." And we would like to know further, if it is true that Con-President Taylor's utterances are ritative, and should be sufficient gress has disapproved of this law of incorporation, what value it is to refute the falsehoods of evil-minded whether on the statute book or in any other place? Governor Mur-ray knows as well as we do that Con-claimed that our Church tribunals pass

gress merely disapproved of so much judgments affecting the lives and liberof that law as countenanced bigamy or | ties of Church members. This also is It is a carefully prepared document and contains some good suggestions. But it is disfigured with several errors and any shape or form. He has stated an-"The decisions of the Church courts carry "The decisions of the Church on penalties of a civil character; no penalties of a civil character; all they do is to withdraw the fellowship of Church from wrong-doers." motive that inspired the other false-

hoods to which we have drawn atten-We have not space to-day to com-Denver paper to retract its falsehoods

ment upon all the points in the mes- or seek to repair the wrong it has done. sage, nor do we think it needful to do It will no doubt keep firing away its so, but will touch upon one or two more. The subject of polygamy occupaper pellets, and fishing up old dirty and decaying rubbish from the slimy pies considerable space, and the pool of ancient slander, to throw at a law," and says: "I do not believe a powers of Congress in regard to the people whose doctrines cannot be dis-Legislature should write doubtful sen-tences in statutes or permit laws that may be misunderstood to remain we do not admit, for Judge Black, from falsehood. We make these explansequivocal." The present Assembly is whom he quotes, actually refutes the tions for decent people only who may not required, or expected to "write a very things he brings forward to sup- have been misled by the nonsense now code of laws," but only to add to the port his position,) what does it treated again as a veritable reality. Why should the lesser body tamper with that which the higher body has acted upon? Of what greater validity any work in time.

would anti-polygamy laws be upon the United States? And what virtue would there be in any laws passed by the Assembly which were not in exact accord-

ful hands. One remark made by the Governor "organic differences exist between on this subject is as foolish as uncalled Utah and the parent government." This for. Addressing men who had just is an error. Such differences as exist taken an oath that they are not bigaare not organic. They have been cre- mists or polygamists, he said "I beg to say to you, you cannot break lawlessly self who have misrepresented facts, over the Constitution, because it conprocured legislation and urged ex- fines you to limits inconveniently nartreme measures that are entirely un- row." Comment is unnecessary. On called for. Were it not for such indi- the general subject of marriage he wants a statute defining it a civil contions, Utah and the General Govern- tract. Perhaps he is not aware that ment would have had no dispute, but the common law makes it so and that It was also concluded to meet again to-morrow at 2 o'clock, that the Spea-

HOUSE.

Mr. D. H. Peery moved that the Sar gennt-at-arms be instructed to kire s lock box at the city post office for the exclusive the of the Legislative As-sembly. Carried. The motion relative to the recognition of rules of former sessions to g

the present session was brought up for reconsideration, by Mr. Peery. Mr. Stanford, of Weber County, offered an amendment to the effect that the rules be read and passed upon

separately, for the benefit of new mem-

The motion was opposed on the After considerable discussion .by, Messers, Dusenberry, Young, Hate Stanford, Morgan and others, which, consumed more time than the reading of the rules would have required, the

motion was lost. The motion for the adoption of previous rules was carried. We see no need to pursue this sub The following resolutions of Jouncil were read; Resolved, That each house he, empowered to employ a minute clerk at a salary of five dollars per day. Resolved, that an usher be emplo four dollars per day. Mr. Francis moved to concur with

the Council in the election of minute clerk and usher. Carried. The following persons were elected .

> Minute clerk, Mr. Jos. A. West. Usher, Mr. Geo. Wooley.



day would be a convenient hour for meeting, as it would give the committees an opportunity of getting through The Chief Clerk then read a communication from the House rela-

tive to the appointment of a committee of three-Messrs. Peery, Hatch and Thurman-to act with the committee of the Council in waiting upon His Excellency, the Governor. Carried A discussion arose, owing to a previ-

ous motion for a committee of three to draft rules for the government of the Council, some members arguing that the ruling of the chair would be suffclent, and others, that fixed regulations

were necessary. At this stage of the proceedings it was deemed advisable to take a recess until the return of the committee appointed in conjunction with that of the House, to wait upon the Governor.

On reassembling it was agreed that 10.30 a.m., Tuesday, should be the hour and day on -which to meet the Governor

each would have moved along in its the provisions of common law are ex- to-morrow at 10 a.m., and in joint ses- ker may have sufficient time to make d over this Territory. But he sion at 10.30 a.m.





The management of the house have kindly given the free use of the Theatre. In the cast will appear the fellowing ladies and gen themen, most of whom have volunteered them themen, most of whom have volunteered them

evices for the occasion: Mr. Lindsay, J elis, Mr. Spencer. Mr. Cummings, J ung, Mr. Held, Miss Edith Clawson, Nei-ell, Mrs. S. H. Clawson, Birdle On ngs and Liuie Ruby Clawson. Box office open Tuesday, January 15th. H. G. WHITNEY, Manager.

NEW YORK COFFEE HOUSE. CALL AT THE ABOVE HOUSE NO. 72 W., Market Bow, First South Street, where you can get a first class cup of coffee and coll for to cents, and a No. 1 meal at bed rock prices. Pastry of all kinds for sale.

HOWARD SEBREE COMPANY

Mr. Jno. Rider offered the following HAVING INCORPORATED MY BUSI-mess in Salt Lake and Orden, as well as my trade in Idaho, hereafter will be known as HOWARD SEBREE COMPANY, main office, resolution: That a copy of the com-

piled laws of Utah, together with a as How AND SEBERE COMPANY, main office, salt Lake City, Utah; branch houses at Og-den, Utah, Shoshone and Caldwell, Idaho. P. S.—The undersigned continues to man-age the business, no change having been made, except to consolidate for the purpose of carrying on the well established Bain Wagon and Agricultural Implement trade more vigorously than it has ever been done before. copy of the session laws of 1878, 4880; and 1882, be furnished each member of Mr. Hatch moved that the sergeantat-arms be instructed to furnish four daily newspapers or their equivalent in other periodicals, and the necessary postage stamps to each member of the

before. Howard Sebree Company starts out with all the former attaches and the bright pros-pect for a big trade in 1884. Thanking friends and patrons for past fa-vors and hoping to merit a continuance for the new Company. HOWARD SEBREE. Mr. Peery moved that the Sergeantat-arms be instructed to keep an item-HOWARD SEBREE.

Ha just recolved a fine lice of

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Always & Fice Felention of

On hand, second to none in winh.

1 13

ized account of the distribution of articles furnished by him to each member of the House during the session Mr. John Boyden moved that 100 copies of the daily minutes of the proceedings of both houses, and 200 copies of the names and residences of the members be printed in pamphlet form for distribution. Carried. VEGLASSES & SPECTAGLES.

A message was received from the Council, stating that the following committee was appointed to act in conjunction with a like committee from the House on printing: Messrs, Grant, Grover and Taylor. The Speaker appointed the following

as members of committee on printing: Messrs. Cummings, chairman, Morgan, and Farnsworth.

House, Carried.

Mr. Morgan moved to adjourn until 142 MAIN STRE





and Notions,

The Governor says "It has been says"should individuals, denominations charged before the country and Con- or associations desire to impose any gress that an ecclesiastical power es- other and additional requirements or tablished by territorial statutes and solemnities upon such civil contracts, held by many as sovereign, would not they should be regarded as religious permit a Legislature to pass certain obligations only and not to be enforced laws intended to be effective and in or annulled by process of civil law." harmony with national law." It is That is the position taken by the Latalso pretty well known that he made the charge and that it has not been sus- riages, whether monogamous or plural. tained. We say that it cannot be sus- Those marriages are religious and they tained, because it is untrue. There do not ask the sanction of the civil law, is no ecclesiastical power here "established by territorial statutes." All any value whatever. We are pleased the churches that exist in Utah were to agree with the Governor on one organized and are independent of any point, though perhaps he will not adterritorial or other statute. And the mire this application of his principle. statement that any such religious authority prevents or compels the Legislature in any way is a mere assertion to the registration law, so that when a that cannot be proven, and is made blunder is made like that of the Comwith the purpose of bolstering up the missioners in regard to the coming falschoods put forth from the same municipal election, it may not source but in a different shape, for the work hardship to unregistered voters purpose of affecting public opinion who are eligible to the franchise. unfavorable to the majority of the peo- There are some other things of minor ple of Utah. It has also another object. importance that the Governor suggests That is, to provoke the Legislature to on good grounds. But his remarks on conform to his views in their legisla- the subject of education should have tion lest it may be inferred. If they do been addressed to Congress instead of not, that they have been "prevented" the Utah Legislature, while his reflecby an ecclesiastical authority. In our tions upon our public schools are enopinion if such authority were a fact tirely improper because they are false instead of one of his fictions, it would without doubt. Sectarian tenets are be preferable to the dictation and com- not taught in the public schools, and lon of the one-man-power which the schoolhouses are all built upon he has exercised and seeks to exercise. public-property and are vested in trus-

the Government or in those who differ the Church, with them an enemy, are unwise." Here again he is instructing and equi-vocal. Neither the people of Utah nor their representatives in the Legislature look upon the Government as their citizens of the Territory of which he is enemy. And the only reason why Ell | the Executive. It places him in an im-H. Murray is looked upon as their proper attitude towards the people, enemy is because he has openly placed and makes him the official utterer of himself in that position. He has done statements that are unworthy any all that lay in his power towards the honorable man. With such a genial destruction of the body he is address- disposition and so fair a record as a ing. He has urged the abolition of the Legislative Assembly. He has pleaded | loof from the influences which have for the disfranchisement of every citi- degraded him to their lievel. But he zen of Utah and the establishment of has made himself the enemy of the an anti-republican and oppressive government subversive of natural and and the instrument of vile men for the constitutional rights. Is he not an overthrow of constitutional governenemy to the people and the Legislature? | ment in Utah, and his message, which Yet he says "The greatest good to the we publish to-day, establishes him greatest number, is the true rule of without remedy in that most unenviaction." How does this theory com- able position. port with his own rule of action? He is seeking to place the vast majority of the people here under the heels of a A STALE SLANDER REVIVED. the people here under the here of the formation of the people here under the here of the h

Coming down to business he recom- they became too stale for repetition, ganic Act, and we ask for the decision the executioner in presence of of the Supreme Court establishing the husband and children. ase which he utters. Why did he A more brutal and atrocious slande not cite the ruling or quote from the could scarcely be conceived, and me decision? And why does he ignore the who will publish such horrible fabricafact that the Supreme Court of the United States in the Englebrecht case, praved natures. It is such as they who and also the case of the Attorney Gen- have in times past aroused the fires eral of Utah reported in 18 Wallace, of prejudice against the Latter-day

Mr. Grant moved that a committee be appointed to act with one appointed by the other Chamber, in reference to printing not provided for by Congress. An amendment was offered and accepted that the committee be instructed to confer with the Territorial Secretary on the matter. Much pertinacity was evinced on ter-day Saints'in regard to their marthe subject, and after warm discussion. nor regard its annulment thereof as of We agree with him also in the suggestion in regard to some amendment

Messrs. Grant, Grover and Taylor were appointed said committee. In concluding the business of the the Legislature, Adjourned. paid as above.

He remarks: "The men who see in tees elected by the people, and not in oldier, he ought to have held himself Clerk. CINA & CAR

mends the "repeal of all statutes which and seems to be under the impression conflict with Section 7 of the Organic Act," and states that "the Supreme Court of the Territory has decided this question and presents the fact that there are not now and have not been contains what it claims to be a pietorial for years any de jure territorial offi- illustration of "Mormon" blood atonecers." We deny that there are any ment, in which a woman is represented statutes which conflict with the Or- as being sacrificed under the knife of

BY TELEGRAPH. PER WESTERN UNION TELEGRAPH LINE. AMERICAN.

> Fatal Explosion of Oil.-A Neething Blinning Mons of Fire.

BRADFORD, Pa., 15 .--- While a train on the Bradford and Kinzua railroad was

day, the sergeant-at-arms was instructed, in connection with the same official of the other Chamber, to hoist the national flag during the sittings of

Tuesday, 15th. After calling the roll, quorum pre-

sent, the Council commenced its labors, the President suggesting that previous the President suggesting that previous to the joint session any member might present a motion, to economize time. Mr. Barton moyed that the office of minute clerk be created, at a salary of five dollars a day, to be paid out of the Territorial Treasury. Carried, Mr. Woolley proposed that an usher be appointed for the session at a re-muneration of four dollars a day, to be paid as above.

and fell in. In less time than it takes Council adjourned for the purpose of meeting in joint session with the house in the other chamber.

to write it, the passenger coach and baggage car were conveyed into the seetning, hissing mass of fire. The coach was filled with people; there was a rush for the doors, but the heat was so intense that the panio-stricken passengars were driven back and forced to jump through the windows, ianding in the snow. A relief train with surgeons was dispatched to the scene. Upon its arrival a terrible sight presented itself. The passenger coach and baggage car were smoking ruins. The engine iav The message of His Excellency having been delivered, it was suggested that the Sergeant-at-arms should be empowered to procure periodicals, iand

papers and postage matter for the use of members. After considerable discussion apropos of liberality and nonliberality towards newspaper propriewere smoking ruins. The engine lay on its back, having turned a complete sumershult. It is definitely known that only four persons, all women, were burned to death. The dead are tors, the suggestion wus agreed to. Secretary Thomas forwarded to the chambers, for the use of members, copies of the journals and laws, which Mrs. L. C. Fair, of Kinizus Junction, were forthwith distributed.

J. W. Taylor as minute clerk and Moroni Pratt as usher were elected, and afterwards sworn by the Chief

A committee of three (Messrs Hammond, Woolley and Grover) was next appointed to take into conside the number of members of each committee of the Council.

A discussion ensued on Mr. Taylor's motion touching committees on enroll-ment, public printing and territorial library to consist of two members each from the Council and three from the

It was agreed to.

The Chief Clerk read & communication from the House regarding furnishing copies of laws, newspapers and postal matter.

> Adjourned till 3 o'clock. HOUSE. Tuesday, 15th, 1884.

The House was called to order by the Speaker, at 10 o'clock, pursuant to ad-journment yesterday. The roll being called, several members were reported SHORT LINE absent, who almost immediately made their appearance. The session was opened with prayer by the Chaplain. The minutes of yesterday's session were then read and approved. ILWAUKEE and ST. PAI

JOINT SESSION. At 10.30 the members of the Council were introduced by the Sergeant-at-arms and conducted to sents assigned Is now running its FAST EXPRESS TAINS.

LEGAL NOTICE. In the Probate Court of Salt Lake County, Territory of Utah. In the matter of the Guardianship and Es-state of Elizabeth Smith, Priscilla Smith and Emma Pearl Smith, Minors. LATENT BY LIGHTNING.

NOTICE IS HEREBY GIVEN, THAT in pursuance of an order of the Propassing an oil well which was being paractorist, the fire box was open and ac gas ignited setting the well on fire. The train jumpped the track and tweive persons are reported burned to death. Another dispatch says the engine jump-ped the track and collided with an oil tank which exploded. Nothing definite:

NOTICE IS HEREBY GIVEN, THAT is pursuance of an order of the Pro-bate Cautt of the County of Salt Lake, Ter-ritory of Urah, made on the twenty-first day of December, 4. D., 1853, in the matter of the Estate and Chardiauship of Elizabeth Smith, Prizedla Smith and Emma Pear and Manager and Chardiauship of Elizabeth Smith, Prizedla Smith and Emma Pear and Manager and Chardiauship of Elizabeth Smith, Prizedla Smith and Emma Pear and Manager and Chardiauship of Elizabeth Smith, Prizedla Smith and Emma Pear and Manager and State and State and the confirmation by said Probate Court, on or after Thesiday the fifth day of February 1884, after Thesiday of Salt Lake and Enritory of Ush, Shuate, lving and being in Salt Lake (b) seventy-five, Plat "A" Salt Lake City Streer, pasticularly described as follow: Tommencing one roof Fast from the North-west corner of said lot and running thence West two rods, thence North ten rods, thence West two rods, thence North ten rods, thence West two rods, thence North ten rods, thence West two rods, thence North ten rods thence West two rods thence North ten rods thence West two rods thence North ten rods thence West two rods thence North ten r has yet been received. One woman is deat and from ten to diffeen persons are badly burned. A stream of waste oil flowing from a tank across the Bradford, Bondell & Kinzua railroad caught fire this morn-Bids or offers may be made at any time af-ter the first publication, and before the said fifth day of February, 1884. All bids or offers must be in writing and delivered to the undersigned at her resi-dence, 20 N. West Temple Street, Salt Lake

to write it, the passenger coach and Dated January 12th, 1884. SUSAN E. SMITH,

ardian of the persons and estates of Elizabeth Smith, Priscilla Smith and Emma Pearl Smith. d 43 3w

NOTICE TO STOCKHOLDERS. NOTICE 1S HEREBY GIVEN THAT pursuant to an order of the Board of Directors of the Nephi Co. operative Mercan-ile and Mannfacturing Institution a meeting of the stockholders of said institution will be Nephi County of Juab, Territory of Utah, at o clock in the afternoon, on Monday, the list day of Janmary, A. D. 1884, for the pur-pose of amending the Constitution of said institution, so that Article 18 of said Consti-nation will require the Board to furnish an-maling the clause in said article which lim-its the reserve to five per cent. of the profits. Date at A. D. 1884. TOTICE IS HEREBY GIVEN THAT

By order of the Board, WM, A. C. BRYAN, Secretary,

GEO. M. SCOTT & CO. DEVLES IN -Hardware, Iron, Steel, Stoves, Tinware.

ETC.

AND -

MALDEN, Mass., 15.- Mrs. Valeria Stone died this morning from the ef-fects of a fall, four weeks ago. During the past few years this benvolent lady has given to colleges and schools for girls, over \$400,000.

Elected.

THE

CHICAGO.

RAILWAY

daily from

- OF THE-

Mrs. L. C. Fair, of Kinizus Junction, who was burned beyond recognition; Mrs. Fair is a young woman who had only been married two years, her husband escaped by jumping throuth a window. Miss Katle Mor-ans, of Aliens, N.Y., a small station near Alken, the body burned almost to a crisp. Miss Moran was found hang-ing outside the coach grasping a win-dow still. The other dead woman has not been identified. Thirteen other persons were severely burned. A num-ber will die. Inaugurated, TRENTON, N.J., 15.—GovernorAbbott was inaugurated to-day. A snowstorm interfered a little with the parade. COLUMBUS, O., 15.—Henry B. Payne was elected United States senator to-day without opposition. The repub-licans of both houses voted blanks. penth of An Eminent Woman. Mill Findings, liners' and Blacksmith Teols



KIP, \$2.50 TO \$4.00.

CALF, \$3.00 TO \$6.00.





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FIRE SETS, Etc.

21 S. Temple Street West. P. O. Box, 1065.



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