

# THE DESERET NEWS.

TRUTH AND LIBERTY.

No. 11.

Salt Lake City, Wednesday, April 14, 1875.

Vol. XXIV.

ESTABLISHED 1850.

## THE DESERET NEWS, WEEKLY.

One copy, one year, with postage, \$3 65  
" six months, " " 1 85  
" three " " " 85

## THE DESERET NEWS: SEMI-WEEKLY.

One copy, one year, with postage, \$4 25  
" six months, " " 2 15  
" three " " " 1 10

## THE DESERET EVENING NEWS.

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" six months, " " 5 25  
" three " " " 2 65

TERMS IN ADVANCE.

DAVID O. CALDER,  
EDITOR AND PUBLISHER.

OUR SUBSCRIBERS in the country can at any time ascertain the date on which their subscription expires by referring to the numbers attached to their name on their paper, namely, 1-6-4 means first day, sixth month, fourth year, or 1st June, 1874, 15-12-4 means 15th December, 1874, &c.

Those names having no numbers close with the end of the volume.

Subscribers understanding this will be able to renew their subscriptions prior to the time of expiration, so that their papers may continue without interruption.

## Local and Other Matters.

FROM TUESDAY'S DAILY, APRIL 6.

### Snowing this morning.

**Departed.**—We learn to-day that Sister Stayner, wife of Elder Arthur Stayner, of Farmington, departed this life last night, after an illness of about two weeks.

**Again.**—Young Kennedy, the same who has been in numerous thieving scrapes, was sent up for twenty-five days this morning, by Justice Pyper, on a charge of vagrancy.

**After Hours.**—To-day a saloon-keeper had to hand over \$50 to Justice Pyper, having been fined that amount for running his business after the hours specified by the liquor ordinance.

**Set Aside.**—Yesterday, in the Third District Court, on the papers submitted, it was ordered that the order heretofore made adjudging Attorney George E. Whitney guilty of contempt, be vacated and set aside.

**A Peace Disturber.**—Last night Walter Kemp made a disturbance in the Theatre by throwing pieces of paper, &c., over the gallery into the parquette, and when remonstrated with by the ushers, he abused them, and made himself otherwise obnoxious, for all of which he was arrested, and to-day he was fined.

**Stocking Making.**—The people of the First Ward have commenced the manufacture of all kinds of stockings and socks, as a branch of home industry, and are ready to supply those ever needed articles, wholesale and retail, at prices that will send the imported articles into the shade. Patronize and encourage the First Warders.

**Created a Row.**—Last night A. Johnson, a shoemaker, created a row on South Temple Street, near the gate of President Young's office, and, without provocation, made an attack on James Cushing. The latter, with the aid of Robert Fryer, finally conveyed the refractory fellow to the City Hall. He was fined \$15 to-day.

**From Cache.**—We were pleased to receive a call from Col. Thomas E. Ricks to-day, he having come to this City to attend Conference. We learn from him that there is considerable snow in the north and south ends of Cache Valley, but at Logan and other places between the weather and the ground under foot are about the same as hereabout.

**Attempted Robbery.**—About 8 o'clock last night Mr. Barratt, furniture dealer, was passing along First South Street, near the Episcopal Church, when he was pounced upon by two men, one of whom caught him round the throat with his arm and placed his knee against the small of his back in true garrotter style, but Mr. Barratt, being lithe and active, by a strong effort

freed himself from the clutch of the ruffian and struck one of them a blow in the chest with his fist, giving the impression to the scoundrels that they had "caught a Tartar," and they both decamped as fast as their legs could carry them away.

**An Attorney in Trouble.**—Yesterday Mr. Dilley, imbibed too freely of intoxicants and became boisterously hilarious. In this condition he approached the fruit stand of Mr. Geo. W. Crocheron, of which an old gentleman named Hart, was in charge at the time. Dilley commenced a siege upon the fruit, amusing himself by turning baskets and barrels of apples &c., topsy turvy. This was not relished as a joke by Mr. Hart, and he remonstrated, and instead of appreciating the remonstrance Dilley assaulted and struck him. On the case coming before Justice Pyper to-day, Mr. Dilley was fined fifteen dollars, after lodging over night at the expense of the city.

**Utah Northern Railroad.**—John W. Young, Esq., came home last Saturday for the purpose of attending Conference, but is unable, contrary to his expectations, to be present, the reason being that Mr. Joseph Richardson, who is interested in the Utah Northern Railroad, was exceedingly anxious, before returning east, to personally examine the route of the proposed twenty-five miles northward extension of that line, and was desirous that Mr. Young should accompany him.

Under the energetic supervision of Mr. Young, the proposed extension will be likely to soon become an accomplished fact.

A dispatch from him, dated at Logan, last evening, to Hon. Geo. Q. Cannon, stated that himself, Mr. Richardson and Mr. Moses Thatcher intended going to Soda Springs.

**A Fraudulent Fellow.**—J. F. Lyon was before Justice Pyper to-day, on the grave charge of personating an officer and committing a fraud upon a young Scandinavian, named E. A. Frenzel. The evidence showed that Lyon, being aware of Frenzel's being indebted to a third party, pretended to be an officer and demanded the payment of the debt, on pain of being placed under arrest. Subsequently, at the Salt Lake House, Lyon told Frenzel that if the latter would pay him \$25 he would give him a receipt in full and let him go clear, but that if he did not he would have to go before Justice Pyper. Frenzel then gave him \$5.00 in cash, and also gave his watch as security while he procured the balance. While Frenzel was gone to get the amount to make up the \$25 Lyon decamped and he (Frenzel) discovered that he had been cheated.

Justice Pyper decided that Lyon be held in \$500 bonds, and that in default of which, he stand committed to appear and answer in the District Court to any charge that might be preferred against him by the grand jury of the Third District.

**District Court.**—After the opening of court, at 9 o'clock this morning, his honor Judge Emerson charged the jury in the Wiggins case, and they retired to their room, about 15 minutes after 9.

Messrs. Tilford & Hagan, counsel for the defense in the case of the People of the United States, etc., vs. Zechart, of Ogden, indicted for shooting with intent to kill, entered a demurrer to the indictment, on the ground that the latter document did not state the time of the occurrence on which it was based, further than that it happened in 1874, the same year in which the indictment was found. The counsel entering the demurrer cited several authorities on the subject, and the Court ruled that the omission was fatal to the indictment and the demurrer was therefore sustained. Mr. Zachart is, we presume, therefore now at liberty.

Mr. Hagan drew the attention of the Court to a matter that immediately concerned the U. S. Marshal, in whose behalf he alluded to the subject. The clerk of the court had some money in hand derived

from fines and other sources, that had not been disposed of by any order of the Court, and the Marshal was inclined to the belief that he was entitled to hold back his fees from such moneys, that being apparently the only way they could be collected.

The Court said that it appeared to him on first thought that the Marshal could not audit his own accounts, but the counsel could at some time point out the law bearing on the subject.

The District Attorney asked the Court if the latter intended making any ruling in the polygamy case of the People, etc., vs. George Reynolds. The Court thought it unnecessary, as the defense had waived the point raised by the omission to arraign the defendant before the trial.

The Court was of opinion also that it was not necessary to pronounce judgment in the case, as the Poland Bill did not appear to require that to be done, pending a decision in the Court of last resort. In the matter of appeal the Poland Bill reads—

"A writ of error from the Supreme Court of the United States to the Supreme Court of the Territory shall lie in criminal cases, where the accused shall have been sentenced to capital punishment, or convicted of bigamy or polygamy."

It will be seen from the quotation that the writ of error shall lie after sentence in capital cases and after conviction in polygamous or bigamous cases, so it would appear that the judge is right in holding that the pronouncing of judgment or sentence in the case under consideration is unnecessary at present, and may not be necessary at any time.

About half past eleven the jury in the Wiggins case brought in a verdict of guilty, as charged in the first count of the indictment. Without pronouncing judgment on the prisoner, court adjourned till to-morrow morning.

## By Telegraph.

### AMERICAN.

**PARIS, Ky., 5.**—During a stallion exhibition to-day, Goldsmith's Abdallah was instantly killed by coming in collision with another horse while going around the ring, the shafts of the sulky striking him in the breast. He was valued at \$80 000.

**NEW ORLEANS, 5.**—General Sheridan is here, probably in connection with the Mexico-Texas frontier troubles.

**NEW HAVEN, 5.**—Phelps, dem., is elected to Congress from this district.

**SAN FRANCISCO, 5.**—Unusually cold weather with a light fall of snow is reported throughout the central portions of the State to-day, and fears are expressed for the safety of the fruit crop.

Senators Sargent and Stewart, and Gorham, Secretary of the Senate, were passengers on the overland train to-day.

The rear car of a train on the Northern Pacific Railroad was blown off the track by a strong wind to-day, down a ravine 40 feet deep; Mr. Avery, a clergyman from Tomales, was probably fatally injured, and many others severely hurt.

**NEW YORK, 6.**—Mrs. Andrew Williams, mother of Bret Harte, died at Morristown, N. J., on Sunday; the funeral will take place here to-morrow.

A general reduction in passenger rates has been made on all the railroads running to western points, and competition is expected to force the rates down still further.

Among the passengers by the steamship *Pereire*, which arrived to-day, are the Count Marefoschi who bears the official announcement to Archbishop McCloskey of his elevation to the cardinalate, and Monsignor Roncetti, the oblegate, who bears from the Pope the ceretta, or insignia of the cardinalate. The early arrival of the steamer made it impossible for the associa-

tions that had chartered the steamboat to meet the distinguished visitors off Sandy Hook, as was contemplated.

In the fire in the Frankfort Street Hotel, this morning, one of the guests was suffocated and two others were carried from the building insensible.

**PHILADELPHIA, 6.**—A special police force of 150 men left here to-day for the disturbed mining districts.

**ANNAPOLIS, Md., 6.**—In the election yesterday two white men and eight negroes were shot. One negro died and two others are not expected to live.

**CINCINNATI, O., 6.**—The democratic city and county ticket was elected here yesterday. The democrats elected their ticket in Zanesville, Troy, Lima, Bucyrus, Crestline, Dayton, Wooster and Chilli-cothe; the republicans and independents in Springfield, Xenia, Urbana, Mansfield, Wilmington, Youngstown, London and Toledo.

**COLUMBUS, O., 6.**—Ed. Phelps, a young man of twenty, shot and instantly killed his uncle, Homer Phelps, in a family quarrel this morning.

**ST. LOUIS, 6.**—John Carney, a drunken wretch, cut his wife's throat while she was lying in bed this morning, and then cut his own; both are expected to die. Whiskey is the only cause.

**WASHINGTON, 6.**—Conclusive proof has been obtained that four or five clerks in the Post-office Department, and several persons outside, have secured a number of contracts for mail service in the South-western States by means of a counterfeit stamp containing the initials of the first and second postmasters general, which is placed on the bids when opened in order to show that they have been received in time; this counterfeit stamp has been used to give validity to straw bids made at lower figures than the lowest of the bids really opened at the advertised time. Among the contractors implicated is ex-Congressman Haynes, recently appointed U. S. Marshal for Alabama. The contracts thus secured will be annulled, and all the clerks implicated immediately dismissed.

**HARTFORD, CONN., 6.**—Ingersoll, for governor, has a plurality of 9,482 majority over all.

**SIOUX CITY, 6.**—Two parties of about two hundred men, under the lead of Gordon and Andrews, all well armed and equipped, crossed the river here to-day, en route for the Black Hills.

**ALBANY, N. Y., 6.**—It is understood that Ingersoll, who has been pardoned by the governor, will be used as a witness before the grand jury in procuring an indictment against Peter B. Sweeney.

**SAN FRANCISCO, 6.**—Reports from various parts of the State indicate serious damage to the fruit crop by frost last night; advices from Los Angeles state that the grape crop is probably ruined.

### FOREIGN.

**VENICE, 5.**—The Emperor of Austria arrived here this morning from Trieste. He was received by the King of Italy, and escorted to the palace amid the cheers of an immense crowd of people; the city is illuminated to-night.

**LONDON, 6.**—Cardinal Manning has arrived here, and, in a few days, the Catholic gentry of England will present him with a congratulatory address, accompanied by a testimonial of five thousand guineas.

The reply of the Rev. Dr. Newman to Gladstone's Vaticanism, is published to-day. Dr. Newman quotes authorities to prove that the Pope is not infallible in subject matter in which conscience is not supreme authority, therefore a dead-lock between conscience and the Pope is impossible.

**PARIS, 6.**—The Rome correspondent of the *Journal des Debats* writes that the Pope will take up his residence in the United States if it should become impossible for him to remain in Rome, and it was with a view to such an emergency that Bishop McCloskey was made a cardinal.

**LONDON, 6.**—The budget about to be presented by the chancellor of

the exchequer to parliament will give the following exhibit of the finances for the fiscal year ending March 31st, '75: total revenue from all sources £74,922,000, being an excess over the estimates of £497,000; total expenditures, £74,328,000; less than estimated, £635,000; the reduction of expenses and the excess of receipts gives the government a surplus of £1,133,000.

**BERLIN, 6.**—In the lower house of the Prussian Diet to-day, the bill withdrawing the state grants from the Roman Catholic clergy passed its third reading.

**VENICE, 6.**—At a dinner given to the Emperor of Austria this evening King Victor toasted the Emperor of Austria as his brother and friend; the Emperor responded, expressing the deepest gratitude for his cordial reception, and adding—"I drink to the health of my brother and dear friend the King of Italy, and to the well-being and prosperity of Italy."

**LONDON, 7, 5.30 a.m.**—The *Times* Paris special says that the Prussian note to Belgium concerning the pastorals of the Bishops and other matters of offense, after enumerating the cause of the complaint, adds that it is scarcely possible that the laws of Belgium cannot enable the government to stop undertakings which might alter its relations with neighboring States. Neutral States which wish to preserve the advantage of their position should carefully avoid anything which might alter that principle of neutrality which is the basis of their existence. If the Belgian laws do not contain the authority necessary to obtain the legitimate satisfaction claimed by the German government, the latter hopes that Belgium will supply the deficiency by fresh legislation. The Belgium *Times* correspondent gives the substance of Belgium's answer, which refutes the claims put forward, and reminds Germany that the pastoral letters complained of were published at the beginning of the struggle in Germany against the Pope, and ought now to be forgotten. The address of sympathy to the imprisoned Bishop of Paderborn, another grievance alleged by Germany, Belgium insists was an act of individuals and not of an organized society. The answer continues—"Germany previously thanked the Belgian authorities for their conduct in the matter of the Duchesne plot, an investigation into which is still proceeding. The Belgian laws are sufficient for the suppression of actual offenses, but offenses of intention cannot be repressed. The liberty enjoyed by Belgium is drawn from the very vitals of the nation; the attitude of this people has always excited general admiration, as they have given an example of liberty allied to order. Independent and neutral Belgium has never done anything, notwithstanding incessant intercourse between the two countries, that could alter its relations with a friendly nation which guarantees her independence."

### WE ARE HERE.

By Hon. John Taylor, on Monday, April 5, Mr. E. T. HOAGLAND, of this city, to Miss SARAH E. LISH, of St. John's, Rush Valley.

Also Mr. W. W. TAYLOR to Miss SARAH HOAGLAND, both of this city.

Though fools spurn Hymen's gentle powers, We, who improve his golden hours,

By sweet experience know That marriage, rightly understood, Gives to the tender and the good A paradise below.

### DIED.

At Hyde Park, March 30, JOHN HENRY, son of J. B. and Hannah E. Roper, aged 1 year, 4 months and 6 days.

In the 4th Ward of this city, April 6th, in his 71st year, of inflammation of the bowels, JAMES DAY.

Deceased emigrated to this country from Bradford, England, in 1871, and has been a member of the Church of Jesus Christ of Latter-day Saints twenty-nine years.

*Millennial Star*, please copy.

In the 16th Ward of this city, April 9, at twenty-five minutes past 1 p.m., LENA, daughter of Frederick and Abba Kester, aged 12 years, 3 months and 9 days.