

that it was the detection of crime. All the testimony went to show that this was the full intent of the defendant, and that he had no idea of committing crime, and did not do so. Mrs. Fields had perjured herself, as Captain Greenman's testimony had shown. Mr. Burmester had never witnessed, in all his experience, such an exhibition of regard for the public welfare as Mr. Hampton had shown. When he was notified before the grand jury that he could decline to testify, he refused to take advantage of any technicality, and volunteered to tell the whole truth. The detective business was an ungrateful one at the best, and in the present case the ingratitude was most glaring. It was a well known fact that this class of crime was difficult to detect. The defendant had hired detectives to ferret out the crime, and was fully justified in doing what he did, and he should not be convicted of a crime he did not commit, simply because he belonged to a certain class of people. The case will probably be brought to a close this evening.

FROM SATURDAY'S DAILY, DEC. 26

**From Beaver.**—Bishop Culbert King and Brother James E. Twichell were brought to this city on Thursday evening and taken to the penitentiary to serve six months' imprisonment for cohabiting with their wives.

**Burglary.**—Last night Mr. A. H. Cannon's store in Ogden, was broken into, and all the cash in the drawer and a quantity of miscellaneous merchandise stolen. The burglars obtained ingress through a back window, secured about \$4 in silver, a supply of pocket knives, purses and other articles, and succeeded in making their escape. The sheriff of Weber County has the matter in hand, however, and will probably alight on the thieves before long.

**Bereaved.**—We extend our heartfelt sympathies to Brother and Sister Parley P. Driggs, of Pleasant Grove, over the loss, by death, on Thursday evening last, of typhoid fever, of their eldest son, Parley Pratt. The death was very unexpected, as the "little man" had only been bedfast one week. It will be remembered that this family buried three little boys next younger than this child, from diphtheria, two years ago, in close succession. This sad bereavement, coupled with that great trial, is almost more than human nature can endure. The whole neighborhood is greatly wrought upon, and every office of kindness is being extended to the afflicted family. The youth was a "man" in demeanor and intelligent beyond his years.

**Those "Impartial" Jurors.**—Those who have read the testimony given in the trial of Mr. B. Y. Hampton, charged with "conspiracy" in detecting filthy crimes against morality, will be able to appreciate the "impartiality" of the jury selected by U. S. Marshal Ireland, in their verdict of "guilty." Following are the names of the "good man and true." They will do to remember:

T. J. Almy, foreman; head bookkeeper Ontario Silver Mining Co.  
Jas. P. Keats.  
Geo. S. Ellis, carpenter.  
Isaac Hazelgrove, miner.  
Andrew C. Bixen, proprietor Valley House.  
C. A. Dahl, excursion steamer, Great Salt Lake.  
Fulton Haight, miner.  
Chas. W. Lyman, treasurer Utah Forwarding Co.  
J. M. Darling, manager Bennett Bros., dealers in wagons and machinery, State Road.  
Samuel Paul, of Mulloy & Paul, livery stables.  
John J. Duke, clerk in Walker Brothers.  
T. E. Harper, green grocer, Second South Street.

Quite a rumpus was raised on Second South Street on Thursday night, after the jury had been discharged, and it is said that two of the principals were members of this same jury who were overloaded with whisky.

If the individual who draws his salary as U. S. Marshal for Utah meant, when he said "Mormons" would not make "impartial jurors," such "impartiality" as that shown in the Hampton case, we quite agree with him. We are thankful that "Mormons" will not descend so low as to give a verdict because of a pressure of public opinion, or to convict a man simply because he belongs to a different "class."

**The Snake River Country.**—Bro. David R. Gill, who has been on a trip to the Snake River country in the interest of the *Juvenile Instructor*, has brought back with him some samples of the products of that region which ought to be sufficient to satisfy even the most skeptical as to the productivity of the soil and the adaptability of the climate. Among them are turnips, rutabagas, radishes and onions from the garden of Charles Keppner, of Rexburg, that are of large size and as solid as possible. Brother Gill says he measured a turnip raised by Bishop Parker, of Egin, that was 3 ft. 2 1/2 in. in circumference, and yet it was not the largest produced for he had one that weighed 27 pounds, and still was quite solid, tender and sweet. He brought also samples of several varieties of corn raised by Bishop Parker, whose crop in this line the present year footed up to 200 bushels, and it appears as fine as is usually raised in any country. That region seems specially adapted to the culture of vegetables, nearly all kinds of which do exceedingly well, and so far as tried the

hardier kinds of fruits have also done well.

To show that the reports circulated some time since about the failure of the grain crop there this year were not true, he reports from figures furnished him by the Presidency of the Bannock Stake that there was raised this year of small grain in the Rexburg Ward 13,000 bushels; in Teton 7,000; Wilford 2,000; Salem 2,000; Egin 850; Lyman 2,000; Menan 11,000; Louisville 3,000; Willow and Sand Creek 3,000; Medicine Lodge 7,000; and at scattering places not included in these wards 1,000, making in all a total for that stake of 51,850 bushels. The hay crop was a partial failure, but it can be avoided another year by irrigating the meadow land; besides many are now cultivating lucern, which thrives well.

An excellent feeling prevails among the people there, and Brother Gill is delighted with his trip.

**Amnestied.**—The Secretary of the Territory has received from Washington amnesties for the following persons: Soren Jensen, of Sevier County; John S. Painter, Juab County; Charlotte E. Sharpe, Kane County; Wells Chase, Ogden, Weber County; Orrwell Simons, Utah County; George G. Snyder, Park City, Summit County; and Frederick Kingston, Morgan County. The Secretary states that the number of amnestied persons since the passage of the Edmunds Act, is about eighty. Following is a sample of the documents in the cases:

GROVER CLEVELAND,  
President of the United States of America,

To all to whom these presents shall come, greeting:

Whereas, Frederick Kingston, of the Territory of Utah, having been guilty of polygamy and unlawful cohabitation, before the passage of the act approved March 23d, 1882, entitled, "An act to amend section 3,352 of the Revised Statutes of the United States, in reference to bigamy, and for other purposes," has become subject to certain penalties and political disabilities;

And whereas, having been assured that he has abandoned these unlawful practices, and no longer countenances or gives any support thereto, and that he has not been guilty thereof since the passage of the act aforesaid, and is now a law-abiding citizen;

And whereas, the Commission appointed under authority of the said act, and the Governor and Justices of the Supreme Court of the Territory, having recommended him as worthy of the amnesty contemplated in Section 6, of the above entitled act, for which he in good faith has applied, and made oaths as required in such cases;

Now, therefore, be it known that I, Grover Cleveland, President of the United States of America, in consideration of the premises, divers other good and sufficient reasons me thereunto moving, do hereby grant to the said Frederick Kingston, a full and unconditional pardon.

In testimony whereof, I have hereunto signed my name and caused the seal of the United States to be affixed.

Done at the City of Washington, this 14th day of December, A. D. 1883, and of the independence of the United States the one hundred and tenth.

[Seal] GROVER CLEVELAND.

By the President,  
T. F. BAYARD,  
Secretary of State.

#### THE HAMPTON TRIAL ENDED.

THE VERDICT OF IRELAND'S "IMPARTIAL" JURY AS ANTICIPATED.

NOT BELONGING TO THE SAME "CLASS" AS ANTI-"MORMON" JURORS IS SUFFICIENT FOR CONVICTION.

At the close of Mr. Burmester's argument for the defense, on Thursday afternoon, the Court took a recess for five minutes, when Mr. Varian concluded by a speech in his usual vituperative style. After going over about the same ground as was covered in his opening address, he declared that the assertion of the defendant that the plan was to suppress vice, was false. In support of this proposition he wanted to know why those who were aiming at the suppression of sexual vice did not come to the support of the general government in its war against polygamy, when at the same time Mr. Varian knew that polygamy was not a crime in itself (but was made an offense by statute), and that the men referred to regarded the law against it as unjust and cruel. The speaker concluded by saying that he took the whole responsibility of the prosecution for "conspiracy" upon himself.

The Court then charged the jury, stating that the law presumed the defendant innocent until proven guilty beyond a reasonable doubt. If the jury found that he had entered into such an arrangement as that charged in the indictment, the verdict should be guilty. If they believed the defendant only intended to detect and punish crime, the verdict should be not guilty. Conviction could not be had upon the testimony of an accomplice alone, but must be corroborated with other evidence connected with the defendant. The evidence should be weighed all together, and if there was any reasonable doubt of guilt as charged, the defendant should be acquitted.

The jury then retired, and in about an hour, during which time the court waited, returned, the verdict being that the defendant was guilty of conspiracy as charged in the indictment.

The verdict occasioned but little if any surprise, as it had been anticipated by the defendant's friends from the time the list of jurors, summoned evidently for their anti-"Mormon" proclivities by the craven wick-dealer who now wields a little brief authority, was made public. Mr. Hampton received the announcement of the result with his characteristic coolness, being conscious of the gross injustice done him because he had dared take means to detect and expose the lechery and corruption existing among the morality-screechers, in defiance of a law which the Federal officials have allowed to remain a dead letter.

The time of passing sentence was set for Tuesday next, December 29th, and the "good" jurors, selected for their "impartiality" by U. S. Marshal Ireland, having accomplished the end for which they were designed, were discharged for the term, the remaining three indictments against Mr. Hampton being continued for the term.

FROM MONDAY'S DAILY, DEC. 28

**Unfavorable Symptoms.**—Yesterday Joseph W. McMurrin, who has been progressing so favorably since the shooting, was seized with violent cramps in the stomach. These symptoms are regarded as exceedingly unfavorable. We hope they will not prove as serious as feared.

**A Heavy Affliction.**—The family of Brother Joseph Matthews, of the Nineteenth Ward, in which five children fell victims to the diphtheria some time since, has had another visitation of that dread malady, and a sixth child—a little boy of five years—succumbed to it yesterday. No other members of the household have shown any symptoms of having contracted the contagion, and it is to be hoped they will not. The family have the sympathy of their acquaintances.

**Paralyzed.**—Sister Elenor Cox, of the Twenty-first Ward, who had the misfortune to fall and break her hip bone nearly two years since, causing her great suffering ever since as it could not be set, but who had recovered sufficiently to be able to walk a little, was stricken with paralysis on Saturday night last. One whole side is rendered quite powerless, and she is also deprived of her ability to speak or take nourishment. She is a little better now than she has been, but it is still doubtful whether she will survive the shock.

**The "Instructor."**—The Christmas number of the *Juvenile Instructor* is before us, and is not only very attractive in appearance, but is instructive and entertaining in the highest degree to read. By the way, the present month ends the twentieth year of its existence and in the editorial in the present number a retrospective view is taken of its history. He who has a full set of the volumes of the *Instructor* bound possesses one of the best possible foundations for a library. For children's home reading we can think of no work that would equal it in value. A number of improvements are to be made in the new volume which commences January 1st, 1886, and active canvassing is now being engaged in to swell the lists of subscribers.

Brothers D. R. Gill and A. M. Buchanan are engaged in traveling in the country for the *Instructor*, the former in the north and east and the latter in the south. It is to be hoped they will meet with all the encouragement which the merits of the paper entitle them to.

**Police Notes.**—John Shafer, who has for some time been eluding arrest on a charge of battery, gave himself up on Saturday, and paid a fine of \$10 imposed on him.

John Wilson was arrested on Saturday evening, on a charge of larceny. He entered a plea of not guilty, [this morning, and sentence was deferred.

Frank Raymond, who has been wanted on a charge of forgery for some time past, was arrested on Saturday evening.

Henry Sweetburg stole two pair of blankets from the Morgan Smelter, on Saturday. He has not yet been arrested.

Ivins Conk was the only drunk taken in on Saturday night. He was fined \$5 to-day.

George Johnston was arrested by Officer Smith on Sunday, for stealing David Henderson's horse.

**A Close Call.**—A man by the name of Nielsen who lives near the Jordan river, a short distance south of the Sixth Ward Bridge, narrowly escaped being shot yesterday morning about 11 o'clock. While standing before a glass, engaged in shaving, a 44-calibre ball fired by some unknown person, evidently pretty near his residence, came crashing through the window and passing within two inches of his neck, entered the wall on the opposite side of the room. Boys frequently go out gunning in that region for sport, and it was probably one of this class who fired the shot, perhaps with the idea that the house was unoccupied, as it had been for many months until recently. Whoever he was, though, he was careful to avoid being seen. The narrow escape from serious consequences in this case ought to serve as a warning to persons who have been guilty of reckless shooting, especially those who have been in the habit of riddling the doors and windows of vacant houses outside of the city with bullets, to cease such a practice out of regard for life if not for property.

**Fatal Shooting.**—Our correspondent, at Tintic, Juab County, "Orr,"

sends an account of a fatal shooting affray which took place at the Eureka Mine, Tintic, at about 10 o'clock on Christmas eve, and in which Joseph Hesselgrave, engineer at the Eureka Mine, was instantly killed by Ole Olesen, night watchman at the mine. The evidence produced at the Coroner's inquest showed very slight provocation for the shooting. The two young men who were witnesses of the fatal shot, were outside the shaft-house, when they heard the noise of scuffling. On coming in, they saw that the men had hold of each other, Olesen having a pistol in his hand and Hesselgrave endeavoring to prevent his using it.

It is stated that one of the witnesses caught Olesen's arm, telling him not to use a pistol, but Olesen, being a strong man, quickly freed himself. He ordered the witness to stand back, and placing the pistol close to Hesselgrave's head, fired. The ball entered the side of the face a little below the left eye, causing almost instant death. Hesselgrave was from Yorkshire, England; he was 26 years old, and leaves a young wife to mourn his loss. He bore a good reputation.

Olesen was immediately taken into custody, and talk of lynching was freely indulged in. The officers deemed it wise to move him in the night to Nephi.

HON. WM. JENNINGS is again so ill as to be confined to his room.

GEORGE MORRISON and James King, of Millard County, have been appointed notaries public by the Governor.

WM. H. LAWS has been commissioned by the Governor as justice of the peace for Johnson precinct, Kane County.

A CASE of diphtheria was reported yesterday at the house of Mr. W. Hook, three blocks east from the end of the Twentieth Ward street railroad track.

S. D. OLSEN was arraigned in the First District Court, in Ogden, on Thursday, on an indictment charging him with grand larceny. He was given until January 4th to plead.

GEN. P. E. CONNOR writes to thank us for copies of DESERET EVENING NEWS mailed to the New Orleans Exposition, which he says are "perused with interest by visitors, who pronounce it novel and interesting."

The officers of the Deseret Hospital desire to return thanks to S. P. Teasdel, George F. Brooks, H. Sadler, Henry Wagner, Godbe Pitts & Co., Moore, Allen & Co., and Wm. W. Taylor, of Lehi, who so liberally donated to a Christmas dinner at the hospital, and also gave other luxuries of the season.

READ the letter from W. C. B. Orrock in another part of the paper and learn of the latest method adopted by the female "missionary teachers" sent to Utah to operate against the "Mormons"—reading and answering letters not addressed to them. Wonder if the p. m. of Fairview is a "missionary teacher?" If not, how did L. C. Rea, the "missionary teacher" of Ephraim, get hold of that letter?

ON Thursday, after the close of the Hampton case, in the Third District Court, the charges against Ed. L. Butterfield, for lewdness with the dissolute Mrs. Fields, and Frank Foote, for the same offense with Fanny Davenport, were dismissed. The detective who ferreted out these crimes is to be punished, while the criminals are allowed to go scot free! Consistent, isn't it? But it is the usual course of anti-"Mormons."

#### TERRITORIAL ITEMS.

CULLED FROM LATEST EXCHANGES.

—Last Thursday in a fight between two men at Butte, Montana, one of the parties bit the other's nose off.

—Captain Topp committed suicide at Port Townsend, Washington Ter., on Thursday night, by shooting.

—D. W. Dilda, the murderer of Deputy Sheriff Murphy, was arrested at Ash Fork, Arizona, on Thursday last.

—On Christmas day, near Steeple Rock, Arizona, three men were killed by Indians. The band of horses in charge of the men was stolen.

—On Thursday last, at the depot at Helena, Montana, George Bell, aged 64, was severely crushed between his own wagon and a freight car.

—An Indian outbreak is feared at Port Townsend, Washington Territory, and the inhabitants have applied to the Federal government for protection.

—On Dec. 23, near Las Cruces, New Mexico, a company of volunteers attacked an Indian encampment, killing 11 Indians and capturing 30 of their horses.

—Reckless revolver practice resulted in the killing of John Church, a saloon keeper, at Powderville, Montana, on Christmas eve. He was waiting on a party of cowboys, who claim that a stray shot struck him.

—James Conner, a member of the G. A. R., shot and killed a soldier named Cornelius Lengham, on Thursday, at Vancouver, Washington Ter. Lengham stealthily entered Conner's house, for an unknown purpose,

—The accounts of United States Commissioner E. McB. Timoney were approved in the Second District Court at Beaver on Dec. 25d. Timoney was arraigned the same day on an indictment charging him with selling liquor without a government license. Timoney will be all right on that charge, as he is not a "Mormon."

—At the Opera House, Logan, during a fancy dress ball Thursday evening, a ladder was being dragged under a chandelier, when it struck two of the lamps, knocking them down. They were broken by the fall, and the burning coal oil ran over the floor, making a high blaze. Coats, cushions, etc., were used to smother out the flames, and after some time this was accomplished.

—Last Friday a miner named Ed. Powell, working in the Rock Springs mines, Wyoming, was severely hurt and narrowly escaped a sudden death. He was making a mine when about 150 pounds of coal slipped off the face of the room striking him on the head and cutting his scalp open in several places. He was pinned to the floor and his mate helped him out. He was sent to his home in Utah till he should be able to resume work.

—Last week an accident occurred near Argenta, Montana, in which Mr. John T. McLaughlin received very serious if not fatal injuries. Mr. McLaughlin and his nephew were cutting timber for wood, the young man doing the chopping. McLaughlin was standing with his back to the tree, some 100 feet away, and as the tree fell the branches and limbs struck him on the head and back. He was knocked down and injured to such an extent that it became necessary to take him to his residence, several miles away, and a physician was summoned. The next day his condition was worse and his lower extremities became paralyzed. At last accounts he was in a very serious condition.

—John P. Porter, of Porterville, Morgan County, who was in attendance on the District Court at Ogden on Thursday as a witness in the sheep case, went raving mad after leaving the court room. A physician examined Mr. Porter at 1 p. m., Thursday and gave a certificate to the effect that he was *non compos mentis*. This, however, did not prevent Porter from testifying as a witness at the afternoon session of the court. He gave his testimony in an apparently straightforward manner, but the effect was disastrous. At about 6 p. m. another examination revealed the fact that he was a raving maniac. When his feet and hands were tied, it took three men to hold him.

—A meeting of the representative citizens of Helena, Montana, was held last week, to consider the investigation of alleged frauds in connection with the county court house. A committee of sixty-five citizens was appointed and empowered to "procure testimony, and commence and prosecute suits in the courts" against the dishonest officials. The leading Montana papers are pushing the work. If those citizens were residents of Utah, and were to take such a course against the lecherous violators of the law here, the chances would be about 1,000 to 1 that they would be prosecuted in the Federal courts, and punished for "conspiracy," and the Montana papers would say amen.

#### LEGAL NOTICE.

In the Probate Court in and for Salt Lake County, Territory of Utah.

In the matter of the Estate of Elnathan Eldredge.

Order appointing time and place for settlement account and to hear petition for distribution.

ON READING AND FILING THE petition of Elnathan and F. B. Eldredge, administrators of the estate of Elnathan Eldredge, deceased, setting forth that they have filed their final account of their administration upon said estate in this Court, that all the debts and expenses of administration have been fully paid, and that a portion of said estate remains to be divided among the heirs of said deceased, and praying among other things for an order of distribution of the residue of said estate among the persons entitled.

It is ordered that all persons interested in the estate of the said Elnathan Eldredge, deceased, be and appear before the Probate Court of the County of Salt Lake, at the Court Room of said Court, in the County Court House on the 21st day of January, 1886, at 10 o'clock a. m., then and there to show cause why an order of distribution should not be made of the residue of said estate among the heirs and devisees of the said Elnathan Eldredge, deceased, according to law.

It is further ordered that the Clerk cause copies of this order to be posted in three public places and published in the DESERET WEEKLY NEWS, a newspaper printed and circulated in Salt Lake County, three weeks successively prior to said 21st day of January, 1886.

ELIAS A. SMITH,  
Probate Judge.

Dated December 28th, 1885.

TERRITORY OF UTAH,  
County of Salt Lake. } ss  
I, John C. Cutler, Clerk of the Probate Court in and for the County of Salt Lake, in the Territory of Utah, do hereby certify that the foregoing is a full, true and correct copy of order appointing time and place for settlement of account and distribution, in the matter of the Estate of Elnathan Eldredge, deceased, as appears of record in my office.

In witness whereof, I have hereunto set my hand and affixed the seal of said Court, this 28th day of December, A. D. 1885.

JOHN C. CUTLER,  
Probate Clerk.

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