(Continued from page 633.) is no place set apart specifically for the authority comes?

for the performance of these rites? A .- As I have said, there are places fers the authority. that are appointed for a great many ceremonies, among which is the ceremony of marriage. The ceremony of you do confer authority? marriage can be performed outside of any of these places.

Q .- I am speaking of plural [marri-

ages? A.-Yes, sir.

Q.—Does the Church allow members of its faith to enter into plural marriage, according to circumstances?

A.-Yes. Q.-Where? Any place, indoor or out

of doors? [Question objected to.]

Q.—Under what circumstances does | marriages? the Church authorize the performance of the ceremony of plural marriage outside of the Endowment House or temples of the Church?

[Question objected to as immaterial

and irrelevant.]

Judge Zane-Answer the question, [Exception taken.]

A.-I do not know anything special sabe at the matter.

Q.—Mr. Taylor, if members of the ffaith, a man and woman, members of the Church, were living, for instance, in this city, within convenient reach of the Endowment House, desired to enter into plaral marriage, would not the law of the Church require them to have the ceremony performed in the Endowment Hopse?

[Question objected to.]

A.—Not necessarily so. Q.-Would they not require a dispensation from the Church to authorize its | marriage in the Church? cesebration elsewhere?

A.—Yes, sir. the dispensation be granted?

[Question objected to]. Judge Zane-For what purpose do

you ask this question?

all tending to show that this marriage | freshed? must have been performed in the Endowment House in this city. Mr. F. S. Richards-It has already

been shown that marriages could be performed elsewhere than the Endowment House. Judge Zane-Answer the question.

[Exception taken].

Mr. Dickson-What are the circumstances necessary to the obtaining of a dispensation?

A .- It would be very difficult to sav There might be twenty or thirty different circumstances.

Q.-Well, do you know of some cir- or not? cumstances that would authorize such a dispensation?

A .- I do not know particularly.

dispensation A.-Yes, sir.

Q.—For the perfermance of the act, but not for a specific place? A.—Yes sir.

Q.—If parties are living here in Salt Lake City, members of the Mormon faith, a man and a woman who are desirous to enter into plural marriage, riages? would they not be required in the absence of a dispensation, to have the cords. ceremony performed in the Endowment House?

President Taylor-In the absence of a dispensation?

Q.-In the absence of a dispensa- not? tion authorizing the marriage elsewhere?

A.—It would be the authority to get married that would pass, no matter where it was.

Q.—Who gives the authority? A.—I give that authority.

Q.—In all cases? .A.—Generally in all cases.

Q.—Is there any other person authorized to grant the dispensation? A.—There are persons I might ap-

Q.—Have you conferred unon any refuse? person that authority within the past three years?

and irrelevant.] A.-Yes, sir.

[Exception taken.] Q.-Who?

point.

sometimes George Q. Cannon.

Q.-Do you remember any others upon whom you conferred that author- | could inquire as to their whereabouts.

ity within that time? A .- I do not remember any at pres- give us the information? ent.

Q.-When this authority is conferred enough. upon any one by you, is it an authority limited to some particular case, or a cords?

general authority? A .- It would be a general authority until rescinded.

Q.—Give me the names, if you can, of the priests or ministers, or whatever name they are known by in the Church, in this city, who were authorized to perform plural marriages within the past three years?

Question objected to as immateri-

Mr. Dickson-It may be that he is best of my knowledge. one, and I may follow it up by showing that he was present at that marriage. Mr. Bennett-Oh, anything may be. A.-No, sir.

The question is whether it is lawful. Judge Zane-I do not see that it is not material if followed up. He may

answer the question. [Exception taken.]

Question repeated. A.—I could not give you these names. Q.—Can you give me any of them?

A.-No, sir. person in the Church who was authorized to celebrate plural marriages with- of the record?

in this period of time? A.—I will state in relation to these matters, that I have nothing to do with | custodian of the record was? the detalls.

Q .- I understand it is you from whom

A.—Yes, sir; but I have nothing to Q.—Is there any other proper place do with the details of the matter. Q.-But you are the person who con-

> A.-Yes sir. Q.—Then you do know upon whom A.—There are hundreds of people who

have authority. Q.—In this city? A. -Well, there are a great many in this city.

Q.—How many? A .- I could not say.

Q.-Do you keep any record of the appointments? A.-No, sir.

Q.—You do not know at any time who is authorized to celebrate plural

A. No, sir; I do not know. Q .- Is there no means by which you

can inform yourself? A.—There may be.

Q. -Do you think you could find out? A.—I might by asking the parties. Q.-But if you don't know who to

A .- Then I would not know who to

Q.—Then I understand you to say you do not know who they all are?

A.-I do most emphatically. Q.-There are persons; but with your unaided recollection you are unable to say who is or who is not authorized to administer that rite?

A.—I do not understand you. Q.—If I understand you aright, by your unaided recollection to-day you are unable to say who is or who is not authorized to celebrate the rites of

A.-My recollection would tell of hundreds if I could remember their Q.—Under what circumstances would names that would be authorized, but my recollection would not tell me who

is or who is not. Q.—Your recollection would not give all who are? Is there any means by Mr. Dickson-For the same purpose, | which your recollection could be re-

A.-I do not know. I could investigate.

Q.—There is no records kept? A.—Don't have any such records. Q.—Then if you don't know the names of the persons who celebrate the rites, and there is no record of it known to you, how can you tell

A.-I have nothing to do with de-Q.—It is a matter of no concern to the Church whether these marriages

whether a marriage is celebrated?

are celebrated by persons authorized Question objected to and sustained. Q.—During the year 1883 give me the

names of persons who were author-Q.-Did you say it would require a | ized; to celebrate plural marriage in the Endowment House of this city? A.-I could not tell you, sir. Q.—Can you ascertain?

A.—I presume I could ascertain. Q.—In what way? A.—By asking, as I said before. answered that question before.

Q.—Is there any record of mar-A.—I am not acquainted with the re-

Q.—Do you know whether a record of marriages is kept?

A.—It is very probable there is.

Q.—Can you say whether there is or question. A.-I think likely there is. Q.—Did you ever see it?

A .- I do dot know that I have. Q.—If you wanted to see it is there any means of ascertaining where it

A'-I could find out by inquiry. Q.-Will you be good enough to do

A.-Well, I am not good enough to do so. Q.—I understand, then, that unless

you are compelled to do so; you would (Question objected to.) Mr. Dickson.-I have the right, I

Question objected to as immaterial presume, to ask the witness, whether or not he could ascertain where the records are, or whether he refuses to do it.

A.-I do not know anything about A.-Sometimes Joseph F. Smith, the records. They are not in my custedy. Q,-I understand you to say you

Will you be good enough to do so and

A.-I do not think I am good Q.—Who is the custodian of the re-

A.—I cannot tell you.

Q.-Did you ever know who the custodian of the records was? A .- I do not know that I ever did.

Q.—Do you know you don't? A .- Yes, I know that I don't. Q.-You know that you have never known who the custodian was? Did I understand you to say that you have

never seen the record? A.-I do not think I ever have to the

Q.-Have you ever given any directions as to the custody of the record?

Q.—At no time? A.-No. sir.

Q.—Have you ever enquired of any one where the record was? A .- I could not say positively whether I have or not.

Q.—What is your best recollection? A .- I donot know.

Q.-You do not know whether you A.-I do not think I have.

A .- Not to my recollection.

Q.-Do you know whether Elias Smith, sen, during the year 1883, was authorized to celebrate plural marriages in the Endowment House of this city?

A.-I don't, sir. Q.-Do you know whether Angus

Cannon, sen., was? A.-I do not.

Q.-Do you know whether there is any person or number of persons, authorization or recommendation of thur Pratt was then called to testify to body of persons, in the church, who parties to the buildings at which these the stage routes between here and St. are anthorized to direct the custody of ceremonies are performed. State also George. He said a person could make the records? A.-I do not.

any regulation in the church, or adopt- marriages, or plural marriages, or ed by anyone in authority, with re- whether there is any distinction?

spect to the records? A .- I am not acquainted with anything pertaining to the records.

right to celebrate the rites of matrimony?

A.-No, sir. Q.—It must be some one upon whom authority has been conferred by you?

A,-No sir, not by me. Q.—Who confers the authority?

A.—Sometimes others. Q.-Well, who else besides yourself? A .- Well there are others besides houses aside from marriages?

myself. Q.-Who in this city besides your-

A.—Quite a number. Q.-Who in this city is authorized to celebrate plural marriages?

A .- A great many have been appointed-hundreds. Q.—Can you give me the names of as to the scope of the authority? those in this city who are now authorized to perform plural marriages?

A.-I could not. Q.—Do you mean there are so many? the Temple. would be authorized under certain a few words with Judge Zane, left the

circumstances. plural marriage is a secret rite, a out in swarms after him. secret ceremony?

A.—It is a secret to some and not to

were present? [Question objected to; overruled,] Q.-With the exception of those present-parties to the contract-is not that a secret ceremony?

[Question objected to.] A.-Necessarily so. Q.What do you mean by that answer?

-There might be a great many others, acquainted with the circumstance and who could be present if they desired.

Q.-Is that confined to members of the priesthood, or those in authority riages in the Endowment House; he in the church? A .- No, sir; those who were proper-

Q.—Those in whom the church had confidence? A.-Yes. Q-Are not the parties who enter

ly recommended could be there.

into the contract of plural marriage and those who are present in officiating sworn to secrecy? Question objected to as immaterial.] | being sworn, testified as follows:

to know how these marriages are ce- church; I did not officiate in any plugone through and observed from the November in 1882; nor last Thursday. concluded.

Question repeated. A.-No, sir. Q.—Is secrecy enjoined upon such? [The same objection made.]

A.—Not that I am aware of. Q.—What is the ceremony of plural marriage? A.—I do not propose to state it.

Q.—Do you decline to answer? A.-I do. Mr. Bennett-We object, your honor. Question withdrawn.

Q.-Are you acquainted with the defendant? A .- Yes. Q.-How long have you known him?

A .- A number of years. Q.-You have been on speaking terms any. with him? A .- Oh yes, all the time.

Q .- Have you ever had any conversation with him about his marriage rela-

A.-No, sir. Q .- Did you ever hear him say anything about it?

A.-No, sir. Q.-Do you know whether he has taken a plural wife or not? A.-I don't.

Q.—He is a member of your church, your senses, don't you? (hotly.) in fellowship? A.-Yes, Sir.

Q.-You knew there was an indictout against him? A .- I have heard of it. Q.-Did you ever ask him whether

not after you had ascertained that he any record of such marriages? had been incicted? A.-No. sir. Q.—You have met him since his in-

dictment was found?

A,-I do not remember. Q.-Have you any means of knowing whether or not he has entered into plural marriage?

Q.-Do you know that you have no

A .- I do not know that I have.

such means? A.-Yes. Examined by Mr. F. S. Richards President Taylor, in your direct ex- from the parties themselves. amination you spoke of having apbrate plural marriages. State whether possible. Q.—Can you not give the name of any have enquired as to the record? Have or not such authorization or appointyou ever inquired as to the custodian ments extended only to plural mar-Q.—Have you ever been told who the riages also. In other words, was the record. authorization general as to marriage, or confined to plural marriage only?

A .- It was general in all these matters, and things performed in the

house. Q .- And as to all classes of marriage, Mr. Cannon was excused. Mr. Taylor?

A.-Yes, sir. Q.-Whether plural or first marriages?

A.—Yes, sir. you refer to applies equally to parties Q.-Do you know whether there is who go to celebrate marriages, first A.—There is no distinction.

Q .- Mr. Taylor, I will also ask you whether such authorization or reccom-Q.—Has anyone not authorized the mendation that you might give to individuals would designate the purpose for which they go to the house? A.-No, sir, it would not.

Q.-Would it even show that they went there for the purpose of marriage at all?

A.-No, sir, Q.-Are there not various other rites and ordinances performed in these

A.-Yes, sir. Q.—Then in giving an authorization to go there, you would not signify or

indicate for what purpose? A .- I do not know for what purpose they go. Re-direct by Mr. Dfckson-You

stated in answer to Richards' question A.—My answer was that it pertained to all matters performed in the house. I refer to the Endowment House or to

A .- There are a great many that | President Taylor, having exchanged room, and with him the interest for a Q -Is it not a fact, Mr. Taylor, that | large number went also, for they passed

ELIAS SMITH, SR.,

the next witness, said he had seen the Q.-I of course exclude those who defendant; don't think I officiated in 1883 in any plural marriages in the Endowment House; I was sick or absent from the Endowment House in January, February, March, April, May, June and July; I never was authorized to crops previous to the great harvest perform marriages there, nor was I present, to the best of my knowledge, when defendant was married.

C. J. THOMAS,

the following witness, stated that his office as Elder and his position as Janitor at the Temple Block, did not include any service in relation to mar. knew the defendant, but not Lydia Spencer, and never saw defendant at the Endowment House.

Heber Dinwoodey, was called, but the prosecution in his case admitted they had been misinformed as to information in his possession, and he ing. was quickly excused.

ANGUS M. CANNON, SR.,

Mr. Dickson-I think we are entitled I am a member of the Mormon

existence of one. weary and Mr. Varian came to the res-

marriages in your church perpetuated! and calls for order.)

cue in a very brusque manner.

Q.-Do you mean to be understood still in movement. The dancing was as saying that there is no means by accompanied by singing. which these marriages are perpetua-A.—Oh, no; I do not.

Q.-What then? A.—I only say that I don't know of Q.—Is there any person not seen who takes down the record of those mar-

riages? A.—Not that I know of. Q.—Is there any kind, shape or manner of record written, cut, carved movable or immovable or anything else from which these marriages can

be learned? A .- I am only supposed to tell you what I know. I know of none. Q.—You derive your knowledge from

A .- I presume so, (quietly.) Q.—Then you never saw the record A .- Never. Q.-Never heard of it?

Q.—Then it would be impossible to he had entered into plural marriage or obtain from the archives of the church A .- I don't know. I never had occa-

A .- Never.

sion to find out. (Laughter and calls for order.) Q.-When you officiated Idid you never write down any names?

A .- Yes, on a slip of paper merely!

Q.-And what then? A.-I burnt it up. In response to further inquiry, Mr. Cannon said: I can only say that don't know of any record; was never enjoined to make or not to make a record; I always received the names

Mr. Varian-Thea burned them up

riages, or whether the appointees had tion be made when no record of the street car track in the Tenth Ward and the authority to celebrate first mar- marriage is kept? You say there is no upset, throwing both occupants vio-A.—Oh, no; I don't say so.

Q.—How about church divorces?

Mr. Bennett-We object. This is not a divorce suit; we are on the other branch of the business. (Laughter.)

Waldemar Lund, clerk at Spencer Clawson's store, and John D. and Henry Spencer, half brothers to Lydia, were each in turn examined, with no results that the prosecution had any Q .- You also made some reference to reason to feel gratified over, and Arwhether the regulations and recommend the round trip in about a week, the quickest time; by leaving Salt Lake Monday morning he could reach St. George, Wednesday about 4 or 5 p.m., and leaving there next morning could arrive here Saturday morning.

A motion made by the defense to strike this out as irrelevant was overruled, and the court was then adjourned till Saturday at 10 a.m.

LOCAL NEWS.

FROM FRIDAY'S DAILY, OCT. 17.

Missionaries .- By private telegram from New York we learn that the missionaries who left this city for Europe on Saturday the 11th inst., reached New York on Thursday all well, and expected to sail on Saturday on the S. S. Arizona.

Laws of Utah.-We have on hand a few copies of the session laws of 1884, containing among a number of other Acts, the following: Civil practice act, probate procedure, revising the proceedings in justice's courts, in relation to estates of decedents, amending criminal practice act, of private corporations, amending school law of 1880, of irrigation companies, release of mortgages etc. The volume (650 pages) is furnished with a very complete index, each of the principal laws being indexed separately. Price, bound in law calf, \$4.50.

Zuni Harvest Dance.-This singular ceremony is thus described by Llewellyn Harris, in a letter to the Orion Era, dated Oct. 4th:

"The Zuni Indians have been very

busy during the week gathering in their dance, which begins to-day. During the last week, Indians have been coming in from all directions, and the roads from Nutria, Pescado, Oja, Caliente and other places are lined with donkeys, horses and wagons, loaded with people who are coming to the Mhoter Pueblo, Zuni, to witness and participate in the dance. Last night they had a dance preparing for the great dance to-day.

Numbers of people are here from Ft. Wingate, Savoia and other places, also quite a number of Navajo's and Moquis arrived here to-day, coming a distance of 125 miles to witness the danc-

About 2 p.m. the dance begun at the signal of the beating of the drum, followed by loud whoops. Quite a humber of men, some small boys and four women took part in the dance. Some of the men carried sticks with feathers lebrated, what ceremony has to be ral marriages in 1883 that I know of; attached to the ends of them. The women were attired in the ancient dress time parties enter upon it until it is It is some months since I was at the of the Pueblo Indians, decorated with Endowment House; I don't know of ribbons, feathers and a fox skin hung Judge Zane-You may answer the any record of marriages; I never saw across their arms. They danced back one or any part of one; never had one and forth through the ranks of the in my house, and don't know of the male dancers, after the males ceased dancing. The four females after hav-Mr. Dickson was evidently growing ing their heads whitened and being armed with bows and arrows, danced along for a short time, when the entire Mr. Varian,-How is the record of party would begin dancing again. While they were thus engaged, Zuni Mr. Cannon.-I suppose every one women brought baskets filled with keeps his own; I do mine. (Laughter bread and peaches, which they threw to the dancers who caught them while

> The dance continued from 2 p.m. until sundown, and the dancing will be continued to-night and to-morrow evening. These are religious dances, and are a very ancient custom among

the Zuni Indians. While the dancing was in progress all the house tops were covered with hundreds of people, by both white men and women, and the scene was one of wild interest to those who had

never witnessed the sight before."

FROM SATUR DAY'S DAILY, OCT. 18. Barn Burned .-- About seven o'clock last night the barn of Mr. Golding Guiver, of the 21st Ward, took fire and was entirely consumed. The loss is about \$500. The origin of the fire is supposed to have been incendiary. The firemen with apparatus were upon the scene as quickly as possible, but owing to the inflammable character of the structure were too late to do more than extinguish the embers.

Wedding.-Last evening at the residence of Mr. O. D. Hovey, of the 19th Ward, a large assemblage of friends gathered at the wedding reception of Mr. R. G. Collett and Miss Libbie Hovey, both of the 19th Ward, on which occasion a general enjoyable time was experienced by all present. While engaged in the merriments of the table the S.S. Union brass band favored the company with several tunes. We join in wishing the young couple a happy wedded life.

Seriously Injured. - Night before pointed or authorized persons to cele- and forgot the matter as quickly as last Mr. Joseph Graham and wife were riding toward their home in the First Q.—Is there such a thing as church | Ward, when the horse took fright and divorces, and if so, how can separa- ran away. The vehicle struck the lently out. Mrs. Graham was very seriously injured internally, so much so, that she was reported as very low