

EVENING NEWS

MENT-SCHOOLS IN UTAH. WE publish to-day another communication trom] Mr. T. W. Curtis to the Boston Inder. The writer is a thorough

skeptic on revealed religion, but appears to be strictly impartial and hon- of the Republican party, of establishest in his treatment of believers. He ing what they call a "strong governis familiar with Utah affairs, and speaks largely from personal know- alists, and means the centralization of ledge and the rest from information derived from reliable sources. In response to his letter on education in Utahf Mr. W. J. Potter, editor of the words it is revolution, the entire de-Index, comes out with a long article in which he lays down the proposition that it does not matter how moral, well of our country. Against this educated or liberal the people of Utah every lover of his race and supporter may be, it is still the duty of the National Government to "reform Utah" the influence at his command. And by legislation and its enforcement the admission of the right to exercise against polygamy. We quote as fol- these implied powers over the Terrilows:

The question, therefore, before Con-gress with regard to Utah and any of the Territories (for Mormonism is spreading into the Territories adjacent to Utah), is this: Shall the nation now ignore its own marriage laws and per-mit the plea of religious faith to nul-lify its authority in respect to marri-age customs, and allow the current of age customs, and allow the current of civilization in this important matter of the home and family to be turned backward, or shall it continue to treat any other than monogamic marriage as a crime? Our opinion is, that the na-tional government must adhere to the latter alternative, and thus protect the integrity of the home, the equality of woman with man, and the rights of children; and that the constitutional guarantee of religious freedom gives no ground for countenancing the crime of polygamy more than it does for countenancing homicide or theft, should they be set up as religious rites."

It is strange that such a clear-headed writer as Mr. Potter shows himself to be, does not perceive the wide difference between essential crime and an offence made criminal by law, and also the lack of constitutional authority in Congress to legislate on the subject of marriage He asks: "Shall the nation what does Mr. Marden, of Colorado, ignore its own marriage laws and permit the plea of religious faith to nullify its authority in respect to marriage ducting schools in Utah. He may customs," etc.? Will Mr. Potter, through the columns of the Index, please are assiduously taught" in the quote for our benefit and the enlightcument of its readers, one of the mar- him so knew better. Such statements riage laws of Congress, and that clause have been made by professional preachof the Constitution which gives to that ers and teachers when scouring the body "authority in respect to marriage | country for funds, and also by Govercustoms," etc.? We do not know of any nor Murray and other equally unprinmarriage law of the United States, and cipled and untruthful officials, and in

we deny that Congress has any con- the way in which they are presented to BY TELEGRAPH. titutional power to pass a law of that | the public those sta kind or to regulate "marriage cus-toms," and ask the gentleman to be There are in U There are in Utah three kinds of kind enough to bring forth his proofs schools. Sunday Schools, in which refor the position he has taken. ligious tenets are taught. Sectarian He speaks of the protecting power day schools, establishediby various re-

internet of delegated powers, supreme within its prescribed sphere, but pow-erleass outside of it. In this country sovereignty resides in the people, and Congress can exercise no power which they have not, by their Constitution, entrusted to it: all elastis withheld. " \* \* The doctrine that a power not expressly forbidden may be exercised would, as I have observed, change the character of our Government. If I have read the Constitution aright, if there is any weight to be given to the configuration of our great jurists and of commentators previous to the civil war, the true doctrine is the very opposite of thus. If the power is not in terms granted, and is not necessary which is thus granted, it does not ex-ist." should it become necessary. The doctrine laid down by Judge

## ----A PERTINENT LETTER.

and statesmen of the country from the beginning. And the idea which is THE following letter, written by Hon taking hold of certain radical members John D. White, of Kentucky, to Chairman Springer of the committee of investigation into the Murray affair, ment," is the old heresy of the Federmakes interesting reading in connection with the account of the little political power and the consolidation "spat" in the House of Representaof the several States into one amalgatives, when Mr. White was muzzled mated autonomy or Empire. In other for fear he would tall too much truth. If opportunity is not afforded to prove struction of the system of gov- the allegations of Messrs. White and ergment established by the fathers Gibson, or demonstrate their falsity, the Springer committee will stand condemned before the country, and their of popular sovereignty should use all pretended investigation will appear

but a shameful and farcical humbug. tories, is but the entering wedge to its domination of the States, resulting in

the overthrow of true republicaulsm and the utter downfall of true democrecy.

Field is that held by the great jurists

Mr. Potter, in another part of his article, casts some slight doubt on the statements and statistics of Mr. Curtis in regard to edifcation in Utah, and quotes from an article in the Christian Union by Prof. Geo. N. Marden, of Colorado College, who affirms that: "The Mormons have a strong hold on their young people by means of their system of schools, from which non-Mormon teachers are excluded, and in which Mormon doctrines are assiduously taught." Mr. Potter seems a little bewildered

over the contradictory statements of

supported largely by taxation and part-

But there are some persons who plas-

THE MUZZLE PROCESS.

ceed no f arther with the investigation

allow the covering-up-corruption

pretended investigation will appear but a shameful and farcical humbug. "Having learned that Mr. Justice Harian and Mr. Speaker Carlisle have that an and Mr. Speaker Carlisle have farian and Mr. Speaker Carlisle have the farian and the farian and farian and farian and farian the committee in the farian and the members in a the farian and Ell H. Murray, late that there was collusion between G. C. Wharton and Ell H. Murray, late interforms prosecutions were institut-the farian for the State of Kentucky, the arrested parties being taken un-recessarily long distances and sub-tected to great inconvenience and ex-tense in order to make coast against the United States and increase the the following named persons to testify of the officers, that you summon the following named persons to take the states Marshal for Kentucky. Louis-states Marshal for Kentucky, Louis-states Marshal for Kentucky, Louis-to the fifteenth judicial district, Ky, Williamsburg, Ky, H. B. Finley, judge of the fifteenth judicial district, Ky, williamsburg, Ky, H. S. Finley, indeed and whore wharton was removed and winray permittee to resign on account of the fifteenth judicial district, through the fifteenth judicial district in the farian and whore wharton was removed and whore the i writers and travelers in regard toUtah, and no wonder. But if he desires to find out the facts they can be easily ascertained. And he should be aware that he cannot expect to get them from bitter and prejudiced theological enemies of the people of Utah. Now, know, more than what somebody has told him, of the methods of conbelleve that "Mormon doctrines schools of Utah. But those who told



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of Congress in regard to "the equality ligions denominations. And District of woman ,with man." If that body has any power of this kind it is merely to protect women as well as men in ly by tuition fees. In the latter their rights. Let us suppose a case : If "Mormon" doctrines are not taught, two women chose to unite themselves and those who assert that they are, to the same man, he being agreeable, and the sentiment and usage of the society in which they move sanction the alliance, what need is there for any "protecting power of Congress" tion in Utah. But a very short time to secure woman's equality with man? | since, the same persons who now claim Would not a power exercised to pre- that the Districts Schools of Utah are vent these parties from acting on their own will and choice under these cir camstances, be a curtailment of their liberty instead of a "protection," and thus an infringement of two natural tarian, or as they called it, "Chrisrights-those of liberty and the pursuit of happiness? No such pretended "protecting power" is needed, and it is not vested in the Government of the United States.

Mr. Potter falls into the common er-ror of classing polygamy with homi-cide, theft and other essential crimes against which laws are of right enact-Statistics officially prepared have made ed. And yet there is nothing whatever that kind of lie dangerous, so they fail in common between them. "Mormon" back on the other, adopted by Mr. back on the other, adopted by Mr. plural marriage is contracted by the Marden and the Christian Union, and consent and with the understanding of alluded to by Mr. Potter. all the parties. It violates no human rights. It is a mutual agreement. ter over their consciences a little bit Homicide and theft are crimes of of truth in order to deceive the public themselves, - because they are in-vasions of the rights of the in-save themselves from directlying. They dividual and would be crimin- declare they have heard "Mormon" al if no laws were passed against them. songs sung, and "Mormon" doctrines Plural marriage has to be defined and taught in the schools of Utah. They constituted a crime by law or it would have heard this in the Sunday Schools. not be criminal. And Congress has no and create the impression that they have more right to make it a crime or pro- heard it in the District Schools. What vide for its punishment, than it has to is the difference in their intent, and make celibacy a crime, and enact pen- | consequently in their meanness and alties against that condition. If Con- guilt, to the open lie of the braver gress has the right to say a man shall dealers in deceit? Mr. Potter will find have but one wife, it has the right to on investigation that other popular limit by law the number of his chil- bellefs about "Mormons," their"ignor-Mr. Potter talks about Con- ance," "lawlessness" and "general de dren. gress protecting "the rights of chil- pravity,", are just about as true as the dren." Boes he think that if parents current yarns concerning the schools are considered too poor to provide or absence of schools in Utah Terriproperly for more than one or two tory. children, Congress should provide penalties against the parents for producing a greater number? And if not

why not, when he claims such extra-YESTERDAY, in the Congressional ordinary powers for the National Legis-House, Representative White made an lature? A LOVE ALLY YEARY attempt to denounce the action of the Springer committee in deciding to pro-

It is certain that no such authority as is claimed for the Federal Govern-ment by Mr. Potter and others can be found in the Constitution of the United States. But some people appear to think that such authority may be conferred by implication. This is a dangerous doctrine. Once admit this ungerous doctrine. Once admit this un-defined and general power, and the whole system of our government, that of a Union of independent States, could be overthrown and a Nation evolved from the debris which would course of the Springer Committee to be but little removed from a monarchy. There is nothing clearer to the impar-tial student of constitutional law than the principle that the Government of the United States is one of delegated and limited powers, and that these are strictly defined in the Constitution. It

pass without a protest from him in some form. Had the remarks of Mr. White been directed to a matter in re-lation to which it had not been decided in influential quarand limited powers, and that these are strictly defined in the Constitution. It has therefore no authority other than that which is derived from that instru-ment and expressly named therein. All

PER WROTERN UNION TELEGRAPH LINE. AMERICAN.

## LATEST BY LIGHTNING. One Million for the Missouri.

One Million for the Missouri. WASHINGTON, 19.—Dockery, Buckaner, Bland, Burns, Graves, Cosgrove, O'Neill and Alexander, of the Missouri delegation to Congress, made argu-ments before the river and harbor com-mittee to-day in favor of the appro-priation of one million dollars for the improvement of the Missouri River. Congressmen from Missouri, Kansas, Nebraska and Western Iowa are to hold a meeting at an early date, to secure united action on a bill creating a Missouri River commission. Schools, which are public day schools, either lie for a purpose or have been leceived by those who lie. But there has been a great change in the kind of falsehood circulated concerning educa-

That Indian Scare.

WINNIPEG, 19.—The report of the Indian rising at Battleford proved in-correct. It was based on the fact that many Indians from the surrounding districts were gathering there to talk over grievances and send delegates to Regina and Ottawa. Telegraph com-munication was cut off by the wire be-ing grounded east of Battleford, erro-neously suppose to be due to Indians. Communication was received last night. No alarm was felt at Battleford and no attention was paid to the do-ings of the Indians. "Mormon" schools in which "Mormon" doctrines are taught, declared that there were no schools at all in Utah except those established by sectian"missionary work. And thousands of dollars have been wheedled out of the pockets of benevolent people in the

East upon this barefaced falsehood, tola without blushing by Methodist, Ratiroads Blocked by High Water

and Heavy Washouts. LITTLE ROCK, 19.—Heavy rains in the State for the past two days have done much damage to railroad and other property. Nearly all the streams are again very high and over-flowing the low lands. Owing to wash-outs, no trains on the Iron Mountain road go further south than Arkadel-phia, and the bridge over Bear Creek, is miles south Pine Bluff, on the Texas and St. Louis narrow guage railroad is washed away and many portions of the flat prinirle country north of Duvall's Bluffs. and Heavy Washouts.

As follows, to wil: Part of Lot One (1) in Block Three, (3) Plat "1," Salt Lake City Survey, commenes-ing at the Southwest corner of said lot One, (1) running thence North ten (10) rods, thence East eight feet and three inches, (8 ft. 3 in.) thence South ten (10) rods, thence West eight feet and three linches (8 ft, 3 in.) to place of beginning, containg five (3) square rods of ground in said City and County of Salt Lake and Territory of Utah, with all improvements thereon.

LONDON, 19.—Advices from the Far East, bring rumors of fresh massacres of Christians in Laos.

It is reported from Darmstadt that Queen Victoria is suffering from Imm-bago. She is confined to the palace and receives daily visits from physi-John Daly's Trial. LIVERPOOL, 19.—The Suspected dy-namiter, John Daly, was brought into court this morning, but again remand-ed to jail to await until the authorities are fully prepared to begin his trial. Germany Will Take a Spice of the Dark Confinent.

Dark Coulineat. TUNIS, 19. — Dr. Gastive Nachtigal, the celebrated traveler, has left here for West Africa and the Congs coun-try. He is sent out by the German government. This mission has politi-cal, scientific and commercial features. By manuffers.

PATCHES.

of the charges against Governor Mur-ray, but to drop it "like a hot potatoe." Mr. White was doubtless out of order Paris, 19.—The Gaulofs says that the police are disposed to recommend to the authorities the expulsion of dyna-miters from France, if their actions become too suspicious. A man re-cently engaged in the dynamite traffic in Avenue Lepera has suddenly dis-aupeared. In introducing the subject while speak-ing to a matter to which it was not relevant, but he was evidently led to speak as he did from sheer desperation, there being no other method apparent by which he could touch the subject with a forty-foot pole. He was evi-dently determined that he would not

ST. PETERSBURG, 19.-A dispatch from the Governor, Trans-Caspian, says that several trade caravans had left Mero for Bokhars, Khiva and Mis-hed. The Turcomans bought from the caravans their entire stock of Ameri-can cotton seed.

NOTICE. THIS IS TO CERTIFY THAT JABEZ West is suthorized to collect all my out standing accounts.

WH. PETERSON.



## LEGAL NOTICE.

In the Probate Court of Salt Lake County,

In the matter of the Estate of Henry Maiben

Notice of Administrator's Sale of Real Estate at Private Sale.

## at Private Sale. NOTICE IS HEREBY GIVEN, THAT in pursuance of an order of the Pro-bute Court of the County of Sait Lake, of the Territory of Utak, made on the Hat hay of December, A. D., 1885, in the matter of the territory of Utak, made on the Hat hay of December, A. D., 1885, in the matter of the matersigned the Administratrix of said Estate, will sell at private sale to the highest bldder for cash, and subject to confirmation by said Pro-bate Court, on or after Thursday, the first day of May, 1884, all the right, title, interest and estate he by operation of law or other-with all the right, title and miterest that the said estate has by operation of law or other-wise acquired, other than or in addition to that of the said cestate at the time of his denth, and to all that certain lot, piece or parcel of land, situate lying and being in Sait Lake City, County of Sait Lake, Ter-ritory of Utah, and bounded and described as follows, to wit: Part of Lot One (1) in Block Three, (3)

FOREIGN. LATENT TRANS-ATLANTIC DIS-

rods of ground in said City and County of Salt Lake and Territory of Utah, with all improvements thereon.
Also, the tract adjoining thereto on the West and desorabed as follows, to wit:
Part of Lot Two (2) in Block Three, (3) Flat "1," Salt Lake City Survey, commencing at the Southeast corner of said Lot Two, (2) running thence West three and a half (3%) rods, thence East three and a half (3%) rods, thence East three and a half (3%) rods, thence North ten (10) rods, thence South ten (10) rods to place of beginning, containing there west three (13) square rods of ground, more or less, with improvements thereon, also in the said City and County of Salt Lake and Territory of Utah.
Bids or effors for either or both of said fracts with the improvements thereon may be made at any time after the first publication of this notice, and before the anality and the sale or also here in orders must be in writing. must specify which of the tracts is desired jurd to both, how much is offered for each tract or both, bow much is offered for each tract or both, bow much is offered for each tract of the residence of the undersigned Administrative, Rinding, Salt Lake City, U.T., or at the residence of the madersigned Administrative, Sult Lake City, U.T., April 18th, 18th.
Administrative of the Katate of Heury Maiben, doconsed.

CHAS. W. STAYNER. Attorney for said Estate, THE SEST GARDEN SEEDS



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