### EVENING NEWS

Published Dally, Sundays Excepted, AT FOUR O'CLOCK.

## PRINTED AND PUBLISHED BY THE DESERET NEWS COMPANY

CHARLES W. PENROSE, EDITOR.

. . . Sept. S, 1882.

#### EDITORIAL NOTES.

The wearing of jewelry is going out of fashion in England. It is be- March, 1852. The language of the coming vulgar to be seen with a display of jewels, unless it be on great its effect was designed to be prospecoccasions.

Kind words are the bright flowers who has a husband or wife living, of earthly existence; use them, and etc., who hesafter marries another especially around the fireside circle. is guilty of polygamy; and "If any They are the jewels beyond price, ma'e person, etc., hercafter cohabits and powerful to heal the wounded with more than one woman, he heart and make the weighed-down spirit glad.

cohabitation committed before the Nebraska will have 100,000,000 bushels of corn and 20,000,000 bushpassage of the Edmunds law. Proels of wheat this year. Indiana has a wheat yield of 47,182,000 bushels be for bigamy, and the ceremony, and 19,592,000 bushels of oats. Both not the cohabition, is the offence. crops are the largest ever known in the State. In Michigan wheat is prosecuted for polygamy or unlawful collabitation committed previous ruined by rain.

to March, 1882, how can he be pun-The Philadelphia News saye: "A ished lawfully for those offences, exconvict says he was sent to prison cept for such as may have been comfor being dishonest, and yet he is mitted since that date? The plan compelled every day to cut out devised to deprive him of the right pleces of paste-board which are put of suffrage, is to make him swear between the soles of the cheap shoes that he is not a polygamist or bigamade there, and palmed off on the mist or person cohabiting innocent public as leather." with more than one woman. And it is argued that the

The proclamation of the Governor establishment of this test oath is for a special session of the Third justifiable by the law of Congress District Court does not seem to be which provides that no such person ready for the public. Allens who shall be entitled to vote or hold desire to become naturalized in time office; also that our local statutes for the registration had better not provide for an oath as a test of cerdelay. The Court at Ogden is open; tain qualifications prescribed by law. it is a matter of doubt whether It is provided that a voter must be naturalization can be had in this over twenty one years of age, a citicity next week. Don't run any zen, a taxpayer, dc., and an oath is chances on it.

cations. ' One item of Senator Hill's will is But it must be seen upon fair exas follows: "I now give and be- amination that it is a very different queath to my wife and children that matter for a law to be enacted prowhich some of them now possess yiding means by which a voter can and which I assure them, in full be proven to have certain lawful view of death, is far richer, than qualifications, and for an oath to be gold and more to be desired than all framed without law to deprive him human honors. God is a living God, of a vested right. In the former

not legislative process. Polygamy the republicans of the first district. St. Ignace, Mich., 8.—The repub-lican congressional convention of the 11th district yesterday nominat-ed by acclamation, Edward Breahas been constituted a crime by congressional enactment. But no ex post facto laws may be passed by tung, of Negaunce, to succeed Jas. Congress. The constitutional effect, H. Hubbell in Congress. Mr. Breatung has been a resident of the Upper peninsula for nearly 30 therefore, of any law against polygamy can only be prospective. Anything done under color of that law vears. to reader it retro-active is void. MAUCH CHUNK, Ps., 8 .- The democrats of the 11th congressional The first United States law district nominated ex-Congressman against polygamy was passed March Storm on the 67th ballot. 22, 1882. The law of 1862 was en-

The President. acted against a practice there and BOSTON, 8 .- President Arthur arthen defined as bigamy. Cohabitalved at Marblehead this moining. tion with more than one woman Assassination.

was for the first time made crimi-COLUMBUS, O., 8 .- A private telenal by United States law also in gram announces the assassination March, 1832. The language of the at San Antonio, N. M., on Wednes-statute sustains the position that its effect was designed to be prospec-ly a school teacher here and recently removed with his father to Tope-ka, Ks., He was on a pleasure trip tive, as indeed it must be or it is invalid. It provides that "every person south.

Shot Dead. CINCINNATI, S .- A Harrisburg, Ky., special, says: Speed Taylor, a magistrate, shot and killed James Brown at Cornishville, Mercer Co., on Wednesday night. Conflicting shall be deemed guilty of a misde- stories are told of the occurrence, meanor." A person cannot be pro- friends of each party claiming that secuted for polygamy nor unlawful to kill. Enlidoxing.

Chicago, 8.-A Little Rock speci al says: Returns are slow, not over secutions under the law of 1662 must one-fifth ci the State heard from. The final result will show that the republicans have increased their Now if a man cannot be legally vote 40 per cent. over any previous vote and have doubled their num bers in the legislature, and by supporting the independent and green-backers, have almost, if not quite, secured the opposition majority. We also have one and perhaps two

congressional district reports of bull-dozing. The frauds continue to come in. Yellow Fever.

BROWNSVILLE, S .- There were forty eight new cases of yellow fever yesterday and two deaths-Mexicans. Four new cases of fever occurred amongst the troops at Fort Brown.

The Stars-The Charge to the Jury. WASHINGTON; 8.-In the Criminal Court this morning Judge Wylle, lost. after some explanatory remarks to the jury, began his charge: "By the act of March 3d, 1879, Congress appropriated \$5,900,000 for the maintenance of the Star Route

service. That appropriation was for the fiscal year of '80. The appropriprescribed as a test of these qualifi- ation was all that was asked by the department. The records of the Treasury and the Postofilce Department showed that for three previous

years there was an unexpended balance of nearly \$1,000,000 to the credit of the Postoffice Department. There was in evidence a statement showing that the Postmaster Gen-eral on Dec. 8th, '79, had asked for a reappropriation of \$2,000,000 to meet the deficiencies in the appropriation for the Star Route service.

Competition at home secures the newspaper men oheaper prices than they would have if they took their own way. C. O. Chapman, of Springfield, Mass., said he was a pro-tectionist from principle in paper as in other matters. Protection had in other matters. Protection had given the workingmen here the most respectable homes on earth; the duty on wood pulp was a smali affair. Newspapers ought, above everybody else, to be thankful for wood pulp. B. W. French, of Three Rivers, Mich., manufacturer of wood pulp and paper, also argued in favor of the existing duties; 6,000 tons of wood pulp were produced daily in the United States. Much money was invested in the patents for making it, which would be lost

for making it, which would be lost if pulp was admitted free.

FOBEIGN. ATEST FROM THE SEAT OF

WAB.

#### Ibanian and Montenegrin Hostilty

CETTINIE, 8.—A large party of Albanians collected on the frontier to day, with the objectof provoking a conflict with General Tergrins, but hostilities were avoided through the moderation of the latter. The feeling between the border populations of Albania and Montenegro is very A BROWN COW, ABOUT 6 YEARS OLD, a branded of on left hip. She was lost about a year ago. W Apply to Geo. Little, on Sixth South, botween ; First and Becond East streets. d2423t much strained.

The Emperer William.

BRESLAU, S .- Owing to his recent ver exertion the Emperor William did not leave his rooms yesterday. In order to spare him as much fatigue as possible, the parade of the sixth army corps is postponed until Saturday.

French Officers Arrested in Berlin

BERLIN, 6. - While the grand cavalry maneouvres were being conducted by the Crown Prince Frederick William yesterday, two French officers, high in rank, in civilian

dress, were arrested; they had been making sketches of the grounds.

That Earthquake.

PANAMA, 8 .- The damages done by the earthquake turn out greaten than at first thought. The cathed-ral and many of the largest buil i-ings are badly injured. The loss in the city is estimated at several hundred dollars. Several lives were There is no communication with Aspinwall, either by rail or telegraps, and many bridges on the line of the railroad are broken.

Hilled. Alexandria, 8 .- The mounted inantry made a spirited reconnoisance of Mandaras yesterday. They came in contact with the enemy and six of the latter were killed.

The Empire is Peace. Paris, 8.-Duclere says the foreign relations of France are excellent and that France needs no-alliance and her aim is peace. Sick.

Ismailis, 8.-The colonels of three cavalry regiments are sick in the



COW FOUND.

WANTED.

A BOY TO ATTEND TO A HORSE. ONE who lives in the 20th Ward preferred. Apply to COHN BROS. d 244

STRAYED.

THE

# STOVES!

We beg to inform our patrons and the general public that we are exclusive Agents for, and carry regularly in stock a line of Stoves which are unexcelled in this or any other Terri. tory or State in the Union. We are offering them at prices that defy competition. A heavy per centage of the popula tion of Utah already are using our renowned Monitors and Champion Monitors, both Plain and Extension. Also, our Charter Oaks --- Royal Charters and other Stoves, both Cook and Heating Manufactured by the well known firms, "William Resor & Co." and "The Excelsior Manufacturing Co." The superior construction, economy in use of Fuel, Heating and Baking qualities, and the increasing demand, warrant the opinion, that ere long these celebrated Stoves will occupy a position in every well conducted household in Utah.



and Christ came into the world to case it is law; in the latter it is a resave sinners. I beg them to have guiation established without law. faith in Jesus, for by this faith alone In the first it admits him to the excan they be saved."

statistics is the distribution of sexes tion without any process of law. in city and country populations. In And the operations of the unlawful the aggregate of the nation the rule are made retro-active. They dition and increase of service upon males exceed the females by nearly a million; yet in the fifty largest at a time when they were not puncities there are several hundred thousand less males than females. An 'explanation assigned is that the larger olties attract women by the amount and variety of manufacturing work then furnish, while the roving dispositions of men lead them to new places in search of the means of livelihood.

#### CITIZENSHIP AND THE RIGHT the judicial decisions settling such OF SUFFRAGE.

CITIZENSHIP and the elective franchise are two different things, but who will stay away from the registhere are many people who do not tration and from the polls this year, understand the difference. The submit to the measures that have right to vote at elections, as a rule, been thought advisable by the can only be exercised by citizens, Commissioners, they do not concede but there are large numbers of citi- the lawfulness of those measures zens who do not hold the right to nor lightly esteem the value of the wote. Every person born in the United States is a citizen thereof. their rights, and it will be found Native born women and children, that when wisdom dictates they then, are citizens; but no one under dare maintain them. The means twenty-one years of age is entitled alopted to strike the names of sup-to vote, and women are excluded posed polygamists from the registry from the suffrage in most parts of lists will also deprive many monothis popular republic.

right to vote and hold office is regu- not appear and take the oath prelated by the laws of the various spribed that he is, therefore, a poly-States and Territories, within their gamist, bigamist or cohabiter with own boundaries. And the qualifi- more than one woman. Many moncations prescribed by law are ogamiests whose names are now on various Some perty qualification, others have bacause they do not comprehend an educational qualification. The the necessity, others through temtime of residence required to confer porary absence. But all alike will the right to vote is not the same in suffer the penalty inflicted without many of the States and Territories. grocess of law and indeed without In Utah women can vote under cer- any law valid or unvalid to authorize tain restrictions, in other Territories, its infliction. except Wyoming, they cannot.

If a man therefore is deprived of though we regard the means devis- all the defendants must be shown to the right of suffrage, that does eil to execute Section 8 of the Ednot take from him his citizenship. munds Act as nnlawful and void, "Once a citizen always a citizen," we desire a general and universal holds good unless the right of acquiescence in the rules prescribed, expatriation is exercised, that so that the November election may being recognized by the laws be conducted there under without of the United States as inher- pretence of a taint, or a shadow of ent. The Edmunds Act provides excuse for any attempt to vitlate that no polygamist, bigamist, or any the returns. person cohabiting with more than one woman, and no woman cohab-

for it showed that in five months erdise of a right or privilege which year, there was a deficiency of \$2,he has lawfully acquired; in the 00',000. That was a fact eminently A noteworthy fact of the census other it deprives him of his acquisi- calculated to alarm the country An inve-tigation followed and additional appropriation was made with the provision of limited expepunish persons for acts committed the routes in question. That was as far as the action of Congress ought to have gone. Other circumstances isliable by law, and the provision were fit subjects for judicial investigation. This investigation follows would therefore be invalid even if and an indictment was found enacted by a legislative body. against these alleged conspirators. This indictment might be said to If any one will contend that the right of suffrage is not property, and that depriving a citizen of the right to vote and hold office is not punish ment, the evidence thus given is

conclusive that such a person is not acquainted with legal principles or questions.

We refer to these points to show that while certain men and women gimists of the right to vote. It does The laws of the United States not follow, because a person whose

in different places. the list, for various reasons will not States have a pro- appear before the registrar; some

NEW ZEALAND MISSION-

We repeat once more that al-

This was a statement calculated Concillatory. to ariest the attention of Congress, Dublin, 8 .- Clifford Lloyd made a

after the beginning of the fiscal conciliatory speech at Loughten yesterday.

> Z. C. M. I. We have had our "New

Crop " of BULK TEA in for some two weeks now, and all our customers say it is something extra.

WM. JENNINGS, Supt.

DIED.

have five features, the first historical, the second describing the con-spiracy, the third the means, the In the 19th Ward, Salt Lake City, Sept 8, 1882, of Typhoid fever, ALFRED GOOD-YEAR, aged 62 years, 6 months and 24 days. fourth the overt acts and fifth the partition of the money. The histori-cal part was well known; as to the Deceased was born in Lindley, Yorkshire England, Feb. 14, 1820. He joined the Church means u ed to carry on the con-spiracy, the jury need not in 1845, emigrated to Utah in 1854. He settled in Farmington, Davis Co., where he lived until a little over a year ago, when he rouble themselves about that. Whether not they and his wife moved to Salt Lake City. Deceased leaves a wife and one son. He lived were sufficiently described in the

indictment was not for them to conand died a faithful member of the Church of sider. The division of the money Jesus Christ of Latter-day Saints. Funeral at late "residence on Sunday, Sep depended upon the question of the

existence of a conspiracy, and that 19th, at 9 a.m. Friends of the family are inwas really the only consideration for vited. the jury; whether there was a con-



required to acurately describe the means. As to whether the parties I desire to inform your many were mutually interested in the sevreaders that I am just receiving eral contracts was of no consefrom the manufacturers in Magdequence. Their interest in the conburg, Saxony, and Leipzig, Ger spiracy must be considered. The parties were, according to indict- many, a large stock of ACCORDEONS ment, individual owners of contracts and CONCERTINAS, of the latest and mutually interested only in the styles and of the best quality; HARconspiracy. Any overt act under any one of the contracts was an MONICAS of the best brands, FLUTES regulate citizenship thereof; but the name is now on the registry list does overt act under all of them. Refer- for ORCHESTBA and MARTIAL ring to the purpose Judge BANDS, PICCOLOS, FIFES, VIOLINS, Wylie said the conspirators in short everything in the Wylie said the conspirators in short everything in the music line. Having purchased the goods and yet each man stood on his own on a falling market, I am prepared defence. The jury could not convict to sell wholesale to Music Dealers, one man of conspiracy, but they and retail to the public, at prices could convict two of the defendants. never before obtained by them.

I have also purchased a very large If there had been only one overt act stock of American made goods from committed and the jury acquitted the party committing it, then the the manufacturers, such as DRUMS, defendants must all be acquitted. BANJOS, GUITARS, TAMBOURINES. BANJOS, GUITARS, TAMBOURINES, ORGUINETTES, Etc., at exceedingly Brady, had been called the low prices for cash. Instruments key, the master key to the whole for BRASS or for MARTIAL BANDS will be supplied by me at less prices than can be obtained anywhere else, conspiracy; and if no overt acta were shown to have been commit-ted by any other defendant then they must all be acquitted. The posi-tion taken by the defence, that this will be evident on examination

THE MASON AND HAMLIN OB-GANS are not equalled by any organs have been interested in all the conmade. They have proved the most durable in this country; 1800 pur-chasers in this Territory say so. The principal musicians in the Territory have bought them for their own use tracts was false. If it had been shown that they were criminally in-terested in only one, that was suffi-cient and the conspiracy was estab-lished. The surplusage in the in-dictment could not vitiate it. This in preference to all othera. They have taken the first prizes at all the Indictment charged but one offence indiciment charged but one offence —one conspiracy. It could not com-prise two conspiracies. Part of the defendants might be wholly ac-quitted and part convicted, but if the jury found two conspiracies, three of the parties guilty of one, and the remaining four guilty of another, then the indictment for the forme of World's Exhibitions over all competitors. They are acknowledged by the world's musicians to be the BEST CABINET ORGANS MADE in either Europe or America. E. P. iting with either of the persons thus described, shall be entitled to vote or be eligible for office in any Ter. ritory of the United States. Sup-posing this law to be carried into effect and that thereby certain in-dividuals are deprived of the right to vote and hold office: that does not

