VENING NEWS. ED AND BURNES T NEWS COMPANY CHARLES W. PENROSE, EDITOR. SETTLEMENT ON "SCHOOL SECTIONS."

THE case of Jane Hodgert, a settler on a school section of land in Utah, ALTHOUGH the excitement throughrecently referred to in this paper as out the country occasioned by the having been decided by the Depart-ment of the Interior, is one of im-Governor in taking the position of portance to many persons in this an autocrat and trying to nullify the Territory. It is pretty well known ballots of nearly the whole voting Territory. It is pretty well known that under the Government survey, sections sixteen and thirty-six in each township are reserved by law for the purpose of being applied to schools, whenever Congress shall make them available for that pur-pose. But in many instances those valuable improvements made previous to the survey, and pre-emp- "Will Mr. Hayes permit the out-

vious to the survey, and pre-emp-tions have been entered for them or portions of them. The question is, are such claims or pre-emptions val-id in law. Robert Hodgert settled on a por-tion of section 38, township 6 S., range 2 E., Salt Lake City district, in the year 1855. In May, 1867, he died, leaving his widow in possession of the property, on which she has

died, leaving his widow in possession of the property, ou which she has continuously resided. The township plat was filed March 15, 1869. Mrs. Jams Hodgert filed her declara-tory statement April 8, 1874, claiming settlement in 1855, and finally proved up, entered and paid for the land April 5, 1878, all of which was regular, and would have been without dispute if the en-try had not been for part of a school section. But in consequence of its being of that character, the Com-missioner of the General Land Of-fice at Washington decided to can-cel the entry. Messrs Stayner and Simmons of this city in behalf of Mrs. Hodgert. of the property, on which she has

cel the entry. Messre, Stayner and Simmons of this city, in behalf of Mrs. Hodgert, thereupon promptly appealed to the Department of the Interior, and Secretary Schurz reversed the deci-sion on grounds that cannot be im-peached. He showed that there has yet been no grant of school lands to Utah, and therefore that the Terri-tory has acquired no vested interest

Now, if Congress wants to do an-ther sensible thing, connected with the sensible thing, connected with but this is mere assumption. other sensible thing, connected with AT this movement, let the former law is movement, so the per services of the Territorial Legislatures, and not leave it as now with the provision that the chief derk of each house receives one-than the members. If any the works all cast for Can Mormon' women ware illegal, that they were all cast for Can that they were al third more pay than the members. The per diem, as changed in a fit of parsimony, s an insult to the class of men for whose time and labors it is supposed to be compensation. In this western country it is but the wages of a policeman. NOT DONE YET.

more women's votes cast for Cannon than there are legal votes in the whole Territory, it is not easy to see what possible bearing this assertion can have on the case. If there should be a contast in the House of Representatives, Mr. Campbell's se-sertion would not be of the least avail unless accompanied by avi-dence. But, after all, Governor Murray is right in issuing the certificate to Campbell rather than Cannon, if he has power to go behind the returns, and if the vitiation of the votes cast for the highest candidate elects the Caudidate next below him. The Governor may grant a certificate on evidence which may be subsequent-ly thrown out by the House of Re-presentatives. In this instance, however, it is difficult to see where the Governor of Utah finds his au-

tory has acquired no vested interest is not true. The Utah Gentiles openly assert that Cannon was rein Utah is offensive to the used the certificate because he is ense of every true American. It Mormon. The shallow falsehood that Cannon had not been naturalis becoming more and more objec-tionable to the advancing generation of Mormons. But polygamy can never be extirnated in Utah by any unnatural straining of the principles of our form of government." ized will not stand in the face of the ized will not stand in the face of the positive evidence of his naturaliza-tion which is contained, in the re-cords of the court in Utah. A trans-cript of the record of his naturaliza-tion was sent to this city, years ago, and is now a part of the records of Congress mands for Murray's removal which have come from the leading journals Mr. Cannon will be sented as Delegate in the next Congress. The House will not so disgrace itself as to exclude a man so fairly and over-whelmingly elected. But justice demands the removal of the officer who has attempted this wanton out-rage on the rights of the people of a Territory." sitiveness to honor, and less under the dominion of inordinate vanity

Snowstorms, on Saturday, block-ded the railroads in Western Kan-

Another phase of the woman a rage question in this case is for ocer under the title of Lord Liverrn died from infision

ghter in the battle way

The grain crops in Indiana an by frost.

cy of the Trieste commit

Ben. Harrison spent Sunday Mentor and Edward Pierrepont i one there.

ure peace. to fertile out miles

Advices from the interior of South Carolina report the heaviest snow-fall in 50 years.

Meldon, home rule member i County Kildare has seceded fro the Pamellites.

Charles Rowell and Harry Vaugh English pedestrians, sail for the S, on the 29th inst.

A private telegram says: Callas has been surrendered to the Chili-ans, as well as Lima.

In consequence of the warlike at-

Nearly all the Powers have accept ed the principle of the Ports's propo-sal fer a conference.

Germany cautions Italy against is meeting of Garibaldians to discuss the invasion of Trieste.

No Turkish garrison in Albania has been attacked, and no conflicts anywhere have occurred.

The Pennsylvania Railroad Com-pany will issue ten millions 44 forty year bonds, amply secured.

Lady Ouselly, daughter of Mr. Vannest, formerly American minis-ter at Madrid, is dead, in London.

Herr Uger, formerly Austrian minister of justice, has been appoint-ed president of the Imperial Court of Justice.

Railroad, The victims were alone

The Porte is ready to concede in Thessaly more than was awarded Greece at the Berlin Conference, provided that in Epirus, the line propose by the Porte's October cir-cular, a accepted. General Skoboloff telegraphed to St. Petersburg on the 23d, that dur-ing the night between the 15th and 16th insts. he encountered desperate Schüng from the Turcomans, but

DIDD

RAY, only son of Rhanaldo and Anne Monry, aged 9 years and 4 months.

In Salt Lake City, Utah, January 24, 1881

aged 2 years, 11 months and 16 days.

In the 11th Ward of Salt Lake Cay, Ja

Deceased was born in Sweden in 1825 braced the gospel in 1855, and after spe

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cians Stierne, please copy.

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UNIVERSITY LETTER PAPER AT DESERT NEWS OFFICE.

SALT LAKE THEATRE.

CULMER & WHITNEY, - Managers.

Wednesday Eve., Jan. 26th.

RELIEF PERFORMANCE

-BY THE

IOME DRAMATIC CLUB

THE CARELESS ORCHESTRA

Usual Prices of Adm

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erded by bringing said anim

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DR. E. L. PLANT.

ALIST, SALT LAKE CITY.

RY PARENT SHOULD KNOW A FEW

GRAND

Friends invited to attend.

atter-day Saints.

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16th insts. he encountered desperate fighting from the Turcomans, but he gained some advantages. A leading English grain circular says: "In consequence of the severi-ty of the weather the markets have been badly attended and scantily supplied. Business is restricted and quotations remain unchanged."

There are no indications of the ispatch of reinforcements to Gen

Senator Wallace, Speaker Ran-dall and other prominent democrats held a conference on Sunday to ar-range a bargain with Cameron, ask-ing a fair apportionment as a price for voting for Oliver for Senator.

A large crowd of sporting men and others assembled at the American Institute building last night to wit-ness the start in the pedestrian con-test for the O'Leary International helt. Thirty contestants started at 12 o'clock. ect to the Berlin treaty, and thus

The boat race between Hanlon an Laycock has been postponed unt February 14.

Jas. M. Walker, ax-president of the Burlington B. R., died in Chi-cago on Saturday.

Information from a high source is that Garfield will call an extra ses-sion in case the funding bill fails.





STREED THAT CINCONS BUT Liavonne Extracts HENATE. WASHINGTON, 24 - LOUND B. nos of tusenes sugartant and Alist IN ALL LINES OF

TID & the bill to rethe tien Gaul. WERE STREET the state of beyond inged of beyond inged of the state of West objected.

his print unneucossity. Logino eulogized thrant and com Jagins & Atwood, pared aim with Walington, wh Last including the ster He crithand the set

of lung faver, FREDERICK THOMAS JAMES, son of Frederick and Eliza Webly, highling over the details of Funeral at residence on the 26th, at 11 a.m. lill, of Chargen, also at its corns of the hughest protect of the

b ten any aid tay, onur ghalitim a sail shift how to vote or the bill. and, 1861, of inflammation of the lungs, afte a short illness, CHARLES AUGUSTUS HELLSTROM.

allent Hou suid Jam and Loss some years as traveling elder in his native country, emigrated to Utab. He died in full fellowship of the Church of Jesus Christ of

requie and took the chantu ultiond lifens a paritian, in al stand the brand. This was o rej There's Hitchis not a domocratic finite in

defended his statement in a approach that John Brown No. CIASH PAID FOR CLEAN, ALL WOOL Rags, delivered at this Office. hand, by saying the republican con wention in ideal band said the same

thing in its plat one Langary expression lying the aux Senator should attribute a pa sulfith with greater samply

International stands upon than. Grant's

BEST QUALITY OF BALED HAY, AT Brigham Martin's, City Mest Martet, at 51,75 per bale. MAY & CLADE BEEF, MUTTON, PORM and VEAL. Stath Street Guon In The A A STUATION BY A FIRST-CLASS

Hoats delibored Free to all parts of the C





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FAMILY



of the returns, to be elected, and to send the contestant to the House of Representatives for redress. Then, again, there is no principle in law or equity which gives to a person receiving the smaller num-ber of votes an office for which the

Snow fell in Georgia, to day, to the depth of three inches, and the thermometer varied from 24 to 28. Information from a high source to this office.

to prepare for war.

vests in the United States. The controversy therefore was between Mrs. Hodgert and the Government. By the Act of Feb. 26, 1859, it was provided:

"That where settlements with a view to pre-emption have been made before the survey of the lands in the fields which shall be found to have been made on sections sixteen and six, said sections shall be subject to the pre-emption claim of such antier, and if they, or either of them, shall have been or shall be rethem, shall have been or shall be re-served or pledged for the use of schools or colleges in the States or Territory in which the lands lie, other lands of files quantify are bere-by appropriated in lies of such as may be patented by pre-emptors."

insures justice alike to the settler take another extract or two: and the Territory. The bona fide claimant who settled upon a school section before the Government sur-vey, and with a visu to pre-emp-sion, can obtain a patent for his land in the usual manner, mons should take notice of this im-

concerning them. At the very time says in conclusion 2 ple in these newly settled regions most need assistance to their children, the help designed by school lands become the property of the new State and are made available for the purpose designed. This tories the fruit while their trees school hands while they are mostly

in want of the means 100 the Ha the and beneficial thing would be ac-compliabed, almost as important as the cheese-paring efforts at bogus conomy effected during the last two maions. Give us the school lands, and eip us to establish an efficient and imprehensive school system in all a Tarrive belongs, it is significant and valuable. After giving the particu-lars of the election, the protest and the reply, with the action of the Governor, the Times presents the following powerful argument: "It will be seen, then, that the e Territories.

BOISLATIVE SESSIONS 2X-

From the Philadelphia Times, This makes the matter dear and which we have previously cited, we

that kind of a Kentuckian.

PER WARK

BY TELEGRAPH

AMERICAN.

Camal Matters

committee

The reference by the for

ee to a

tich King is chairman, has r practically in the fusion o scial and foreign affairs comm d since King is chairman o inser. It is libraly that the

NEWARK, O. 25-A m

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BUT SUBJERT THE APRIL TANK

and other lands as an equivalent will be set apart for the schools, so that the Territory, or State created out of, it will suffer no loss by the pre-emption. Our friends who are in a similar position as to land as the client of Messra. Stayner & Sim⁺ worms abouid take notice of this im The Times gives a history of the

portant decision, which those gen-lemen have successed in obtaining. This case suggests the inconsist-incy of the course pursued by the bovernment in relation to the chool lands in the Territories, and he necessity of congressional action Government in relation to the ple." It goes on to discuss the powschool lands in the Territories, and or of the House of Representatives the necessity of congressional action to regulate its own membership, and

people in these newly set as most need assistance to competent education for dren, the help designed by cided in accordance with a wellacquire Statchood, which they can-not reach until they have grown to a certain condition of population and self-support, then apples are thrown into their bearing orchards—the school lands become the property of an apples are thrown aring orchards—the come the property of and are made avail-pose designed. This ed. Give the Terri-while their trees with—give them the b they are mostly then a substitution of it for Monroe doctrine. The reso was reported from the commi-last session and is now on the dar. Commodore Schufeldt in te appear before the special con-tee at their meeting on We dar.

The New York Times has a long ader on the main points of this question, and, coming from the chief d memorials that have been nied on this grievance, a sensi-of beneficial thing would be ac-

In the Pennsylvania legislature 53 ballots have been taken. Several compromise candidates were men-tioned last night.

James Carroll is the first of the vigilants to be tried for the butchery of the Donnelly family at Biddulph, Canada, last February.

Three weeks will be occupied in the Senate by the funding bill. The rate of interest will be increased or the time of the bonds lengthened. The arguments, strictures and de-

It is commonly rumored that the United States has again made pro-posals to Denmark respecting the latter's West India possessions. STUDENTS NOTE BOOKS AT DESERVI

The bill for the protection of per-sons and property in Ireland will re-semble the Westmeath act of 71. It gives large power to the viceroy The British troop ship Himalaya has been ordered to proceed direct from Gibraltar to Queenstown to land a battalion of the 20th Infan than the object of this almost uni-versal condemnation, would at once resign the position for which he has proven himself unfit. But he is not try.

Ex-Gov. Cox, of Ohio, and others, think Garfield will emphasize his attitude towards the Grant people by calling Hamilton Fish to his cabi-

The opium clauses in the new Chinese treaty excites alarm in England. The English fear China intends to prohibit opium importa-

Commissioner of Pensions Bentley says, more than \$500,000,000 will be required to pay all claims under the arrearage pension law, passed in 1879. NEW YORK, 25.-The. World's Washington special says of the hearing to be had before the inter-oceani mpson has contended that the

The London Times does not be-lieve the ministry is in danger of finding itself withou. the support of the great body of liberals on the co-ercion question.

In consequence of the refusal Government to disclose the outl of the land bill the moderate ho powers. Phelps will also bring a dence in support of Rice's stateme before the committee, which i ulers will join the Parnellites

been disputed that it is the inten-tion to refer for a settlement of all disputes that may arise over the Panama Canal to the French courts. Geo. Guies, a farmer near Dayten Ohio, suicided by drinking cider in which he had pinced a large quantity by of Paris green, he was wealth and no cause is known.

Greece is forming three ballallo of infantry, one regiment of caval-ry, and one battalion of engineers. Present strength of the Grecian army, 65,000 men.

and since King is chairman of of former, it is likely that the end of the matter will be a favorable re-port upon the Crapo resolution, and then a substitution of it for the then a substitution. The officers of the Northern Paci-fic railroad my there is not the alightest foundation for the rumors of important development in connecion with the road.

uditor French 'goes to New Yo Monday to carry out arming tral Pacific to stop the payme 3 per cant. dividend.

Talmage, in his sermon on Br

rards Austria.

"It will be seen, then, that the and named film, keeping him that the authorities had received a letter con-argument of Mr. Campbell rests crucified and unmercifully heating that the that the infentry chiefly upon two propositions: First, him the while, from four in the that the functions of the Governor evening to ten at night, when the are not percent minimized in the present by heating the infents. A boy at Preston Colliery, Penn-matter of heating a bettindets of the second him. The notgeneous to-even of the functions to the cover of the second him.



DURSUANT TO AN ORDER OF SA Court in said matter, notice is here given, that Tuesday the 8th day of Fobrus A. D., 1881, at ten s. m. of said day, at County Court House in Balt Lake City, been appointed by said Court the time i pince for the hearing of a getition of J Rawlins, Mary Erekson and Jonas H. Er son, filed in suid Court, praying that cert doctiments therewith flod, purposing to the last Will and Testament of said Dress with a Coticil thereto, he admitted to Probe and that the petitioners be appointed the E ersons interested may appear, and he Probate of said Will and Codicil.

Salt Lake City, January 15, 1881. D. BOCKHOL/T, Clerk. Probate Court, Salt Lake Co, U. T. 445 td ATTENTION WE WILL CLOSE OUT REMAINI

BOOTS, SHOES, HATS, CAPS,

GLOVES, ETC., ars of the past, who have tenders · ... AT BENEFIT OF THE Prices Never Before LTA SUFFERERS Known IN THIS VICINITY! When will be presented the Club's great-out success, THE HAVE GROUGE GOORS & ISK INSPECTION FINEST LINES CHILDREN'S



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of the same. h, City of London, England. Thethird form is a "SEALING

The above discovery has given HERMAN a Silver Prine Me RECORD," with spaces for name of person sealed, birth, death, time, place, etc. a for Balt Lake Oldy and Ogden, Wm

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