

The verdict in the case of the editors of the *Silver Miner* will be cordially approved by the public. If the press has no right to express opinions contrary to the private interests of mining companies or other corporations, however wealthy or influential they may be or expect to be, the freest freedom of speech and of the press, for which this country is famed throughout the world, will be nothing but a mockery.

If the *Miner* editors had wilfully misrepresented the mining property about which they wrote, or had slandered its owners or managers, the case would have been very different. But they merely expressed their views, on general principles, in regard to the formation and position of the property in question, by the sale of which certain individuals expected to make a "big raise," and were disappointed in their anticipations. It is possible that the statements and arguments of the *Miner* had something to do with their failure. We are not able to say whether this was the case or not. But if so we do not see wherein the writers were liable to an action for damages, as they merely published their opinions with what they considered good and sufficient reasons as a basis therefor.

Of a very different class are those scurrilous personalities in which certain scavengers of the press take so much delight. Action for libel against the cowardly rascals who lampoon the living and defame the dead would successfully lie, in any part of the civilized world where the courts could be relied upon for fair rulings and just decisions. And we consider that a civil suit does not meet the demands of outraged reputation, no matter what damages might be assessed—in most cases there is little hope that any would be recovered, for the blackguards are usually as bankrupt in property as in honor and public respect. But criminal prosecution added to the suit at law, with full penalties on conviction, would make a little nearer to the mark. This is possible under the laws of this Territory, which provide for either or both proceedings in cases of libel. As to the probabilities of the outcome, we have nothing at present to say.

But the practice of a few journals in the country, of raking up all the slander and gossip that is uttered by the vile and prurient, which is often entirely false and usually colored and twisted out of any genuine resemblance to the truth, and publishing those foul effusions with the names of the real or supposed actors in the scenes depicted, is one that should not only receive the condemnation of the decent people in any community, but should be stamped out by the firm foot of the law. Grand juries neglect their duty when they fail to take cognizance of such flagrant violations of law and decency as occur daily in some localities, and fail to act in the spirit of their oath of office by letting slip these public nuisances and destroyers of morality, while they assiduously hunt up things with which they have no real official business.

The continued existence of papers of the kind to which we have alluded, is not to the credit of the communities where they are permitted to carry on their nefarious business. A proper condition of the public mind would not furnish them the necessary support, and the fact that they live, shows that there are a sufficient number of individuals in their neighborhood who, fed on literary carrion and revel in abuses, to provide the motive power for the running of these daily scandal mills.

Newspaper proprietors, like theatrical managers, as a general rule, provide such payables of amusement as is in public demand. True, they aid in forming and feeding the public appetite, but if the populace had no relish for such papers and performances as are a reproach to the civilization of the nineteenth century, those who cater to this craving would soon find that their occupation was gone. The patrons of the dirty drama and the purchasers of the dirty paper are parties to the crime of their exhibition and publication. The authors and their supporters should be put into the same sack.

Our readers will remember that when Young Kalloch, assassin of Charles De Young, editor in chief of the *San Francisco Chronicle*, the only scrap of evidence in favor of the murderer was offered by Clemenshaw, who at first gave a fictitious name, but afterwards had to own to his proper cognomen. He swore that he heard a quarrel between De Young and Kalloch, and saw the former fire the fatal shot. The facts were, according to the evidence of numerous reliable witnesses, that there was no quarrel and that no shot was fired except by Kalloch, De Young's pistol not being discharged. Clemenshaw was indicted for perjury, and after a fair trial was last Thursday convicted, the jury only considering their verdict in a few minutes. It was a very plain case and showed clearly the character of the man. His motive for this rank perjury is not difficult to divine. He was either in the service of those interested in saving Kalloch from the consequences of his crime, or he expected to be paid for thus interfering with his manufactured evidence.

Perjury is a crime in our courts of law, civil and criminal, and ought to be punished with strong severity. Clemenshaw will receive sentence on Monday, August 5th.

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**Sound Democratic View as to the Case of the Army.**  
 New York, 31.—General Hancock's letter dated December 28, 1876, in reply to a letter from General Sherman on the situation, is given to the public. After acknowledging General Sherman's letter and excusing his delay in answering the first, and some remarks on the weather, in which he says St. Louis is the coldest place in winter and the hottest in summer of any he has encountered in the temperate zone, he goes on to say:

When I heard the rumor that I was ordered to the Pacific Coast, I thought it probably true. Considering past discussion as to the subject, the possibilities seemed to me to point that way. Had it been true I should of course have presented no complaint, nor made resistance of any kind. I would have gone quickly, if not prepared to go promptly, certainly would have been relieved from the responsibilities and anxieties which may fall to those near to the throne or in authority, within the next four months, as well as from other incidents or matters which I could not control and action concerning which I might not approve. I was not exactly prepared to go to the Pacific, however, and I therefore felt relieved when I received your note informing me that there was no truth in the rumor. Then I did not wish to appear to be escaping from responsibilities and possible dangers which may cluster around military commands in the east, especially in the critical period fast approaching. "All's well that ends well," the whole matter of the Presidency seems to me to be simple and to admit of a peaceful solution. The machinery for such a contingency as threatens to present itself has been all.

[Here a break in the dispatch occurs. The omission consists probably of only a few words. En.]

A person is provided to exercise presidential authority for the time being, until the appearance of a lawful President or for the time laid down in the constitution. Such cases would be peaceful, and I have a firm belief lawful. I have no doubt Governor Hayes would make an excellent President. I have met him and know of him. For a brief period he served under my command, but as the matter stands I can see any likelihood of his being elected. He is a peaceful man, and unless the Senate and House come to be in accord as to that fact, and the House would of course not otherwise elect him. What the people want is a peaceful determination of this matter, as fair a determination as possible, and a lawful one, no other determination could stand the test. The country, if not plunged into revolution, will become poorer day by day. Business would languish and our bonds would come to find a depreciated market. I was not in favor of military action in South Carolina recently, and Mr. General Ruger had telegraphed to me or asked for advice I would have advised him not under any circumstances to allow himself or his troops to determine the result of the election of the State legislature. I could not have given him better advice than to refer him to the special message of the President in the case of Louisiana. Carolina he had the question settled by a decision of the Supreme Court of the United States, and the matter which had acted on the question so that his line of duty seemed even to be clearer than in the Louisiana case. If the federal court had interfered in the case of the State court, there might have been a doubt certainly, but the federal court only interfered to complicate, not to decide or overrule. Anybody is a no business of let him the right of way at the time dashed into it. One man was killed and seven persons much injured. The officers of the company lay the blame for the collision upon Wolcott the dead engineer and Lieutenant the conductor of the local train. Coroner Wood, of Jamaica, opened an inquest yesterday but did not close it until this evening without examining any witnesses. The coroner will probably order the arrest of LeStrange.

**Debt Statement.—Spanish Outrage.**  
 The debt statement will show a decrease of between two and three millions for July. The customs receipts were 17 millions and the internal revenue ten millions. Secretary Evans will give attention this week to the Spanish outrage, and send another naval officer to Cuban waters.

**Gladstone's Illness.**  
 Nearly all the journals deplore the illness of Gladstone, who is in his 81st year, as the decline of the world's greatest statesman. He is generally said to be younger men.

**Heavy Mortality in Kansas.**  
 During July there were reported at the Bureau of Vital Statistics 3,387 deaths, 2,418 births. For the corresponding month in 1879 the figures were 5,118 deaths, 2,001 births.

**Gold Mines in the East.**  
 Speaking of the recent gold discoveries in the west, the *Herald* says, editorially: The glorious climate of California and contiguous States need no longer claim the monopoly of gold mines. Every day comes to surface the discovery of the northern counties of this State are being filed at Albany, Maine and New Hampshire are reporting gold-bearing quartz, and even Jersey seems to have struck a lead. How much of the precious metal from any of the new finds has been received at the assay office is not a matter of common report, but it is no particular consequence to the general business of mining that they should get there at all. The "pockets" in which mining operations usually find their profit are situated in the vicinity of the assay office. The all important thing is to get the company, and as this can be done with several prominent names, holes in the ground, and a small printing press, the east can do just as lively business in the mining as the west. If there is really any paying ore in the Eastern States, there are plenty of men of experience and means who are ready to make the most of it. But let not the amateur fortune hunter make haste to give up his modest situation and salary, should a pick and start for the nearest rocky ground. Still less let him press his savings bank book up on some enterprising fellow who can show him nothing but some showy certificates of stock in yet undeveloped mines.

**Tanner's Day.**  
 For the first time since he commenced his fast Dr. Tanner admitted this morning that he felt very weak. His stomach was in a very bad condition but he expressed confidence in his ability to carry out the undertaking. His eyes were husky, tongue furred and face pinched and haggard. Still his friends assert he had somewhat recovered since Sunday. He had no sleep last night. (Small quantities of mineral water were administered during the night and early morning. Before going on his customary drive he swallowed two

ounces of very hot water, at noon he was quietly resting. He received the following cable dispatch from Paris: "Don't shut your strength. Shut off all spectators. Shut off your door. Shut off your interest by scientists and ridiculed by fools. The weather is against you, but encourage brave fellows and hold on. Wish you success. Dr. Signed Dr. Marson Sims."

Physicians are aligned to the opinion the cables sent by Dr. Tanner, who seemed eased with it, rather doubted it came from that physician.

**The Murderer Fully Caught.**  
 OMAHA, 1.—The murder mystery is finally settled beyond question by the partial confession of a woman arrested with the man who was yesterday identified as John Bender by Hoffman, an old neighbor. The woman says Bender died in Cheyenne nation, 75, that she was arrested in Cheyenne, and that Kate and John Bender Jr. are going by wagon east. They were to meet in Iowa one of them was to go to the Insane farm and dig up Bender's body. She will make a full confession to save her own life. It will be remembered the country during the arch for State Senator York, of Kasas, in 73, at which time 10 or 12 bodies were found buried on them owned by old John Bender.

**The Philadelphia Friend.**  
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ounces of very hot water, at noon he was quietly resting. He received the following cable dispatch from Paris: "Don't shut your strength. Shut off all spectators. Shut off your door. Shut off your interest by scientists and ridiculed by fools. The weather is against you, but encourage brave fellows and hold on. Wish you success. Dr. Signed Dr. Marson Sims."

Physicians are aligned to the opinion the cables sent by Dr. Tanner, who seemed eased with it, rather doubted it came from that physician.

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