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AMERICAN.

Why Scoville Wants a New Trial.

WASHINGTON, 28.—This afternoon Scoville filed in the Supreme Court of the District of Columbia papers upon which he bases his motion or motions for a new trial. In the first trial, not being familiar with the practice in this District Court, he continued to file motions to secure himself against the possibility of being deprived through any legal technicality of the right of review by the court in its general term. The first filed in support of the motion is the affidavit of Frederick H. Snyder as to finding a newspaper in the jury room, under circumstances indicating it had been read by the jury; the affidavit of J. W. Guiteau that he is acquainted with the signature of five jurors whose names are written on the margin of newspapers said to have been seen by the jury. That he has seen them write their names, and believe the writing on said newspaper to have been the jurors named; the last affidavit is that of Scoville, setting forth newly discovered evidence upon which to find a motion for a new trial. The first paper is a motion for a new trial on the following ground:

First—By reason of uncertainty in the said verdict in that the jury thereby found defendant, whereas indictment consists of a different count variant from, and inconsistent with, each other matters of substance.

Second—That said verdict of the jury does not specify which count or counts of indictment it was founded upon, and several of the counts are materially different from others; the defendant is not advised by form or substance of said verdict as the finding of the jury on material facts of the death or place of death of the deceased.

Third—For that the trial of this cause was commenced at the June term of this court and was not concluded in the same term of court, but was extended into the December term without authority of law.

Fourth—For that this court has no jurisdiction of this cause by reason of death of deceased having taken place outside of the District of Columbia.

Fifth—For that the court erred in overruling each and all prayers upon questions of law asked by counsel for the defense, and in refusing to instruct the jury as requested in each of the 14 prayers by them.

Sixth—That the court erred on the trial of this case in excluding proper evidence offered by defendant, as set forth in the bill of exceptions.

Seventh—That the court erred on the trial of this cause in admitting to go to the jury improper evidence on the part of the prosecution, as shown in the bill of exceptions.

Eighth—That the court erred in commenting improperly during the trial on the conduct of defendant and on entering an arrangement with the District Attorney (without the knowledge of counsel for defendant) whereby the jury and expert witnesses for the prosecution during a portion of the trial might observe certain conduct of defendant to subserve the purpose of the prosecution (the defense being insanity) without the restraining power of the court being exercised until those purposes were accomplished to the great prejudice of defendant.

Ninth—Misbehavior of the jury in reading or hearing read to them newspapers circulated to prejudice their minds against defendant.

Representation.

The apportionment bill agreed on by the the census committee provides that after the 3rd of March, 1883, the House will have 320 members, to be apportioned among the several States as follows: Alabama 8; Arkansas 7, gain 1; California 5, gain 1; Colorado 1; Connecticut 4; Delaware 1; Florida 1, loss 1; Georgia 1, gain 1; Illinois 21, gain 2; Indiana 13; Iowa 11, gain 2; Kansas 6, gain 3; Kentucky 11, gain 1; Louisiana 6; Maine 4, loss 1; Maryland 6. Massachusetts 12, gain 1; Michigan 11, gain 2; Minnesota 4, gain 2; Mississippi 7, gain 1; Missouri 14, gain 2; Nebraska 3, gain 2; Nevada 1; New Hampshire 2, loss 1; New Jersey 7; New York 34, gain 1; North Carolina 9, gain 1; Ohio 21, gain 1; Oregon 1; Pennsylvania 29, gain 2; Rhode Island 1, loss 1; South Carolina 6, gain 1; Tennessee 10; Texas 10, gain 4; Vermont 2, loss 1; Virginia 10, gain 1; West Virginia 4, gain 1; Wisconsin 8. Net result: Republican States gain 19, loss 4; democratic gain 13, loss 1; making the republicans 3 ahead.

Mormons and Indians.

Secretary Kirkwood, referring to rumors that the Mormons are exciting Indians in the West, said he had very little faith in the story. While it was undoubtedly true the Mormons might seek the friendship of the Indians in the event of trouble with the United States it could not be possible the Mormons would attempt to defy the United States Government, as an effort of that sort would have a very different result from that which attended the early campaign in Salt Lake.

Terms of Peace.

To the President: In further response to the resolutions of the Senate of the 13th ult., calling for correspondence touching affairs in and between Chili and Peru, the Secretary of State has the honor to lay before the President the purport of a cypher telegram from the special envoy lately sent to those countries, Trescott. In these telegrams he reports he had several confidential conferences with the minister of foreign affairs of Chili; that the Chilian government disclaims any intention of offending the government of the United States in the arrest of President Calderon and his removal to Chilian territory; that the good offices of the United States will be accepted by Chili, and that the Chilian authorities will facilitate a conference between the United States special envoy and the provisional government of Peru, with the exception of Senator Calderon. The terms of peace presented by Chili embrace the following points: Absolute cession of the Larapaca district, and in addition thereto the payment of an indemnity of $2,000,000 payable in 10 years, during all which time the possession occupation of Arica by Chili is required; and should the indemnity be paid, Arica is also to be ceded to Chili; and, besides this, Chili is to appropriate the guano deposits of Lobos Island.

In the event of Peru refusing the conditions named, the Chilian government would respectfully decline any further proffer of the friendly interference of the United States.

The remainder of the telegram is obscure, and it is uncertain whether the Department of State is able to translate from the cipher the exact language, or even to obtain the sense of the sender. For this reason, as well as a wish to avoid disclosing the cipher of the department, the substance only of the dispatch is sent.

Respectfully submitted,
(Signed) FRED'K I. FRELINGHUYSEN.
Department of State,
Washington, Jan. 27, 1882.

To Hang June 10th.

As an indication of how little weight is attached by the prosecution to the motion of Scoville for a new trial, District Attorney Corkhill remarked to-day before a number of gentlemen, that Guiteau will undoubtedly be sentenced and as surely executed not later than June 10th.

A Big Man's Banquet.

Vice-President Davis entertained at dinner this evening President Arthur, Secretary Frelinghuysen, Postmaster General Howe, Ex-Secretary Blaine, Speaker Kiefer, Chief Justice Waite and Associate Justice Gray and Senators Allison, Bayard, Dawes, Ferry, Beck, Cockrell, Aldrich, Camden, Blair, Farley, McDonald and Butler.

Will Go Out of Business.

The supporters of the Eads' bill for a ship railway across the Isthmus of Tehauntepec, say the new railway line from California to New Orleans will be able to make its rates so low that British freight vessels in the grain trade around Cape Horn will go out of the business.

The Denver and Rio Grande.

NEW YORK, 28.—The long looked for report of President Palmer of the Denver & Rio Grande Road shows the net earnings for 1881 to be $2,606,812; deducting interest, insurance, taxes, etc., leaves a balance of 1,348,623, less four quarterly dividends, surplus $434,523 remains. The above balance of $1,348,622 is nearly 9 per cent. upon the stock of the company issued against the average mileage in operation during 881. In 1882 the capital stock increased by $1,000,000. The London issue will be about $29,000,000 and the estimated earnings for the year on mileage as it stands, December 31, 1881, and on the average earnings per mile realized in 1881, without allowance for development will leave a balance of $9,132,422. But estimating that connection with Salt Lake alone will add 25 per cent. to the earnings, the road will be able to earn 10 per cent. and over on $29,000,000 stock. The total value of rolling stock paid for by the company is a little over a million dollars. The company has no floating debt, and there is no construction company in the sense of intermediate organization deriving any possible gain from the railway company. The remainder of the report is taken up with a description of the various articles furnishing the principal tonage of the line, and its rapidly increasing business. The average mileage in operation in 1881 was 786. The present mileage is 1,062.

Arizona Mine Sold.

The Mineral Creek Mine, of Arizona, was sold in the Exchange sale rooms to-day, to Samuel Turk, of New York, for $14,000.

A Pennsylvania Tragedy.

PITTSBURG, 28.—A young man named Lee, out hunting near West Middlesex, met two lady friends, and without provocation fired twice, wounding both. They managed to reach home. Four of their gentlemen friends found Lee. He made a desperate resistance, but finding capture inevitable, blew the top of his head off. All the families are eminently respectable. The motive of the shooting is shrouded in mystery.

FOREIGN.

British Critics.

LONDON, 28.—The verdict in the Guiteau trial is unanimously approved, but elicits from the *Times* the most offensive article it has published since the rebellion. It declares that the American people are satisfied with the conduct of the trial, which was a broad farce enacted in a court without one symptom of popular disapprobation. It doubts whether the nation, which has turned the sufferings of Garfield to food for sensation, the crime into a jest, and the trial into a prolonged farce, has a right to hang Guiteau. It insists that English sympathies expressed at the time of the President's death are now proved to have been unnecessary, and it affirms that all Americans—educated people excepted—sat by Garfield' bedside, not as sympathizing friends, but as dabblers in the mysteries of physiologies, special authors on the chances for a man threatened with pyæmia. The whole article is a series of studied insults.

Saturday's *Review* follows suit in remarking that Guiteau is a typical American, urging that not merely the peculiar offensiveness of the criminal, but the peculiarity of the crime itself are directly traceable to democracy, scandals of trials. It is directly connected with democratic politics of society, and suggests that Guiteau's outbursts in court proceeded from generous indignation at finding his liberty restrained, his motives questioned and his character assailed. It points to the shooting of the President as the result of 100 years of unbridled democracy, and concludes that the democratic Helot may at least be thanked for an instructive lesson.

Harte-less.

Bret Harte, referring to Lanigan's accusation of foisting a collection of fables published over Harte's name in England, desires to have it stated that the very existence of such a book has been unknown to him until lately, and he finds on examination that it contains three pieces written by himself years ago. The remainder, comprising upward of 50 pieces are somebody elses. The book has been published without Harte's authorization or knowledge. His name has evidently been used to advertise it. He has written to the publisher protesting against the use of his name.

A Berlin correspondent states on the whole that the press there regard Gambetta's fall with deep satisfaction.

Geneva Panic.

A dispatch from Geneva states the panic on the Bourse there continues. A leading barrister had committed suicide.

Gambetta's Fall.

MADRID, 28.—Gambetta's fall causes great satisfaction among Spanish conservatives. The ultramontanes consider it the first serious blow dealt to French democracy. Spanish democrats express deep concern at the event.

Nihilist Threats.

ST. PETERSBURG, 28.—A fresh number of Nihilist journals are being circulated and sent under envelope to the court and to the ministers and dignitaries, and to the regiments of the empire. It is dated December 12th (24th new style). It was probably printed and introduced from abroad. In its leading article the editor says: The coronation of the Czar, fixed for the 24th of May, will never take place; therefore, make no preparations for it. Many things will occur between this and the 25th of May. Do not throw away your money uselessly. It is simply ridiculous and disgusting.

Canadian Liberals.

MONTREAL, 28.—The national party, composed of French Canadians, affiliating with the liberal party, unanimously passed resolutions in favor of full independence for Canada, and asking the liberal party to make that the principal plank in their platform.

French Cabinet.

PARIS, 28.—The list of the new ministry, as settled upon to present to the House, is as follows: De Freycinct, president of the council and minister of foreign affairs; Jules Ferry, public instruction; Goblet, interior and worship; Humbert, justice; Varroy, finance; Carnot, public works; Girardi, commerce; Cochery, posts and telegraph. The ministers of war and marine are not yet designated.

BRIEF TELEGRAMS.

Two Italians, supposed to have been killed by a bear, escaped.

Shore railroad had a collision and wreck of two freight trains on Thursday night.

The court house at Northport, Mich., with its contents and probate records is burned.

It is stated that Judge Blatchford is now the most prominently spoken of as Chief Justice Hunt's successor.

Crowley does not want the secretaryship of the Treasury, and Judge Folger will remain in his present position.

An eulogy upon Prest. Garfield will be delivered in the House of Representatives, Feb. 27th, by ex-Secretary Blaine.

At Steubenville, Ohio, three deck hands of the steamer *Katie Stockdale*, were drowned by jumping when she struck a bridge.

The circulation of standard silver dollars for the week ending to-day was 133,966, against 107,419 for the corresponding period of last year.

The treasury Department has bought 355,000 ounces of silver for distribution at the Philadelphia, San Francisco and New Orleans mints.

J. Cohn & Co., Chicago, jobbers in tobacco, have failed, through having attempted to do a large business on a small capital. Liabilities, $40,000; assets $60,000. The debts are almost entirely in the East.

The post office appropriation bill is reported to the House. It appropriates $42,634,300, being $22,000 less than the amount asked for by estimates, and $2,681,868 in excess of the amount appropriated for the current year.

An attempt was made to wreck the New York Central train by driving a piece of wood between the rails at Riverdale Avenue, near the iron bridge, but it was frustrated by the flagman. Policemen will investigate.

ST. JACOBS OIL. TRADE MARK. THE GREAT GERMAN REMEDY. FOR RHEUMATISM, Neuralgia, Sciatica, Lumbago, Backache, Soreness of the Chest, Gout, Quinsy, Sore Throat, Swellings and Sprains, Burns and Scalds, General Bodily Pains, Tooth, Ear and Headache, Frosted Feet and Ears, and all other Pains and Aches. No Preparation on earth equals ST. JACOBS OIL as a safe, sure, simple and cheap External Remedy. A trial entails but the comparatively trifling outlay of 50 Cents, and every one suffering with pain can have cheap and positive proof of its claims. Directions in Eleven Languages. SOLD BY ALL DRUGGISTS AND DEALERS IN MEDICINE. A. VOGELER & CO., Baltimore, Md., U. S. A.

FOR SALE. STUDENTS' NOTE BOOKS AT DESERET NEWS OFFICE.

PROPOSALS FOR BRICK.

PROPOSALS, SEALED AND ENDORSED, "Proposals for Brick," will be received at the Deseret National Bank until Wednesday the 30th day of February, 1882, at 12 o'clock m., for furnishing at the University Grounds in this city, by the 15th day of May, 1882, 100,000 Red Pressed Brick, and 500,000 unpressed Brick.

Brick to be as called for in specification, copies of which with any additional information may be had by applying to the Building Committee.

The right is reserved to reject any and all bids not considered advantageous to the Territory.

H. S. ELDREDGE,
JAMES SHARP,
H. T. BURTON,
HENRY DINWOODEY,
Building Committee.

Salt Lake City, January 19th, 1882.

Municipal Election.

TERRITORY OF UTAH, Salt Lake City. } ss

I JOHN T. CAINE, RECORDER OF SALT Lake City, do hereby give notice to the Registered Voters of Said city that the

BIENNIAL MUNICIPAL ELECTION

Of Salt Lake City will be held in the several Municipal Wards thereof on

MONDAY, FEB. 13th, 1882,

For the Election of the following Officers for said City, viz.:

ONE MAYOR,
FIVE ALDERMEN,
NINE COUNCILORS,
ONE RECORDER,
ONE TREASURER,
ONE MARSHAL,
AND
ONE ASSESSOR AND COLLECTOR,

To serve for the term of Two Years, and until their successors are elected and qualified to office.

PLACES OF VOTING:

First Municipal Ward—At the Ninth District School-house.
Second Municipal Ward—At the County Court House.
Third Municipal Ward—At the Sixteenth District School-house.
Fourth Municipal Ward—At the Twentieth District School-house.
Fifth Municipal Ward—At the City Hall.

The Polls will open at one hour after sunrise, and continue open until sunset.

Said Election to be held, conducted and returns thereof made in accordance with the provisions of an Ordinance of said city, entitled "An Ordinance Regulating Elections and Providing for the Registration of Voters," passed November 18th, 1879.

In testimony whereof, I have hereunto set my hand and affixed the Corporate Seal of Salt Lake City, this 27th day of January, A. D. 1882.

[L. S.] JOHN T. CAINE, Recorder.

OVERLAND HOUSE, Three Doors South of Walker House, MAIN ST., SALT LAKE CITY. Better Accommodations at Lower Rates than any other Second-Class House in the City. Terms $1.00 to $1.25 per Day. SINGLE MEALS AND LODGINGS. W. A. PEE, Prop. Street Cars pass to and from Depot.

ALBUM VIEWS ....OF.... Salt Lake City. The SECOND EDITION of these Beautiful Views of Salt Lake City has arrived, and are reduced in price from Three Dollars Each. Just the thing to send to friends at a distance. The Album contains 20 exquisite views of the most prominent places in the city. The Wasatch Mountains, with letter press description of each view. Published and for Sale by James Dwyer, Wholesale and Retail Bookseller and Stationer, Salt Lake City. Mailed to any address throughout the United States for 50cts., post paid. Agents Wanted.

U. S. DEPOSITORY. DESERET NATIONAL BANK, SALT LAKE CITY. PAID UP CAPITAL, $200,000. SURPLUS, $125,000. WM. H. HOOPER, President. H. S. ELDREDGE, Vice-Prest. WM. JENNINGS. FERDINAND LITTLE. JOHN SHARP. NICHOLAS GROESBEUK. L. S. HILLS, Cashier. DIRECTORS. RECEIVES DEPOSITS PAYABLE ON DEMAND. Buys and sells exchange on New York, San Francisco, Chicago, St. Louis, Omaha, London, and principal Continental Cities. Makes Collections, Remitting Proceeds Promptly.

London Bank of Utah, (LIMITED) 26, Austin Friars, London, AND Salt Lake City, Utah. Authorized Capital, £150,000. Par value, $729,540. Subscribed Capital, £42,000. Par value, $204,372. Shareholders Liable for amount Uncalled on Shares. BUY AND SELL STERLING EXCHANGE. Buy and Sell Drafts on the Cities of the United States. Interest Allowed on Deposits, subject to Notice of Withdrawal. COLLECTIONS MADE AT LOWEST RATES. Accounts kept on the most favorable terms. PRINCIPAL CORRESPONDENTS: London—London Bank of Utah, Limited, Martin & Co. New York—American Exchange National Bank. Chicago—First National Bank. Omaha—Omaha National Bank. San Francisco—Bank of California. E. AUSTIN, Manager.

Health is Wealth! DR. E. C. WEST'S NERVE AND BRAIN TREATMENT: a specific for Hysteria, Dizziness, Convulsions, Nervous Headache, Mental Depression, Loss of Memory, Paralysis or Premature Old Age, caused by over-exertion, excess or over work of the brain, which leads to misery, decay and death. One box will cure recent cases. Each box contains one month's treatment. One dollar a box, or six boxes for five dollars; sent by mail prepaid on receipt of price. We guarantee six boxes to cure any case. With each order received by us for six boxes, accompanied with five dollars, we will send the purchaser our written guarantee to return the money if the treatment does not effect a cure. Guarantees issued only by Z. C. M. I. Drug Store, Salt Lake City, Utah. Orders by mail at regular price. d&w 1y

WM. PETERSEN THE BUTCHER, 1225 First South Street, Second Shop from East Corner, Dealer in all kinds of MEAT in season. Meat ordered by Telephone will receive prompt attention to the satisfaction of patrons. All kinds of SAUSAGES A SPECIALTY. d44

WANTED. A MAN WHO UNDERSTANDS THE Building of Iron Blast Furnaces. See Thomas Taylor, 14th Ward, City.

FOR SALE! AN ADOBE HOUSE OF SIX ROOMS, on 7th East Street, between First and Second South Streets, the property of MRS. ELENOR G. JONES. For further particulars enquire of HY. CULLAM, One block south of 11th Ward school House.

SPECIAL SALE —AT— FARMER'S ONE PRICE DRY GOODS HOUSE! Salt Lake City & Ogden. —FROM— MONDAY, the 15th, Until further notice, I will offer to the Public, my Entire Winter Stock at ABSOLUTE COST! Those wishing to supply their wants at unprecedented prices, will do well to call early. J. D. FARMER, ONE PRICE HOUSE.

ARTHUR A. NEEDHAM. ELLIOT B. SPRINGER. NEEDHAM & SPRINGER, Hooper & Eldredge Building, 43 MAIN STREET, - SALT LAKE CITY, Respectfully call the attention of the Public in general to their New and Select Stock of Dry Goods, Groceries, Notions and Gents' Furnishing Goods. DRY GOODS AND NOTION DEPARTMENT. Can be found Dress Patterns ranging from 8 1-3 cents up. Calicoes, Ginghams, Cheviots, Sheetings, Muslins, Table Linens, Toweling, Cottonades and Flannels in great variety. Also Laces, Ribbons, Embroideries, Handkerchiefs, Gloves, Ruching, Hosiery, Corsets, Etc. We would particularly call attention of the Family Trade, to our Grocery Department. We keep on hand a Choice Stock of Fine Japan and English Breakfast Teas, Choice Coffees, Sugars, Spices, Currants, Raisins, Jellies, Jams, Canned Fruits, Canned Fish, Etc., in fact everything needed in the household. You will do well to give us a call. Orders by Mail will receive prompt and careful attention. NEEDHAM & SPRINGER, P. O. Box 971. SALT LAKE CITY, UTAH.

H. B. CLAWSON, HIGHEST MARKET PRICE PAID for WOOL! 121½ & 121⁶ South Temple St., Corner of Main. WOOL, Furs, Tallow, &c. TWINE to the Fleece and WOOL SACKS furnished FREE. We have in stock the CELEBRATED WARD & PAYNE and "KANGAROO" SHEEP SHEARS, VERY CHEAP, also, PURE NATURAL LEAF TOBACCO and KENNEDY'S DISSOLVED SULPHUR, EXTRACT of TOBACCO, Etc.

Tin Plate. Sheet Iron. EXCELSIOR MANF'G CO. OAK 612-18 N. MAIN ST. ST. LOUIS, MO. Stamped Ware. Tinners' Tools. FOR SALE BY Z. C. M. I., Sole Agents in Salt Lake City.