inturday, . . October 8, 150

THE REYNOLDS POLYGAMY CASE.

Turs is the day that was set in the Supreme Court of the United States for the case of George Raynolds, appealed from the Supreme Court of Utah. It is a case without precedent. For the first time in the prayer book used in all countries question, which has been agitated tablished, the bride and bridegroom, and discussed throughout the land, comes up for investigation and deciston.

George Reynolds, an Elder in the priest pronounces them man the Church of Jesus Christ of Lat- and wife, he says: "These whom ter-day Saints, was indicted by the God hath joined together let no grand jury of the Third District man put asunder." The dissenting Court of this Territory, for marry- ministers use a form similar in spiing a second wife, his first wife rit if differing in words.

being alive and undivorced, in vio- It is only of very recent date that lation of the anti-polygamy act of marriage has been viewed at all Congress of 1882. He was tried for in the light of a mare civil contract. bigamy, in the Third District Court, No mention of it is found in the March 31, 1875, was found guilty Constitution of the United States, and sentenced, the first marriage for in the time that document was being proven by the testimony of penned, marriage was strictly a his first wife's parents, and the religious ordinance, and the frainsecond marriage by the testimony ers of that glorious instrument of of the second wife, who was subp-monwad and whe answered the di-no laws which should set up any

rect questions of the prosecution. State religion, or prevent or restrict On [appeal to the Supreme Court, the freedom of religious faith and this trial was proven invalid June practice.

19, 1875, the indictment having Here is an extract from the statbeen found by an illegal grand jury. utes passed by the General Assem-A second indictment followed, and bly of Virginia in 1862: another trial on December 9th, "No marriage shall be valid in law

1875, at which the second wife's except such as is made by a min-ister of the Heatmanney Church of evidence of two lawyers, present at the first trial, that they heard her make much and such statements was

make such and such statements, was viewed in that State, and it is a received against the defendant, he sample of the sentiments of other was found guilty and sentenced to States on this important question. two years imprisonment, at hard The degrading of God's holy ordinlabor, and a fine of \$500. The case ance of matrimony to the level of a was appealed to the Supreme Court mere civil contract has opened the of the Territory, and the action of the lower court being sustained, modern times, it was the stepping July [6th, 1876, was carried up to stone into the mire of "free love," the Supreme Court of the United and it has lifted the floodgates of

States, as provided for in what is passion and sin till the very foun-The position taken by the deknown as the "Poland Bill." The position taken by the de-fendant, which is that of the "Mor-mon" people generally, may be defined as fellows: Plural marriage, that is, the uniting of two or more

THE EVENING NEWS, than the lawyers, and the regula- ceived from honorary members from THE EVENING NEWS, Than the lawyers, and the regula-tion thereof for the churches, in-tion thereof for the legislatures and con-gresses. That matrimony has been considered a religicus ordinance for ages among heathens, Jews and Christians, is a fact no one will care to dispute. Under the pat-riarchal and Mosale dispensations it was a sacred rite. The oldest to the oldest to the the the profile accrueits, \$20,205 Dues paid by subscribing members, \$20,205 In Harrisburg, Washington County, Sep. In Harrisburg, Washington County, Sep. In Harrisburg, and Blinabeth Campkin, of Salt Lake City, and Syears and B days. Description to the oldest it was a sacred rite. The oldest it was a sacred rite. The oldest ecclesiastical organization inChristendom-the Roman Catholic

out for non-payment of dues, 294. One member, who paid \$243, and is now among the recipients of the association's bounty, has received \$3,204, and many others from \$1,-Church, calls marriage a sacrament. It is not considered valid unless administered by a priest. The Church of England, or, Episcopal Church,

550 to \$3,047. Eber Plympton assaulted young William Stuart, critic of the Graph-ic, a few days ago, on the ground that Stuart had made some unfadoes not number it among the sacraments, but still announces it as vorable comments on his acting. an ordinance of God. In the mar-Plympton's conduct is generally riage ceremony, as contained in the denounced.

The Walking Match. where the Episcopal Courch is es-tablished, the bride and bridegroom, are asked if they will "live together after God's ordinance in the holy metate of matrimony." And when where the Episcopal Cuurch is esestate of matrimony." And when

Bank Statement. Bank statement: Loans increase, \$1,559,400; specie decrease, \$599,900; legal tenders [decrease \$2,318,500; deposits decrease, \$2,228,600; circu-lation decrease, \$40,300; reserve de-crease, \$2,861,250. The banks now hold \$7,438,650 in excess of legal

The U. S. Army.

WASHINGTON, 5.-A general or-der just lasued from the War Department, calls attention of officers of the army to the section in the army appropriation bill passed at the last session of Congress, prohib-iting the use of the army as a posse comitatus, except in such cases as may be expressly authorized by the constitution or acts of Congress.

The Pestilence.

NEW OBLEANS, 5.-Deaths 52; cases reported, 55; total deaths, 3, 112;

cases, 10,303. Baton Rouge, 5. Deams the past 24 hours, 6. There have been ever 80 new cases daily for the last four days. The city is now a hospital; almost every honse contains some

Mamphis, 5 .- Dr. R. W. Mitchell

medical director of the Howard's to-day, received the following tele-gram from Germantown, Tenn.:

this morning." FOBEIGN. GREAT BRITAIN:

The Afghanistan Difficulty.

LONDON, 5 .- A dispatch from Bombay says: Four of the Ameer's infantry regiments and six guns are stated to have arrived in front DIED.

HOM 80 to 200 acres of land, unimpre-ed, with water rights, in Exchan-or young stock. Enquire at or address K at this offi-tating location and price. WANTED. GIRL to do general Housework. Ap-ply to Hon. A. P. Rockwood, 12th

WANTED

THE

(LIMITED.)

Exchange Drawn on all the

Principal Cities of the United;

States and Europe.

PRINCIPAL CORRESPONDENTS:

In Harrisburg, Washington County, Sep. 11, 1878, AMNA, daughter of George and Elizabeth Campkin, of Salt Lake Cily, and wife of W. D. Fuller, of Harrisburg, aged WANTED.

A GOOD man who can give references, for a term of years. Farm produces 150 tons of hay and small grain, and vegeta-bles in abundance, and has a good range In Panguitch, Iron County, of Jaundice after an illness of three weeks, September 19th, 1878, WILLIAM PROCTOR. He was born in Preston, Lancashire,

logiand, January 2d, 1839. Ordained a Address P. O. Box 294, this city. igh priest and sot apart as first counseler

1977, which office he magnified until his Seath. He leaves a wife and four sons to mourn his departure.

to the Bishop of Pangultch Ward, April 23. WANTED.

200 TRABLING STREES, also 200 Spring Steer Calves, not under 4 months old. They must be of good grade American cattle. Durham preferred. Will accept blds in lots of 50 each, to be delivered in Salt Lake City. Piesse address P. O. Box 633, statim price and grade, and when can be delivere in this city. dif SALT LAKE THEATRE

FLIDAY & BATURDAY. **OCTOBER 4, & 5.** FOR RENT. A HOUSE of three rooms, good cellar Apply at this office. d 251 MATINEE SATURDAY

COMINGI GREATER THAN THE GREATEST HORSES! HORSES! HORSES! HAVERLYS 100 HEAD to sale cheap, for cash. All FAMOUS

P. Rockwell. For information call at office of Arm-strong & Bagley, opposite 14th Wart is the lith Wart MINSTRELS J. H. HAVERLY, PROPRIETOR.

Harry Mann, Mgr. W.H.Strickland, Gn. Ag THE STAR TROUPE OF THE WORLD.

Entire New and Greatest of all Minstrel Companies I Arti ts of a National Beputa-tion, who present the new Society style of Genial Minstreigy. Towering to the Zenith of sellnes Minstreigy Completely casting in the shade all former efforts; in fact a New Departure and a choice school of Minstreigy. The most stylish display of America's Popular Amusement, rendered to that classic manuor peculiar to this great Organization: LONDON BANK OF UTAH

Capital, £160,000; May \$800,000 Galled up, £32,000; My \$160,000

The Commercial and Mining

Public will find every facility for the transaction of Strict-

30 in number. The whole forming the Monster Combine tion of the 19th Century: Largest Minstrel Company in the World. ly Banking Business.

IN LONDON. - The London and County Bank. The London Bank of Utab, Limited. IN NEW YORK .- Messrs. Merton, Blies & JENS F, MORTBNSEN, Company. District Poundkeeper-IN CHICAGO.-The First National Bank.

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Many different Sizes and Varieties of COOK STOVES, including the Celebrated Charter OAK, MONITOR and STANDARD, with and without Ironclad Extension and Reservoirs. The well-known DELMONICO and RATHBONE RANGES, admitted by all to be the best

Portable Ranges ever brought to this market.

GRANITE IRONWARE, TINWARE, ETC. PRICES LOW AND GOODS ALL FIRST CLASS.

-:0:-Call at the STOVE DEPARTMENT and EXAMINE GOODS and PRICES BEFORE PURCHASING ELSEWHERE.





CONSISTING OF



that is, the uniting of two or more women in wedlock to the same is a religious practice of the Latterday Saints, commonly called revelation, given to the Church liberty shall be maintained in the through Joseph Smith, its acknowseer and revelator. The principles contained in that revelation are corroborated the sacred scriptures, called the Holy Bible, or, the Old and New Testaments, which are the accepted authority for religious doctrine and practice among all the various Christian denominations.

The Constitution of our country provides that, "Congress shall pass no law respecting an establishment of religion, nor prohibiting the free exercise thereof." "Mormon" plural marriage had been for many years practised under an "establishment of religion," when Congrees passed a law prohibiting it and statute, familiarly known as the legality of some portlogs of the Anti-Polygamy Act of /62, was aimed and directed against a ceremony well known by the legislators who enacted the law to be a part of the "Mormon" religion. Therefore, we claim that the said Act of Congress is unconstitutional and, consequently, weld.

It must be understood that the statutes of Utah Territory are allegt on this subject. The marriage ceremony, which unites a matried BY TELEGRAPH man with a plural wife, is easentially religious, claiming no secular acknowledgment nor lesanction or recognition. The law of the land, apart The law of the land, apart from the unconstitutional Act re-ferred to, has nothing to do with it. Its validity depends upon an eccle-stastical ordinance based upon a is validity depends upon an eccept stastical ordinance based upon a revelation assuredly believed to be from God. These who are affected by it are willing to accept it, as such, with all its responsibilities. No form but the power of conscience Thentriced Rows of the Week. compelled to marry any man obliged to take any woman to wife in opposition to his own valition. It does not infringe upon nor violate any human rights. It is not a crime of itself and only appears as

There is a vast difference between "Mormon polygamy" and that which is generally denominat-ed bigamy. The latter is the aban-donment of a legal wife for an ille-gal union with another. Deception and fraud are its usual characteris-the point of the park Theatre, Brooklyn. Ulara Morris is playing "Miss Multon," at the Arch Street Theat the Arch Street Theat the Bauk of England on balance, the Philadelphia.

of All Maslid, a a question whether an individual the Khyber Pass and have adman, by an occlesiastical ceremony, has broken a valid law or not, but of British troops has arrived. Much has broken a valid law or not, but whether the entering wedge of larger bodies of Afghan troops are State power over Church doctrine on their way down. These threaten "Mormons," the authority for and discipline shall be driven into to attack the Khyber for having which is derived from a Divine our national system, or religious penetrate the pass. This would throw the hill tribes into our hands. ladged and appointed prophet, Spirit of American institutions. If It is expected we will assist them it Congress may pass laws infringing the Ameer should attack them. Probably our first advance will be into the Koorum Valley. The upon and forbidding one religious Afghan troops and guns may be taken from the Ali Musjid Fort, and we will occupy some of the minor passes. Hostilities may berite which interferes with no perby son's life, liberty or property, that body may enact statute after statute affecting all religions, establish gin at any moment. a State Church or declare there A dispatch from Simla confirms the report that the Anieer is enshall be no Church, and creah out deavoring to intimidate the Khythe freedom of creed and action guaranteed to all in the Constitu

fully leave the issue in the hands

of Him who has dominion over

Khyber Pass. tion of our common country. Turkey Rejects. It is possible, however, that the According to telegrams from VIgreat judicial power of the land enna and Constantinople Turkey has definitely rejected the Austromay avoid the main point at issue and rule upon some of the techni-Turkish convention. cal questions that will be presented The Silver Market. in which case the defendant will

The Times, in its financial artidoubtless receive his discharge, for ole, mys: The silver market is very stagnant where even a moderate there are grave questions as to the amount is offering. It is generally thought the price would relapse, proceedings against him. Whatev-but as long as there is none to be but as long as there is none to be had, no materially adverse move-ment in value is apprehended. tense interest, while they will trust-

Silver-Stocks. Silver 51 pence per ounce. Consols 94 5-16 @ 94 9-16; bonds new 5's 108.

435

men and nations, and who will surely overrule all things for good The Broken Bank. It is rumored that Potter, one of the directors of the City of Giasgow Bank, and who was also a member of the firm of Potter, Wilson & Co., which falled when the bank closed to them who serve and obey Him. its doors, had large advances from the broken bank. The bank of Mona, a local branch of the City of Glasgow Bank, in the Lale of Man, held from a million and a half to a million and three-quarters of dol-lars of deposita, about all the money PER WEREBRUSION TRLEGRAPH LINE. EASTERN.

Albanian Massacro

the depositors as soon as possible, a committee of the other Scotch banks is making arrange-ments to pay 10 shillings on the pound as soon as the banks have found that they will be safe in making an advance to that amount. The Bullionist announces the folvarieties, dance, and, except the varieties, e can be said to be doing a good iness. In the opinion of a gen-man, formely a critic, now a nager, the massin was open too

North Jordan Irrigation District







I n pursuance of section 5 of an act of the Legislative Assembly of the Territory of Utar, entitled "An Act amending sec-tions 505, 506, 507, 103, 513, 523, and 529 of the Compiled Laws of Utah Territory, re-lating to irrigation district "approved Feb. 21 1878. Notice is hereby given that a mass meeting of the land owners of the West Jordan Irrigation district will be held at the district Schoolhouse, Taylorwille, North Jordan precinct, Sais Lake County, on Monday, October 14, 1878, at '15 m., for the purpose at electing five trustees, a sec-retary and a treasurer of the West Jordan. Irriaritien Company - Meld. conducted, and with the provisions of said act. Belt Lake City, Oct. 4, 1878. Balt Laze City, Oct. 4, 1878.







With the exception of the re-appearance of Modjesks at the Fifth Avenue, nothing of import-ance has occured among the thea-tres this week. The weather has had the effect of deerma which has



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MRS. MUSSER