

caused serious apprehensions in the minds of some, that a scant harvest would await the toil and labor of the husbandman. Many took confidence from the promise of the President at last Conference, that, albeit the unfavorable prospects which then appeared, we should be blessed with an abundant harvest this year. We heard the promise, and had no doubts as to its fulfillment. The gentle rains which have fallen during the few weeks past, have aided the progress of vegetation in a wonderful manner. The Lord is surely verifying the promise made. Fruit and flower, tree and shrub, waving grain and root crops of every kind, give the most cheering and encouraging hopes for the ensuing harvest.

In the midst of these prospects, we trust the people will not only feel grateful to the kind Hand which blesses us so bountifully, but prove that gratitude by carefully heeding the counsels they receive, and using with the greatest wisdom the abundance bestowed upon them. Be as careful of your fruit, roots and grain as if the approaching harvest would be as meagre as some a short time ago had feared it might be.

This is the counsel of the Lord to us, as a people; let us abide it.

#### HOME ITEMS.

**SABBATH MEETINGS.**—Elder A. Carrington reasoned on the principles of law and order, showing that without obedience to law and a recognized authority order cannot exist. The law of the gospel is the law of liberty; obedience to it brings happiness, peace, intelligence and life. Everything on the earth that is of worth is patterned after things in heaven. There, God rules supreme; in hell, satan exercises rule and control; and whether we object to it or not in this life, when we pass into another state of existence we will find ourselves under the control of one being. This is the heavenly order, though adopted by the devil; and will be recognized on the earth by all, when they enjoy the blessings of the gospel.

A smart shower of rain coming down, induced the speaker to break off, when

Pres. Kimball arose, about to inform the meeting it was to be dismissed, but the rain slackened, and he spoke for a short time, endorsing the remarks made, and reasoning on paternal authority. As God is our Father, our dictator, our lawgiver and head, so an earthly father who has received the Holy Priesthood and magnifies it, is the ruler, dictator and head of his own family.

Elder Carrington resumed his subject, reasoning that the principles of the gospel are easily demonstrated, and more powerfully than a mathematical problem—the demonstration of the Spirit of God to our spirits. All who receive the gospel are under equal obligations to do right.

#### AFTERNOON:

Elder J. D. T. McAlister spoke of his experience seeking after truth before he became acquainted with the gospel, and treated on the practical application of various principles of truth, and the power of associations for good and evil. Israel should look after the welfare of Israel. Fathers and mothers should see after the flock of Israel, and they do that best when they look after their own families and their own households.

Elder W. H. Folsom bore testimony to the truth of the work of God, and to the blessings enjoyed by those who receive the gospel now, being the same as those recorded in the Scriptures to have been enjoyed by the Saints in former times. Related some interesting incidents of his experience when the Saints were driven from Nauvoo, as direct evidences of the providences of God in behalf of His people.

**PLANING MACHINE.**—We paid a visit last week to Pres. Young's planing machine, in operation at the saw-mill, up City Creek, and saw Br. Higgs putting through some boards in a style to please the most exacting, and with a rapidity which made casual lookers-on stand clear of the shavings. The machine is very simple in construction, and admirably efficient, turning out its work with a mathematical levelness that cannot be equalled by ordinary hand-labor. The boards are placed upon a metallic table of open work and caught by two feed rollers, the upper one fluted, which bring them under the revolving knives. These plane the boards with magical celerity, which then pass between two smooth rollers that deliver them in a finished state. While watching the boards rapidly passing in, rough and uneven, and moving out smooth and level, with the regularity of clock work, we inquired the price at which the planing was done, and were informed by Br. Higgs \$10 per thousand feet. The lowness of the price, the superiority of the workmanship and the speed with which it is performed ought to command a large supply of work. We need

labor-saving machinery of every kind in this Territory, and are pleased to notice every advance in this direction, knowing that it will benefit all classes. President Young has faithfully and earnestly pioneered the way in the introduction of machinery, as in other matters, and thus given the force of his example for the people to follow in a direction that will lead us rapidly to be self-sustaining.

**THEATRICAL.**—Ernest Maltravers, as a drama, abounds with effective situations and telling scenes, each act being worked up to a rather startling picture as the curtain drops. The language is in some parts pretty strong, but the denouement of the plot awards dramatic justice to all the characters. The misguided and fallen Richard Darvil as a character affords scope for good acting. Ruthless and degraded though he has become, that one spark of regard for his daughter's virtue, which makes him repel the proposition of his companion in guilt to barter it for wealth, is of a redeeming nature. Mr. McKenzie played the part with much vividness and considerable vim. His daughter Alice, the victim of untoward circumstances and libertine rascality, exciting pity and sympathy for her chequered fate, and causing gratification as it merges into happiness, was rendered with much natural ease and fidelity by Mrs. Gibson. Ernest as a character excites more pity than sympathy or admiration. Partaking a good deal of the Hardress Cregan style, it was played by Mr. Caine with care and attention, although we did not admire him so much in it as we have done in some others we have seen him play; in fact it is not a character to be admired. Mr. Lindsay, as Ferrers, proved that he has abilities for a certain style of light comedy, as well as the heavy line in which he has fairly won his position in the company. Mrs. Woodmansee's Lady Florence was creditably performed; and the whole piece was played with considerable dash and spirit.

How's Your Uncle, went even better than when it was presented here before. The mercenary Wiggs was comically rendered by Mr. Margetts, and the ladies threw unflinching life into the piece from beginning to end.

On Saturday evening next, Madeline and Turn Him Out are the attractions. Madeline we would like to see again. It is really an interesting drama, and was well performed when presented before. In Turn Him Out, the imitable Nobbs, with his miniature windmills and his persistent efforts to turn the unfortunate Moke outside in, out of his own house or out any other way, with his "von, two, three," the exquisite Roseleaf with his obnoxious attentions, the mishaps of Moke, the terrors of his wife, and the maneuvers of the sprightly Susan, should prove a cure for melancholy and provoke a laugh in the most lugubrious.

A grand *Matinee* on Monday, 24th., for the little folks, is announced by the Management, when Nature and Philosophy, Out to Nurse and Magic Toys will be presented; an admirable selection to please and gratify the children. The *Matinee* on May-day was so successful that we felt assured another would be given at the first opportunity; and we are pleased to see these three very favorite pieces announced for the occasion. We have no question as to its being a success, with the fine bill provided and the low scale of prices for admission.

**POLICE REPORT.**—On the 11th—Englebreath, one of the beer sellers noticed last week, was again arrested for continuing to sell the article and brought before Justice Clinton.—He was fined \$15 and costs, and ordered to abate the nuisance. The fine was paid. On the 12th, A. Landt, another of the parties, was also arrested, charged as before, and fined \$15 and costs. The Court issued a writ of abatement, and the officers removed the beer found on the premises to the City Hall. An execution was issued against Landt, for refusing to pay the fine.

**JUDICIAL DECISION.**—In the latter case, named above, the defendant, by his attorney, P. Lynch, Esq., petitioned Judge Titus, in Chambers, for a writ of prohibition, that the magistrate should proceed no further in the case, advancing as reasons for such petition the possession of a United States licence, extending to May 1st, 1866, and the having had a license from the city, the renewal of which had been refused by the city authorities on application. After hearing the arguments of the petitioner and the counsel for the city, Z. Snow, Esq., His Honor Judge Titus, ruled substantially as follows:

No one can claim as a judicial right, either the original grant or renewal of a license to pursue any business which requires it. This is a self-evident legal proposition. Various decisions of the U. S. Supreme Court were quoted to prove this.

The Organic Act of the Territory of Utah vests in it legislative power, subject to the disaffirmance of Congress. Under the powers thus conferred, the Legislature of this Territory conferred a charter on Great Salt Lake City, which has been before the Congress of the United States for five years; and although that body revised the Territorial laws three years ago, and disaffirmed parts of them, this act was left untouched. The presumption inevitably is, therefore, that the Charter of Great Salt Lake City was thus ratified and confirmed and is now law in full force, binding on all concerned.

That charter empowers the City Council, among other things, "To license, regulate or restrain the manufacturers, sellers or vendors of spirituous and fermented liquors," and to

make, &c., ordinances to carry into effect the powers vested in them, and enforce them by penalties.

The City Council, in pursuance of its charter, passed an ordinance in June, prohibiting the manufacturing, selling or giving away fermented liquors, under the penalty of fine and imprisonment. By that ordinance the renewal of the complainant's licence was refused, and his making or selling fermented liquors declared a penal offence. This Court has therefore no authority to declare that the prosecution complained of is illegal and unjust, and ought to be prohibited.

No Nation, State, or subordinate municipal organization is without taxing and police powers. As granted to the United States and reserved to the several States, these powers are necessary, concurrent and indefeasible in both. This ordinance was enacted in accordance with these powers. By the Organic Act of Utah as well as by the necessity of the case, this Territory and its cities stand towards the Federal Government as regards these taxing and police powers on the same footing as the States and cities of the Union.

The United States license, on which the complainant relies, empowering him to manufacture liquors until May 1866, has no legal effect to protect him from the City Ordinance and all penalty thereunder.

The absolute right of States and cities to allow or prohibit the manufacture and sale of fermented liquors, as may or shall appear to them best for their own interest, has been exercised, tried and established in almost every conceivable form. This right has never been successfully questioned and cannot be overthrown.

Its exercise here in the form objected to impairs the legal, social or moral rights of no one. The writ asked for was therefore refused.

**TO CARRIERS OF "NEWS" PARCELS.**—Our parcel of No. 40, for John Morgan, Mill Creek, was lately picked up in the 8th Ward, by Mr. Charles Kidgell. Other parcels have gone in a similar way, but have not turned up in the same manner, involving a loss to this office and keeping our readers out of their papers till long after date. We have heard, too, of persons carrying parcels of the News who would help themselves to their own papers to read, and take no further trouble for days to let the other subscribers enjoy the satisfaction of having their copies. A little more care, please; all subscribers have an equal right to the paper in the proper time; and if any one carrying a parcel should lose it, we wish them to report the matter forthwith to this office.

We tender our thanks to Mr. Kidgell for his promptness in replacing the parcel in the hands of our clerk.

L. W. HARDY & Co. have a new stock of dry goods and groceries, "which must be sold immediately." We dropped into their store yesterday evening, and looked at the dry goods, their quality and prices. They approach the nearest to old reasonable rates that we have seen for a long time. We can unqualifiedly recommend intending purchasers to call and look at their stock, and will take equal pleasure in noticing a positive reduction in prices elsewhere when the figures will warrant us in doing so.

**ANOTHER TRAIN.**—Walker Bros. have received another large addition to their already extensive stock of goods, which is open for public inspection. Their stock of hats, boots and shoes is unusually large, and offers a good opportunity for choice. A numerous and varied assortment of farming implements and articles suitable for farmers and gardeners are included in the newly received goods.

**DROWNED.**—An interesting child, daughter of Jacob K. and Sarah Butterfield, named Sarah Jane, aged 8 years, 2 months and 25 days, was accidentally drowned in the slough near the head of the West Jordan Canal, about noon on Sunday, 9th inst.

She had gone there with some other children, and desiring to have a bathe had undressed and gone into the slough, but stepping into deep water she sank immediately. The body was got some two hours afterwards.

**THE FOURTH** was celebrated at Manti, Moroni and Mount Pleasant, Sanpete county, at Beaver, Beaver county, and at Cedar City, Iron county, as per reports, in customary style—firing, flags, processions, reading the Declaration, orations, speeches, dancing, etc.—harmony, good order and much enjoyment characterizing all the proceedings.

The Reporters will please accept our thanks for their promptness, and will readily discern that want of space, having already given so much room to the 4th, precludes printing their reports in full.

**INFORMATION WANTED,** in relation to Samuel Alder, aged 20 years, who left London, England, for this Territory, on the 3d of June, 1864, per ship "Hudson." Was last heard of by his friends in England, as within 40 miles of this city, sick and left in some person's care on the road.

Any information regarding him furnished to this office, will be forwarded to his anxious relatives.

HENRY WONDER recently murdered a fellow traveler named George Baker, some 8 miles west of Egan canyon, and was hanged for so doing.

**MASSACRE AND ROBBERY.**—It is reported that, on the 13th inst., the stage, while en route from the northern mines to this city, was stopped in Porte Neuf Canyon by highwaymen, who killed A. J. McCausland, A. S. Parker, D. Dinan and L. Mers, wounded C. Parks—the driver, and robbed the party of some \$75,000. While fiends who kill for money infest that road, it would be wise for passengers to have better weapons than pistols.

J. B. FURSTER, 9th Ward, is prepared to weave all kinds of cloth.

EDWARD HOLT, 12th Ward, will weave cloth to any design or pattern, and dye yarn, clothes, etc.

PETER GRAY, 11th Ward, will supply ropes, twine, lassoes, &c.  
See advertisements.

**THE TWENTY-FOURTH.**—We have not heard of any proposed public demonstration for the 24th. The *Matinee* at the Theatre will afford an opportunity to the little people to enjoy themselves in the afternoon, and we presume the day will be generally observed as a holiday throughout this city and the Territory at large.

**PACKERS.**—Small trains of packers from the north keep passing our office, moving to other localities east and west.

J. ROSS BROWN, the celebrated traveler and writer, whose expected arrival we recently noticed, reached our city on Sunday evening last. He calculates to remain for a short time, make sketches, take notes, and see persons and things generally. He will most likely lecture on incidents of his travels before he leaves; if so, the subject matter will be highly interesting.

**TELEGRAMS.**—No news by telegraph since our last issue: the line down again. As we go to press, we learn it is up and working.

GURNEY & Co. have removed their boot and shoe establishment to the house formerly occupied by Squires & Day.

**CATTLE DRIVE.**—Owners of cattle in Cedar Valley please notice announcement of a drive on Monday, 31st inst.

**ATTENTION** is called to Elder G. D. Watt's report of Pres. B. Young's trip to Sanpete, which begins on page 330, is continued on 331 and ends, so far as to hand, on 329.

**CACHE VALLEY.**—Br. P. D. Griffith reports favorably of the crops in that part of Cache Valley which he passed through, coming from Hyde Park to Wellsville canyon. At Hyde Park, where the grasshoppers were reported "out" in strong force, the brethren had succeeded in conquering them, after they had destroyed about fifty acres of grain. The crops around Logan, Providence, Millville and Wellsville are looking well. The people of Cache Valley had quite an imposing celebration on the 4th, no report of which, however, has yet been forwarded to this office.

**GRANTSVILLE.**—Br. W. Jeffries reports the people of Grantsville progressing, in making improvements of a public and private character, and enjoying a season of unusual good health. Preliminary arrangements have been made for building a new meeting house, 60 by 38, with vestry attached, etc. The Bros. Hale have got a good saw mill in operation; Bros. Rydahl and L. D. Young have another in course of erection six miles from the settlement. The hay harvest has commenced, and prospects are very good for an abundant crop of hay, grain and fruit, notwithstanding the dry and backward spring.

**FRIEND DAVID,** Mount Pleasant, writes, July 5: "We have erected a bowery 100 x 80 feet.

Our crops look rather scant, short in straw and thin on the ground.

We now have a mail to our town, and you can form no idea of how pleased we are, how much we go on Mr. Geo. W. Bean, the contractor, how much we feel to say amen to every enterprise that aims to give joy and peace and disseminate intelligence among mankind. We are anxious for the wire and for the rail and for the speedy and proper development of our own dear Utah."

**FATAL ACCIDENT.**—At Salina, Sevier county, June 11, br. William S. Baxter accidentally shot himself, the wound resulting in his death, June 21, at the age of 36 years, 9 months, and 9 days.

He was born in Kirkcaldy, Fifeshire, Scotland, and left a large family to mourn his departure.—[Com.]

**DESERET CITY.**—Br. Memmott, our correspondent from Deseret, Millard county, called upon us on Monday, and speaks favorably of this thriving little settlement. Industry, continued and energetic labor, faith and good works characterize the course of the people, who are enjoying good health and spirits.

**ST. GEORGE.**—Elder Ellis M. Sanders writes, July 2, that the southern counties are proving to be a good wheat region, especially when the wheat is sown in September. He never saw better headed wheat, though winds and frosts early in April caused the crops to be rather thin. Cotton and cane crops look well, considering the time they have been planted. Grapes are doing remarkably well, and sweet potatoes are growing thrifty. The weather was extremely hot, and the people were busy with wheat and barley harvest. Br. Sanders had harvested his wheat three weeks previous.

The note was delivered and NEWS sent as requested.