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### THE CONSPIRACY LAID BARE.

The Jones-Treseder Bribery Case  
Turns Out to be Conspiracy.

Which Makes the District Attorney  
Look Very Sick.—Ex-Deputy  
Franks Gives the Plot  
Away

On Saturday afternoon the open  
venue was returned, and after nearly  
two hours' labor the following jurors  
were finally accepted to try the case:

Thomas Davis,	Louis Ramberger,
Charles Shields,	M. F. Simmons,
Edward Berry,	J. E. Williams,
Frank McLaughlin,	J. N. Parker,
J. L. Osborne,	M. Livingston,
George Morrison,	S. M. Couley.

At the request of Mr. Brown for the  
defense, the witnesses for the prosecution  
were excluded from the room.  
Judge E. T. Sprague, clerk of the  
Territorial Supreme Court, was called  
as the first witness. He testified  
that the bond of Deputy  
E. A. Franks was filed with  
him on January 21st, 1886; it was after  
hours; he believed the bonds were  
sent to his house.

The bond was offered in evidence. It  
was objected to by Mr. Brown, for the  
reason that it was void. It was signed  
by L. B. S. Miller, the Marshal's clerk,  
and Deputy Tom F. Smith. Mr. Brown  
made the further objection that there  
was no proof that the bond had been  
approved as provided by law. Mr.  
Varian argued that the bond was good,  
and the court overruled the objection  
of the defense.

Ex-Marshal E. A. Ireland was called  
and testified that on the 21st of January  
he was U. S. Marshal, and on that  
day had appointed E. A. Franks as his  
deputy. He approved the bond that  
day; it was before dark that the trans-  
action took place.

The court then adjourned till 10 a. m.  
to-day, and the jury were placed in  
charge of Bailiff Sprague.

E. A. Franks was the first witness  
called this morning. He testified—I  
was appointed a Deputy Marshal by U.  
S. Marshal Ireland, on Jan. 21, 1886.

Mr. Brown objected to the introduc-  
tion of the appointment in office, for  
the reason that the bond was not  
proven to have been sufficient. The  
objection was overruled.

Witness, to Mr. Dickson—I was ap-  
pointed about 5 p. m. and took the oath  
shortly after; I was not present when  
the bond was executed.

Mr. Dickson—For three months  
prior to that date, what were you  
doing?

Objected to by the defense.

Mr. Dickson argued that it was pro-  
per, as Mr. Franks had been acting as  
a deputy before his appointment.

Objection overruled.

Witness, to Mr. Dickson—I acted as  
guard at the penitentiary until Jan-  
uary 6th, then went out as posse  
with the officers; had been  
out twice; my headquarters were at  
Marshal Ireland's office.

Objected to; objection overruled.

Witness, to Mr. Dickson—I was there  
most of the time; I became acquainted  
with Treseder about May, 1885, in  
the Marshal's office and on the street; I  
talked with him two days prior to the  
21st of January; I had not seen him at  
the penitentiary; the first conversa-  
tion I had with him was at the Palace  
restaurant on January 19, about noon.

Objected to as having no connection  
with the defendant Jones. Objection  
overruled.

Witness, to Mr. Dickson—I in that  
conversation Treseder asked what I  
was doing; I told him I was working  
in the Marshal's office; he asked if it  
was paying me; I said, not very well,  
but it furnishes me a living; he then  
asked me if I wanted to make some  
money, and I said yes; he said he  
wanted to see me privately, and I  
agreed to meet him that evening at the  
Walker barroom; I did not meet him  
through a misunderstanding, as I went

to the bar next to Walker's store; I  
saw him next day, when he asked why  
I didn't come; I told him what  
I had done, and we went off together;  
he then told me the business he re-  
ferred to was the

### GETTING OF INFORMATION

relative to the arrest of persons  
charged with polygamy or unlawful  
cohabitation; he said he would pay  
for the information and I agreed to  
furnish it; I was to give notice before  
the attempt to make the arrest; I was  
to receive \$100 per month, or more, if  
necessary; I did not consent to any  
stipulated sum; I had another meeting  
that evening, the 20th, at the Margetts  
saloon, and we then went  
to the Valley House; I reported  
the conversation to Marshal  
Ireland; I proposed to go to the Valley  
House, having previously arranged it;  
we went in room 10; room 11 was next,  
a door connecting them; the keyhole in  
the door was large, and the door hung  
very loosely on its hinges; a space or  
"cathole" had been cut out of the bot-  
tom of the door; we got there about 9  
o'clock; we sat within two or three  
feet of the door, against which the table  
was placed; I ordered a bottle of  
beer, which we drank; Treseder then  
began to talk of the information  
I was to give, and I agreed  
to take \$100 per month; he  
stated that he would give an extra sum,  
\$10 or \$20, where it was inconvenient  
for me to get information; I also agreed  
to this, provided he would find a more  
responsible man than he to deal with;  
this he promised to do, and we were to  
meet next evening; he also said he got  
information from the grand jury room  
by overhearing conversations; I was  
to receive a deposit in advance at the  
next meeting, which was to be arranged  
next day. This meeting was fixed  
at the Gem, or Margetts' saloon, on  
First South Street; we went there  
about 8 p. m., and repaired to a side  
room, which had a door opening out  
into the yard; I had been there before,  
with Deputy Smith, and had

### MADE A HOLE THROUGH THE WALL

where Marshal Ireland was to come;  
when Treseder and I came, I asked  
him for his man; he said he did not  
wish to come into a saloon, as he was  
not accustomed to going to such  
places; we then went out on the  
street, on West Temple, near a  
livery stable; we there met N.  
V. Jones, to whom I was  
introduced; Treseder said this  
was the gentleman who was backing  
him up; I can't be positive as to the  
exact words; Treseder referred to me,  
telling Jones I was the man he had  
spoken of; Jones asked me if I was  
ready to accept the proposition; I in-  
sisted on going off the street, giving as  
a reason that it would excite suspicion;  
I finally induced Jones to go to the  
room in the saloon, where we all met;  
Treseder was the first to speak, refer-  
ring to Jones as his backer; Mr. Jones  
said, "Yes, I'll see that what he  
says is all right;" he also spoke  
of an arrangement with Treseder,  
for information respecting the arrest  
of polygamists; we then went over the  
same ground as in former conversa-  
tions; Treseder then gave me a deposit  
of \$50. Mr. Jones made inquiries in  
reference to whether the Marshal con-  
templated arresting the First Presi-  
dency; the understanding was that I  
should give the information to Treseder,  
and if I could not find him, to Mr.  
Jones; the latter gave me the address  
of his office on a postal card; I was to  
report at 7 p. m.; I have not seen the  
postal card since the examination be-  
fore the commissioner, when it was  
offered in evidence; "7 p. m., room No.  
5," was written on the card; his office  
was in the county court house; Mr.  
Jones was present when Treseder gave  
me the \$50, which

### I GAVE TO MARSHAL IRELAND

next day; I was to give information in  
ample time that it might be acted on  
by the parties receiving it, that the  
officers might be foiled; Mr. Jones  
said the amount agreed on was reason-  
able, and promised to see that it was  
all right.

To Mr. Brown—I had acted as posse  
with the officers on two occasions be-  
fore I was appointed deputy marshal;  
from the time I left the penitentiary,  
January 6th, to January 21st, I had  
been in the

### PRIVATE SERVICE

of Marshal Ireland. I was not a deputy  
during that time, and had never  
acted as such before Jan. 21; I com-  
menced as guard on May 29, 1885; I was  
bailiff for about three weeks before  
that; from Jan. 6 to Jan. 21, I was  
only in the secret service of Marshal  
Ireland; the first talk of appointing me  
a deputy was on the morning of Jan.  
21st; Mr. Dickson was present; I re-  
ported what I intended to do in refer-  
ence to Treseder; Mr. Dickson said it  
would be necessary for me to be ap-  
pointed a deputy.

The bringing out of the facts cre-  
ated.

### A SENSATION.

Mr. Dickson hurriedly left the court  
room, and when he returned shortly  
afterward appeared to be laboring un-  
der an intense excitement which he

was endeavoring to suppress. Mr.  
Varian's face turned very red, and he  
interposed an objection to Mr. Brown's  
cross-examination. The court, how-  
ever, overruled the objection, and the  
proceedings were continued.

Witness, to Mr. Brown—He gave as  
the reason that it was necessary for  
the accomplishment of the purpose we  
had in hand; Mr. Dickson had been  
informed of the plan, and Ireland  
thought we would be able to accom-  
plish the arrest of parties attempting to  
bribe me; he said I was not a full de-  
puty, and Mr. Dickson said if I was not  
a United States officer, I must be sworn  
in as such; the latter also said if I was  
not an officer, it would not amount to  
anything; I was appointed in conse-  
quence; I was

### MADE A DEPUTY TO MAKE THE CRIME COMPLETE;

there was more general talk on the  
same day, between Ireland and I; Ire-  
land sent me to the Continental Hotel  
to be sworn in by Judge Powers, and I  
went and did so; I subscribed the  
oath of office, and nothing  
else; I did not see my official  
bond that day, and did not  
know that one had been given; I never  
asked any one to be sure for me; I  
took an envelope to Judge Sprague,  
which Marshal Ireland said contained  
my bond and commission; I received  
my commission on Jan. 21st;

### I NEVER SAW THE BOND

until to-day; on the 19th, I met Trese-  
der in the Palace restaurant; I did not  
tell him I was a United States officer,  
but said I was working for the Marshal;  
at the second conversation I said noth-  
ing of holding any office; in the third  
conversation

### I TOLD HIM I WAS NOT A DEPUTY

U. S. Marshal; after that I never told  
him of any change; I never told him I  
was a deputy; when Jones and Trese-  
der were present nothing was said  
about it. The title of the office was  
not named in connection with me;  
nothing was said about continuing to  
give the information while I was de-  
puty, or receiving the money as such  
officer; nothing was said to give the  
idea that I was a deputy; I had told  
one of them within two days that I was  
not; I have acted as deputy since then  
until July 17; have served processes  
since then; served a subpoena before I  
was appointed; made no return on the  
subpoena; the third conversation with  
Treseder did not last more than ten  
minutes; I accepted the terms on the  
evening of the 20th, all agreements  
being made before I was appointed a  
deputy; in the other room at the Val-  
ley House, on the 20th, I understood  
Ireland and Captain Greenman were to  
be present; the terms were offered  
before I went there; Ireland told me  
to accept the terms; I suppose the  
acceptance was made

### IN IRELAND'S HEARING, AND WAS WITH HIS CONSENT;

we were there three-quarters of an  
hour; on the 21st we were at the sa-  
loon less than that time; Mr. Jones  
took very little part in the conversa-  
tion; I spoke to them of a Mr. Hanson,  
whom I understood was to be arrested  
at Farmington; I also mentioned A. B.  
Jones; these were fictitious persons;  
Ireland and I had not talked of the  
names to be given; that was left to me;  
Mr. Jones said he did not wish to in-  
jure any one, but only wanted  
to legitimately protect his  
friends; I said I would do  
so, legitimately and legally; that un-  
derstanding was that Mr. Jones wanted

### LEGITIMATELY AND LEGALLY PROTECT HIS FRIENDS,

and not otherwise; I said this could be  
done, and I could give information  
worth thousands of dollars; Mr. Jones  
said that whatever Treseder arranged  
for would be all right; he did not  
guarantee the money in any other  
way.

Witness, to Mr. Dickson—Mr. Jones  
said he had seen Treseder, and ar-  
ranged with him, that if  
the proper party could be  
found to furnish information, to defeat  
the Federal officials in their raids upon  
the "Mormon" people, which were very  
annoying; I do not remember the ex-  
act words, but that was the substance;  
after I made the arrangement with  
Treseder, it was arranged that the lat-  
ter should find some responsible party  
to guarantee the sum promised.

To Mr. Brown—I drew the inference  
that it was to defeat the Federal of-  
ficials;

### MR. JONES DID NOT USE THE WORDS

before the Commissioner, I gave my in-  
ference from the conversation; Mr.  
Jones did not say he wanted to defeat  
the officers; that was my inference  
from the general purpose.

Deputy J. D. Cuddehe was sworn and  
testified—I have seen Treseder write  
once; (looking at paper) I believe that  
is his writing.

Witness, to Mr. Brown—I only saw  
Treseder writing for about five min-  
utes; it was about three months ago; I  
think he could tell his writing three

months after; I guess I could; I did  
not see him write what I identified as  
being written by him.

Deputy Franks recalled—I saw the  
writing in the book; Treseder wrote  
it and I signed it; it was at the Gem  
saloon in Jones' presence; it was not  
read in Jones' hearing; it was after the  
\$50 was paid.

The entries were objected to; ob-  
jection overruled.

The writing was "Jan. 10; com-  
menced to work for M. P." "Jan. 21,  
paid to E. A. Franks, \$50, for services  
to be rendered to E. M. Treseder."  
E. A. FRANKS."

The court then took recess until 2  
p. m.

This afternoon E. A. Ireland was  
called. He testified—I was United  
States Marshal of Utah last January; I  
arrested Frank Treseder on the 22nd of  
that month; on his person was a diary;  
(this was produced, being the book in  
which was the writing identified by  
Franks and Cuddehe as Treseder's;) I  
was at the Valley House on the even-  
ing of the 20th with Capt. Greenman; it  
was about 8:30; while we were there  
Mr. Franks and Frank Treseder came  
into the adjoining room; I heard a good  
deal of the conversation between  
them; Franks commenced and asked  
Treseder what he was to be paid for  
the information he was to give; Trese-  
der said he had been getting informa-  
tion for four months and it paid him  
well; he offered Franks \$100  
per month, and promised  
\$50 in advance; Franks asked  
what security he could get, or who  
would guarantee it; Treseder promised  
to bring a man, and suggested meeting  
at the corner of the Temple Block;  
Franks objected and they were to ar-  
range the meeting next day; a great  
deal of the conversation I failed to  
understand; Treseder said there were  
parties sustaining him; he  
said the whole "Mormon" people  
were at his back, and \$5,000  
was ready then; he also said that when  
he got information from the grand jury  
he went to the parties and offered to  
give it to them if they would pay for it;  
on the following night I was in the rear  
of a saloon on First South Street, out-  
side; Franks and some other parties  
came into the room next to where I  
was; these parties were N. V. Jones  
and Frank Treseder; there was a crack  
in the lath and plaster; I

### HAD MY EAR TO THAT CRACK;

I heard Franks' voice; they went out  
and came back; there was considerable  
talk, but I did not understand it; I re-  
cognized the voices of Jones and Trese-  
der; I could hear what Franks said,  
but not much of the others; I made a  
memorandum next morning; (look-  
ing at notes); I did not un-  
derstand anything Treseder said;  
Franks said he would accept  
the terms; I heard Jones say  
he would expect to be told in advance;  
he also said something about the First  
Presidency, and used the word  
"raids;" at the Valley House I heard  
Franks say the work would endanger  
his reputation; when the money was  
paid I was to receive a signal from  
Franks; just before the signal was  
given a man came out; I was

### IN A SUSPICIOUS CONDITION,

and got out; when I came back  
they were going out; I only saw  
Treseder and Franks; the former  
jumped the fence; one of the men saw  
me and spoke of it; I then got out of  
sight; I did not see the third man—  
only heard him.

Witness, to Mr. Brown—I looked  
over my testimony to the Commis-  
sioner on Friday last; it was in the  
clerk's office; I first heard of this  
matter on January 19th; heard of it  
on the 20th and 21st; talked it  
over in the office more than once;  
I took no step to prevent the  
completion of the offense; Capt.  
Greenman was with me at the Valley  
House; we were there about an hour  
before Franks and Treseder came;  
could hear what they said; there was

### NO LIGHT IN THE ROOM;

Treseder said he went to certain  
parties where he got information of  
any raids to be made; I did not hear  
the remark made; Franks told me of  
his conversations with Treseder; he  
may have made a similar remark;  
Franks told me Treseder had offered  
him money for the information; I  
consented that Franks should go on  
and make the arrangement; I heard  
only three things from Jones, as I  
have stated; there was other conver-  
sation between them; from what was  
said I recognized who it was speak-  
ing; I have talked with Jones; he  
spoke loud enough for me to under-  
stand; I saw that the plaster had been  
punched out; I did not see any of the  
parties; the hole was three or four  
inches long; I had to lean over a  
box, and

### KEPT MY EAR TO THE HOLE

for nearly an hour; I heard Jones say  
what I have stated, but could not un-  
derstand Treseder; he spoke too low;  
I put in my memorandum a note that I  
could not understand Treseder;  
Deputy Smith was with me, and we  
conversed; after we left I told Smith it  
was Jones; we were

### CLIMBING THE FENCE

at the time; I did not know  
before that Jones was coming; I never  
saw Jones was the man I was trying to  
catch; I had Treseder in my office  
after that; I once made a complaint  
against him before Commissioner  
Critchlow; at that time I conversed  
with Treseder; I did not say to him,  
"You are not the man we're after—it's  
that man Jones;" I do not know who  
was there; I remember you (to Mr.  
Brown) being there; I did not whisper  
to him; I did not tell him to  
tell what he knew; I may have said  
that we wanted the parties who put  
him up to it; I did not say

### I WANTED TO CONVICT JONES.

and give that as a reason why Treseder  
was arrested; I appointed Franks a  
deputy on the day of the last inter-  
view; a part of my object was that he  
might be an officer at the time of the  
arrangement with Treseder and Jones;  
I heard Franks talking; he said he  
would accept the terms; he also  
said, "Well, get to business, gentlemen;"  
I heard him say "Mr. Jones;" he also  
made an explanation of the plans of  
the Marshal's office, but I could not  
fully understand him; I did not hear the  
words the deputy U. S. Marshal used;  
there was nothing implying what office  
Mr. Franks held; I suggested, to the  
scurities to sign Mr. Franks' bond; I  
approved them; I did not know how  
much they were worth; I do not know  
that both of them are not worth \$10,-  
000, the amount of the bond; I  
don't think it anybody's business.

Mr. Brown said that it was the busi-  
ness of the public when a public officer  
got straw bonds for another officer.

Witness, to Mr. Brown—I do not  
remember being present when the bond  
was signed; I had a conversation with  
Treseder about two weeks after the  
21st of January; could not say it was  
two or four weeks; I have my approval  
of Franks' bonds when Miller handed  
it to me; I placed it in an  
envelope; I do not know of its being  
in Franks' hands before it was given to  
me; the signal which Franks was to  
give was agreed on during the day.

Witness, to Mr. Varian—I still have  
the \$50 Franks gave me; I never re-  
quired another bond from Franks; I  
would like to make a correction; I did  
see the third man at the Gem saloon.

Witness, to Mr. Brown—I have the  
identical colu Franks handed to me.

Captain Greenman was the next wit-  
ness. His examination had just started,  
when we went to press.

### LOCAL NEWS.

FROM TUESDAY'S DAILY, SEPT. 23:

Isaac Pierce Pleads.—To-day  
Isaac Pierce, of the Tenth Ward, was  
arraigned in the Third District Court,  
on the charge of cohabiting with his  
wives Mary Jane Pierce and Eleanor  
Thomas Pierce. The indictment con-  
tained five counts, separate, as fol-  
lows: Sept. 1, 1883, to March 31, 1884;  
April 1, 1884, to Oct. 31, 1884; Nov. 1,  
1884, to May 31, 1885; June 1, 1885, to  
Dec. 31, 1885; and Jan. 1, 1886, to Aug.  
13, 1886.

A plea of guilty was entered, and at  
the request of Mr. Pierce, sentence  
was deferred to Friday, Oct. 8th.

J. B. Furster Pleads Guilty.—In  
the Third District Court to-day John  
B. Furster was arraigned on the charge  
of cohabiting with his wives, Harriet  
E. Furster and Mary Nielsen Furster.  
The indictment contained one count,  
covering from Oct. 1, 1885, to Sept. 21,  
1886. The defendant entered a plea of  
guilty.

The Court asked—Do you wish the  
judgment of the court now?

Mr. Furster—I would like a few  
days' time, your honor please.

Court—Well, say Friday morning at  
10 o'clock.

Probate Court Items.—In the mat-  
ter of the estate of David G. Archer,  
deceased, Win. H. Rowe, I. M. Wad-  
dell and M. L. Cummings have been  
appointed appraisers of said estate.

Estate of Emma I. Wright, deceased;  
bond of Geo. A. Burgoon, administrator,  
filed and approved.

Estate of Lovina Careless, deceased.  
Order made allowing the final  
account of the administrator, and  
making distribution of the resid-  
ue of said estate among the persons en-  
titled thereto.

Estate and guardianship of Thomas  
Butterwood et al., minors. Petition  
for letters of guardianship, filed and  
order made appointing the time and  
place to hear said petition.

Arraignments.—In the Third Dis-  
trict Court, to-day, the following de-  
fendants were arraigned:

Henry Reiser, for unlawful cohabita-  
tion with his wives, Marantha, Catha-  
rine and Madeline Reiser; the indict-  
ment contains one count, covering  
from Oct. 1, 1883, to Sept. 18, 1886. Plea  
of not guilty entered.

David W. Leaker, cohabitation with  
Ann Leaker and Elizabeth D. Leaker;  
one count, July 1, 1883, to June 1, 1886.  
Plea of not guilty.

B. H. Schettler, cohabitation with  
Mary Schettler and Elizabeth Parry.

Continued on page 607A