DESERET EVENING NEWS.

TRUTH AND LIBERTY.

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EDITOR & PUBLISHER.

FAIR PLAY FOR THE MORMONS.

The jury of Salt Lake City, in the case of Hawkins, the Mormon charged with adultery because of his having more than one wife, have brought in a verdict of guilty. This is said to be the test case, and one that will place every Mormon polygamist at the mercy of his first wife.

In our remarks upon this subject, we wish it to be understood that we have not a word to say in favor of the polygamic system, but that we simply wish to have the United States authorities look well to their Constitution and laws before they commit a blunder in direct violation of law and right. Is the Constitution of the United States it will be admitted that there is not a word having reference to the marriage relation; and, in the laws of Utah, there is not a word that would justify any judge or any jury in defining polygamy as necessarily involving adultery. The attempt, therefore, so to define it, is simply a high-handed breach of law and of common sense, which can only lead to violations of justice that will rather confirm the Mormons in their ways than have the effect which some of the antagonists of polygamy anticipate. Mr. Hawkins is no more an adulterer, because of his polygamy, than were Abraham and those other patriarchs of the Old Testament, whom to stigmatize as the court have stigmatized Mr. Hawkins, would be pronounced flat blasphemy by all who believe in the Bible as the Word of God.

There is no evidence that polygamy was prohibited, either under the old dispensation or the new. Milton has proved this in the most exhaustive manner, in his various treatises on the subject. Luther and his Synod declared that there was nothing in the whole Bible adverse to polygamy or concubinage.

"It is not allowable to argue," says Milton, "from 1 Cor. vii: 2, *'let every man have his own wife,'* that, therefore, none should have more than one; for the meaning of the precept is, that every man should have his own wife to himself, not that he should have but one wife. That bishops and elders should have no more than one wife is explicitly enjoined, 1 Timothy iii: 2, and Tit. i: 6, 'he must be the husband of one wife,' in order probably that they may discharge with greater diligence the ecclesiastical duties which they have undertaken. The command itself, however, is sufficient proof that polygamy was not forbidden to the rest, and that it was common in the church at that time."

Dr. Channing, a name reverenced in this part of the country, says, in his article on Milton, "We believe it to be an indisputable fact, that, although Christianity was first preached in Asia, which had been from the earliest ages the seat of polygamy, the apostles never denounced it as a crime, and never required their converts to put away all wives but one."

"On what grounds," asks Milton, "can a practice be considered dishonorable, which is prohibited to no one even under the gospel? Reverence for so many patriarchs who were polygamists will, I trust, deter any one from considering polygamy as fornication or adultery; for 'whoremongers and adulterers God will judge;' whereas the patriarchs were the objects of His especial favor, as He himself testifies. If, then, polygamy be scriptural, precisely so called, it is also lawful and honorable, according to the same apostle: Heb. xiii: 4. Let the rule received among the theologians have the same weight here as in other cases: 'The practice of the saints is the best interpretation of the commandments.'"

We quote the religious argument because it is evident that the judge and jury who condemn Hawkins, rely more upon the common religious prejudice for their authority than they do upon anything in the Constitution of the United States or in the laws of Utah.

Here are men—sincere men and women—who maintain, (and from abundant biblical authority,) that their marriage system is at once in conformity with natural and revealed religion. They further maintain that the system is far more conducive to social purity than the corrupt monogamy under which prostitution and all the gross sexual evils are bred and kept up in all our large cities except Salt Lake. The honest convictions of these men and women must be respected; and any attempt to tread them out by illegal and violent measures should be resisted by every true friend of liberty, whatever his opinions on polygamy may be.

Under the Constitution of the United States any State of the Union would unquestionably have the right to legislate polygamy, if the majority of the people of the State so willed it. How contrary to the spirit of our institutions is it, therefore, to say that in Utah, where a very large majority of the people favor or practice polygamy, its laws, fairly construed, can make it a penal offense!

Those who confound polygamy with adultery, as the Salt Lake jury seem to have done, must do it either in utter ignorance or in utter defiance of the meaning of words and of all past history, sacred and profane. If anything can be shown beyond all dispute, it is the fact that polygamy was sanctioned and practiced by the patriarchs and saints both of the Jewish and Christian Church.

We are no upholders of polygamy. We think that, except in very rare cases, the effect of the system must be unfavorable to the best moral development. But let us not blink the fact that the Mormons are consistent Christians, and that to stigmatize polygamy as adultery is unphilosophical, untrue, and contrary to the Christian religion. Let us have fair play. Our own rights are jeopardized in those of our Mormon brethren.—*Banner of Light.*

[SPECIAL TO THE DESERET NEWS.]

By Telegraph.

For WESTERN UNION Telegraph Line

FROM VARIOUS PARTS.

Election News.

NEW YORK, 7, 8 p.m.—Ninety-three towns in various parts of the State show a Republican gain of 1,300 over the vote of 1869, when Nelson, Democrat, had 22,000 majority for Secretary of State. The same ratio of gain through the State would give the Republicans a majority of 50,000.

The returns from the city come in very slowly. In the 4th district Tweed is re-elected senator by an estimated majority of 12,000. In the 5th district Norton, the Tammany candidate, is re-elected senator by a large majority. O'Brien, the candidate of the Democrats and custom house Republicans, is elected to the senate by an estimated majority of from 3,000 to 5,000. A number of arrests were made for illegal voting. Out of the twenty-one candidates for the assembly the returns indicate that there are thirteen Tammanyites elected. It is believed that Horatio Seymour and Samuel J. Tilden have been chosen to the assembly; also Twombly and Gell, reformers. The Tammany board of aldermen and assistant aldermen are supposed to be re-elected. The 6th ward gives the Democratic State ticket 3,395 majority and yet gives Barrett 3,404 over Ledwith. Spencer and Jones, Tammanyites, are re-elected to the superior court.

Returns from a few scattering towns in the interior indicate uniform Republican gains, and that the Republicans have carried the State by a decided majority. A woman, named Margaret Mullay, presented herself at the polling booth in Greenwich street to-day. The inspector took her vote, and she went on her way rejoicing amid the cheers of the crowd.

NEW YORK, 10, p.m.—From the complexion of the returns received from the interior of the State it would seem that the Republicans have elected 20 of the 22 senators, that they will have a majority in the assembly. Outside of the city the only Democratic senators believed to be elected are Tracy of the 13th district, Hardenburg of the 14th, and Lord of the 28th, Rochester district.

In the lower wards of the city the Democrats hold their own; in the upper parts their losses are considerable. Ledwith was generally abandoned by Tammany; he is badly beaten in one district, where Barratt has 499, Ledwith nothing. The Democratic majority for Brooklyn is estimated at 5,000. Nearly the whole Democratic city and county ticket is chosen in Brooklyn. Powell, Democrat, is chosen mayor by a small majority over Booth, Republican, Kaledelsch, irregular Democrat, running far behind. In this city the 4th ward gives 3,088 majority for the Democratic State ticket, but gives 3,183 against Ledwith. One hundred and forty-two towns give 7,942 Republican gain. The majority in the State can hardly go below 35,000. Cook, Democrat, is chosen senator in the first district. Pierce and Murphy, Democrats, re-elected in Kings. Among Republican gains are Poughkeepsie, 700; Yonkers, 634; Flushing, 158; Rome 85, and among Democratic gains are Hornellsville, 104 and Binghampton 401. Oswego county elects three Republican assemblymen.

New York returns to midnight indicate clearly that King's county has gone Democratic by several thousand majority for the State ticket. In Brooklyn, Powell, the regular Democratic candidate for mayor is certainly elected, with nearly, if not the entire ticket. The Reform ticket has received but few votes.

Two hundred and twenty-six towns outside New York and Brooklyn show a Republican gain of 10,568.

New York, 8, 1:45, a.m.—Robertson, Republican, is elected to the Senate from Westchester by 3000; the county elects three Republican Assemblymen. Onondaga county elects three Republican Assemblymen and a Republican Senator. A Reform Democratic Assemblyman is chosen from Troy. Oneida county elects three Republicans and one Democrat to the Assembly.

Numerous rows have occurred but no riot. Numbers of Tammany repeaters are in custody.

Siegel is certainly elected register by ten to fifteen thousand majority.

Tweed is elected by 19,148 to 6,335 for Rossa.

Rowdies in Tweed's district attacked Rossa after smashing the ballot box containing the votes. There is great rejoicing over the result of the election among the reformers.

NEW YORK, 7.—A few scattering returns from New Jersey indicate the probable election of Parker, Democrat, by a reduced majority compared with 1868.

NEWARK, 7.—Newark city, complete, gives Parker Democrat, for governor, 829 majority, being a Democratic gain of more than 2,000 over the charter election last month.

TRENTON, N. J., 7.—Parker is probably elected for governor by from 3,000 to 5,000 majority, and both branches of the legislature are Republican.

CHICAGO, Ill., 7.—The election is very quiet. A full vote is cast in most instances. Medhill for mayor has probably from six to seven thousand majority. The rest of the Union ticket will be elected.

CHICAGO, 7, midnight.—Medill's majority for mayor will probably reach 12,000. It is believed that nineteen out of twenty aldermen on the Medill ticket are elected, with the balance of the ticket for city and county officers. Returns from the State are very meagre, but show a light vote, and that Beveridge, Republican, is elected by probably 30,000 majority.

BOSTON, 7.—Boston gives Washburne about 10,000 plurality; last year Claflin lacked nearly 800 plurality in the city. Sixty-three towns including Boston, foot up Washburne's 24,925, Adams, 16,833; Chamberlin, 1,884; Pittman, 2,-370. Washburne's majority, 8,146. Adams, Democratic candidate for governor, was defeated in Quincy for representative.

The Roughs.

This afternoon a party of roughs entered the liquor store of John Delvin, and commenced to hurl bottles in every direction. The brothers Delvin to defend themselves fired two shots at the rowdies, and dangerously wounded one of the number in the jaw.

Surrender of a Bigatist.

Fields presented himself to the sheriff this last night, accompanied by his bondsmen. To-morrow, however the formal arrest will be gone through with. Bail for $100,000 was given.

BOSTON, 7, 10 p.m.—Returns from 147 cities and towns give Washburne in round numbers 51,000 votes, Adams 31,-000 and Chamberlain and Pitterman about 5,000 each. Washburne's plurality will exceed Claflin's of last year, which was a little less than 90,000. The legislature will be largely Republican.

Charles Hale, late consul general in Egypt, is elected senator over Wm. D. Park, Democrat. The anti-annexationists have carried Charleston. Boston, with the exception of the 5th ward, gives Washburne 8,146, Adams 7,112, Chamberlain 219 and Pitterman 787.

Washburne's plurality over Adams is 25,000, with fifty-six towns to hear from. The house stands 176 Republicans, to 64 Democrats, being a Democratic gain of several members.

ST. PAUL, Minn., 7.—Returns from fifty-seven towns and cities give Austin, Republican, a majority of 1,000. The returns from this city are not yet received.

Seventy eight towns and cities give Austin, Republican, 3,128, and Young 1,695.

ALEXANDRIA, Va., 7.—The conservative candidates for the Legislature carry this city by about 200 majority; there are no returns from the country, but it is supposed that the conservatives have elected their candidates.

There is a conservative majority of nearly 20,000, with a large majority in the legislature.

Order prevails.

DETROIT, Mich., 7.—For the first time in twelve years the Republicans have carried this city. Moffatt is elected mayor by 823 majority. The Republican gain is about 1,200. Five Republican and five Democratic aldermen are elected.

BALTIMORE, Md., 7.—Returns from all the city except the 11th ward give White, Democrat, for governor, 7,764 majority.

Republican gains all over the State. They have several Senators and probably a fourth of the house. The Democrats claim the State ticket by nearly 10,000.

CHICAGO, Ill., 7.—Returns from Wisconsin are light, but indicate Washburne's election over Doolittle for governor by 10,000 majority. Both branches of the legislature are Republican.

Sweeney's Resignation.

NEW YORK, 7.—In Sweeney's letter to mayor Hall he states his resignation to be in accordance with the intention expressed several weeks ago to retire from public life at the termination of this election. He did not feel at liberty to resign earlier. His duty to his party impelled him to continue to labor for its success. I have explained to you personally, he says, the reasons which have prompted this action. These reasons are of an overruling character, but I do not propose at this time to give them to the public.

IOWA.

$12,000 Found by Laborers.

COUNCIL BLUFFS, 7.—Yesterday, as some laborers were at work cutting a new road through the hill and hollow, they discovered a sack containing $12,-000 in gold and silver. The money was hidden some eighteen years ago by a man named Muire, who murdered a returned Californian in this city. Muire was captured and hung by a mob of Californians, and said he had hidden the money under a stump in this hollow, but refused to tell where. Many have hunted for this secreted treasure, but all in vain. The laborers shared the booty equally.

FOREIGN NEWS.

WEST INDIES.

A Voracious Cannibal.

KINGSTON, Jamaica, 6.—A negro woman of highly respectable character has been arrested at Jacmel, upon the extraordinary charge of cannibalism. The accusation alleges that she has killed and eaten twenty-six children, whom she had inveigled into her premises for that purpose.

Correspondence.

PORTERVILLE, Nov. 5, 1871.

Editor Deseret News. Dear Sir—This burg is rightly named. Here lives Sanford Porter, aged 81, the Patriarch of all the Porters that inhabit this nook of the mountains. The old man has about forty great grand-children growing up around him. I found him reading the NEWS. He served in the war of 1812, and received an honorable discharge. His father served in the Revolutionary War. He joined the Church in Illinois in 1834. He moved the following year to Jackson County, whence he was driven by a mob; he has shared in the persecutions endured by the Saints up till date. He immigrated to these mountains in 1847. The old gentleman is full of faith in the Latter-day work, having received testimony such as but few of the Saints have experienced.

Respectfully, &c.,
ROBT. L. CAMPBELL.

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d282 1m E. T. MUMFORD.

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d69 1y

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d67 1y

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d111 1y

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d137 tf

Thos. R. Jones. A. W. White.

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d11-1y SUPERINTENDENT.

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1871,

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WILL RUN

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d248 tf SUPERINTENDENT.

Central Pacific Railroad.

AUG. 27, 1871

Passenger Sunday excepted.	Express Train Daily.		Express Train Daily.	Passenger Sunday excepted.
4 00 PM	12 00 M	San Francisco	11 [illegible]	[illegible]
4 45 "	12 45 PM	Oakland	5 12	[illegible]
7 00 "	3 00 "	Reno	3 15	[illegible]
8 20 "	12 25 PM	Stockton	9 38	7 30 "
10 30 PM	4 10 "	Sacramento	7 30 A	5 00 "
	4 10 "	Marysville	4 10	
	7 50 "	Colfax	1 00	
	2 30 "	Sacramento	7 45	
	6 25 "	Colfax	3 15	
	1 15 AM	Reno	1 00	
	9 10 "	Winnemucca	10 [illegible]	
	12 00 M	Battle Mountain	6 [illegible]	
	4 40 PM	Elko	4 15	
	6 30 "	Ogden	2 00 P	

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