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TRUTH AND LIBERTY.

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THE EVENING NEWS

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FORTY-FIFTH CONGRESS.

SENATE.

WASHINGTON, 3.—Senator Voorhees took the oath of office to-day under the recent election to fill the unexpired term of the late Senator Morton.

McCreery introduced a bill to transfer the office of Indian affairs from the interior to the war department. Laid on the table to be called up hereafter by McCreery, who gave notice that he desired to submit some remarks.

Matthews introduced a joint resolution providing for a commercial treaty with Mexico.

Teller presented a petition of colored people of Louisiana, complaining that they are not protected either in life or property; that at the recent election they were met by armed white men known as the democratic club; that they were shot and not allowed meetings. They therefore invoke the protection of the federal government. Referred to a select committee of which Teller is chairman.

Hams, from the select committee on epidemic diseases, reported a bill to prevent the introduction of contagious or infectious diseases into the United States, and to establish a bureau of public health. Ordered printed and recommended.

Morrill gave notice that as soon as he could obtain the floor he would call up the bill to provide for taking the tenth and subsequent census.

The Senate then, on motion of Conkling, went into executive session.

Edmunds called up the bill, which was partly considered last week, to provide for ascertaining and settling private land claims in the Territories of New Mexico, Wyoming, Arizona and Utah, and the States of Nevada and Colorado. Passed.

At 8 o'clock p. m. doors reopened and Senate adjourned.

HOUSE.

WASHINGTON, 3.—Under the call of states, bills were introduced:

By Cutler, appropriating $100,000,000 for the payment of arrearages in pensions; by Burchard, authorizing the issue of four per cent. bonds to the amount of $40,000,000, the proceeds of the sale of which shall be devoted to the payment of arrears in pensions; by Fort, to establish a national board of agriculture; by Jacobs, Washington Territory, extending the time for the completion of the Northern Pacific Railroad.

After the morning hour, Whitthorne moved to suspend the rules and pass a bill to secure uniformity in a standard of value. It provides that gold and silver coins of the United States which have been declared full legal tenders shall hereafter be interchangeable at lawful value on the demand of any holder at the office of the assistant treasurer, New York city, and at the mints in Philadelphia and San Francisco, when presented in sums of $100 and multiples thereof. It directs the secretary of the treasury to provide for such interchange, and in all coin payments made by the treasurer to make no discrimination in favor of or against such gold or silver coin. On a motion to suspend the rules and pass the bill it was defeated; yeas 101, nays 106.

Wood moved to suspend the rules and adopt a resolution setting apart Wednesday, February 12, for reports from committee on ways and means and making the sugar bill a special order for Saturday, February 8th, to be considered in the House as in committee of the whole. Defeated; yeas 130, nays 98; not two-thirds.

Whitthorne asedk to be permitted to submit an amendment providing for a tax on incomes for the payment of those bonds asked for in Burchard's bill.

Burchard declined to admit the amendment.

The Speaker put the question on the suspension of the rules and hinted that on the *viva voce* vote there appeared a necessary two-thirds in the majority, the ayes coming in the greatest volume from the republican side of the house and the nays from the democratic; whereupon the ayes and nays were asked for and the demand was supported on the republican side. The vote was taken and resulted—yeas 140, nays 81; not a necessary two-thirds vote.

The House then commenced the memorial services in respect to the late Terrence J. Quinn, representative from New York. Appropriate eulogies pronounced, and the House adjourned.

EASTERN.

Talmage Charged with Falsehood and Deceit.

NEW YORK, 3.—The Brooklyn Presbytery met this evening, for the purpose of calling Rev. T. DeWitt Talmage, pastor of the Brooklyn tabernacle, to account for wandering from the prescribed lines of Presbyterianism and thereby bringing religion into contempt. There was a large attendance, and the friends of Talmage rallied around him in force. Rev. Dr. Crosbie offered the following:

Whereas, Rev. T. DeWitt Talmage, D.D., is charged, by common fame, with falsehood and deceit, with using improper methods in preaching, which tend to bring religion into contempt, and,

Whereas, It is the duty of the Presbytery to protect the good name of its members when they are unjustly assailed, and to subject those who offend to proper discipline, therefore,

Resolved, that a committee consisting of three ministers and two elders be appointed to investigate the nature and extent of the common fame referred to in the preamble and report to the Presbytery, and what, if any further action shall be taken.

Rev. Dr. Cuyler offered the following:

Resolved, That a committee of four members of the Presbytery, two ministers and two elders, be appointed to visit the Tabernacle Presbyterian church, and make a careful inquiry in regard to all matters of common report in reference to Sabbath worship and in reference to the late movement to remove the debt upon said church, and also that a committee of inquiry be enjoined to conduct their interview with the utmost frankness and brotherly kindness and to report to the Presbytery at an early day.

Rev. Dr. Talmage offered a resolution that they go into investigation at once. His resolution was withdrawn. Dr. Cuyler's was voted down and Rev. Dr. Crosby's adopted. Mr. Moderator then appointed as the committee: Rev. Dr. Crosby, Rev. Dr. Wells and Rev. Dr. McClellan, and Elders Babcock and McDougal.

Senate Executive Session—Debate on the New York Custom - House Nominations.

WASHINGTON, 3. — In the consideration of the nominations of Edwin A. Merritt for collector of customs, and Silas W. Burt as naval officer for the port of New York, by the Senate, in executive session, Bayard submitted a resolution that the doors be re-opened and all proceedings be conducted in public.

Edmunds objected.

Bayard made a long speech with much earnestness in favor of confirming the nominations. He referred to the testimony taken by the investigating committee of which he was a member some years ago, showing gross maladministration in the New York Custom House, under Collector Murphy. It was then and had been since a political machine and source of corruption. He, therefore, heartily favored the President's declaration of intention to reform the administration by placing it on business principles, and to this end would vote for the removal of Arthur and Cornell and the confirmation of the pending nominations.

Morrill gave notice that as soon as he could obtain the floor he would call up the bill to provide for taking the tenth and subsequent census.

Edmunds strenuously opposed the removal of General Arthur, the pending question being on General Merritt's nomination only, and insisted that no sufficient cause had been shown to justify it. In the course of his remarks he combatted the idea, that, in order properly to administer the affairs of the custom house, it was necessary that a collector should be a personal friend of the President or of the Secretary of the Treasury. It was the duty of an officer to obey the law and unless corruption or inefficiency were proven, he should be retained in office regardless of mere personal feelings or partisan preferences.

Voorhees opposed the confirmation of Merritt on the ground that, although there were abuses to be corrected, he was not satisfied that Merritt was a fit man to be entrusted with their correction.

Kernan took a similar ground. The New York Custom House had been run as a political machine, but in his opinion there would be no improvement effected by placing it under the control of Merritt, who was a mere politician, with nothing in his record to commend him for the appointment. While, therefore, he (Kernan) was not willing to vote against Merritt, he was not willing, on the other hand to endorse him, and consequently he should decline to vote at all.

Howe then took up and compared the charges and replies, and arrived at the conclusion that there was no good cause for the proposed removals.

Cockrill, reviewing the controversy, said: Very grave charges have been made against Arthur, and in return very serious allegations against Secretary Sherman, the truth of some of which the secretary seemed to admit. He, therefore, thought the only proper way to deal with the subject would be to recommit the nomination to the committee on commerce, with power to send for persons and papers, and make a thorough investigation of custom house affairs, etc., under General Merritt's administration. He, therefore, submitted a motion to that effect.

Morgan, after making a speech of much the same purport as Cockrill's, moved to postpone indefinitely the pending nominations on the ground that this would indicate that the Senate did not consider Merritt the proper man for the place, and would open a way for the President to send in another name.

Mitchell, occupying the chair temporarily, ruled the motion out of order, as it involved a final action, and under the rules of the Senate, although a postponement to a fixed date was permissable, the final question on a pomination must always be: "Does the Senate advise and consent to its confirmation?"

A long discussion ensued on a parliamentary question and nearly all supported the decision of the chair. Morgan withdrew his motion.

The question then recurred on Cockrill's motion to recommit, and Conkling took the floor to close the debate. He sent to the clerk's desk General Arthur's letter to him on the 1st inst., in reply to Secretary Sherman's request, and, after it had been read, Conkling proceeded to make an hour's speech, very earnestly opposing the confirmation, going over charges against Arthur and Cornell, to show they had been thoroughly examined. Referring to the complaint of the President and Secretary Sherman, that the New York Custom House had been used as a political machine for the benefit of the personal and political friends of persons who controlled the appointments, he read letters from Secretary Sherman and the assistant secretary, addressed to Collector Arthur, in which they requested appointments for their personal or political friends. Among them was one from Secretary Sherman to Collector Arthur, earnestly recommending a son of Judge Bradley for appointment, and closed by saying that he (Sherman) hoped, for manifest reasons, that it would be considered favorably. Conkling also read to the Senate a letter written to Collector Arthur by the President, or by the President's direction, recommending for appointment, as deputy collector, a gentleman, Mr. John G. Howard, who had written President Hayes.

The roll being next called on the question of confirming the nomination of General Merritt, the vote resulted yeas 33, nays 24.

The nomination of Silas W. Burt, to be naval officer, was then disposed of by confirmation, without debate, the vote standing 31 to 19.

Conkling then submitted a motion that the injunction of secrecy be removed. Agreed to, and the Senate closed its continuous executive session of nearly seven hours by adjourning.

The Blodgett Investigation.

CHICAGO, 3.—In the Blodgett investigation, this morning, the defense called Judge Drummond who testified that Blodgett's instructions to grand juries were like his own. Blodgett often lacked patience and amiability towards juries and counsel, but was sorely tried by his amount of work. He possessed great executive ability; didn't know that he took the "bits in his mouth" oftener than other judges of decided character; didn't know that he was partial to older lawyers; had heard complaints of his temper from young and old members of the bar; didn't know of any lawyer "having the ear" of the court; preference is often given to older members of the bar without injury to younger.

The defense called Register Hibbard, who said in '75, he applied to Judge Blodgett, to resolve doubts as to the interpretation of the bankruptcy act, his difficulty being how to make the annual reports. Blodgett gave advice which he followed minutely, in reporting fees and dividends. On cross-examination he explained the technical difficulties regarding the fees earned in cases taking years to settle. He considered the deposits of fees a trust fund. He believed most other registers made reports as he did. His cash books were then submitted for scrutiny and he explained them. He said he had made Blodgett a present of a watch and chain, in token of appreciation for favors done before he was appointed register, and a few Christmas presents to his honor's family. Witness always tried to make as honest and complete reports as possible; consulted carefully with the judge and other lawyers on the matter, who agreed as to the construction of law. Was touched at the manhood of Judge Blodgett in assuming before the grand jury the responsibility for the register's construction. He wished now that he had been indicted for perjury as he could defend and exonerate himself and it would have obviated this charge against Judge Blodgett.

W. H. Bradley, clerk of the circuit court, testified he had in 1875 doubted the correctness of Hibbard's manner of making reports, but accepted Judge Blodgett's interpretation as correct as a matter of course.

The memorialists read charge third, that Judge Blodgett had borrowed and converted to his own personal use, moneys belonging to the registry of his court. Before considering this the first charge was closed up, but the evidence was not important.

Demurrer Sustained.

BALTIMORE, 3.—In the United States Circuit Court, the case of Policeman Louis Norris was called, to answer an indictment charging him with having stuffed the ballot box at the late congressional election. Defendant entered a general demurrer, alleging that under the statutes of the United States stuffing a ballot box is not a penal offense. The demurrer was sustained and the prisoner discharged.

The Reno Inquiry.

The Reno case was continued, and Col. Benteen reiterated his belief that Custer conducted the battle badly. The bodies of all his officers, save four, were found lying together and apart from private soldiers, showing a bad organization. Dr. Lord and Lieutenants Sturgis, Harrington and Porter were not found, and may be captives to-day.

Lieut. W. S. Edgerly, of the 7th Cavalry, testified that Reno's conduct was excited when he first saw the Indians. Custer's firing was distinctly heard from the Reno headquarters and lasted three quarters of an hour. There was no reason to believe Custer and his officers disgracefully abandoned their men.

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First Class Fit Guaranteed in all Cases.
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TREASURY DEPARTMENT.

OFFICE OF THE SECRETARY,
WASHINGTON, D. C.,
JANUARY 22, 1879.

By virtue of the authority vested in me by Section 3,630 Revised Statutes of the United States, the Deseret National Bank, Salt Lake City, Utah, (there being no Treasurer or Assistant Treasurer at that place) is hereby specially designated for the reception, safe keeping, and disbursement, according to law, of the public funds entrusted for disbursement to officers of the Treasury Department, Interior Department, War Department and Department of Justice.

Very respectfully,
(Signed) JOHN SHERMAN,
SECRETARY.

NOTICE.

TERRITORY OF UTAH } Probate Court.
County of Salt Lake. }

In the matter of the estate of Jacob Peart, deceased.

Order appointing time for hearing petition for sale of Real Estate.

Upon consideration of the petition of Jacob Peart and Martin Lenzi, executors of the estate of Jacob Peart, deceased, praying for an order of this Court authorizing them to sell so much of the real estate of said deceased, as may be necessary to pay the demands against the estate, expenses of administration, etc., it is ordered that Saturday the 15th day of February, 1879, be and is hereby appointed the time for hearing said petition at the County Court House, Salt Lake City, at 10 a. m., and all persons interested in said estate are directed to appear before the Court at the said time and place to show cause why the order prayed for should not be granted.

And it is further ordered that a copy of this order be published for at least ten consecutive days before the time appointed for the hearing of said petition, in the DESERET EVENING NEWS, a newspaper published in Salt Lake City.

Dated January 29, 1879.
R. SMITH,
Probate Judge.

TERRITORY OF UTAH, } ss.
County of Salt Lake. }

I hereby certify the foregoing to be a full, true and correct copy of the original order on file in my office, in the above entitled action.

In witness whereof, I have hereunto set my hand and affixed the seal of the above-named Court, this 31st day of January, A.D. 1879.
D. BOCKHOLT,
Clerk.
d30 By W. B. CRISMON, Deputy.

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Steam and Gas Fitter.
Respectfully announces that he has secured the agency for this Territory of W. H. Warner's low pressure
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ADMINISTRATORS' NOTICE!

HAVING been appointed by the Probate Court, administrators of the Estate of Marion Perry, deceased, we hereby notify all persons having claims against said estate, to present them with the necessary vouchers within 10 months from date of this notice, to the undersigned, at Brighton Ward, Salt Lake Co., Utah.
JOSEPH PERRY,
FRRDRIC HSHORNFELD, } Administrators
January 10th, 1879. d41 1m

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