

# DESERET EVENING NEWS.

TRUTH AND LIBERTY.

Vol. 1. GREAT SALT LAKE CITY, WEDNESDAY EVENING, DECEMBER 11, 1867. No. 18.

## DESERET EVENING NEWS.

Great Salt Lake City.

GEORGE Q. CANNON, EDITOR.

Published Every Evening, Sundays Excepted.

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CORNER OF SOUTH & EAST TEMPLE STREETS.

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and see for yourselves.

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Between Walker Bro's. and Wells Fargo & Co.,  
Furnished with the Finest and Best Wines,  
Liquors, Beer, and Cigars, in Salt Lake. Also  
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hours. Call and see us. d1-3m

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STOVES, TIN, COPPER, BRASS AND SHEET  
IRON WARE, Constantly on hand.

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G. E. GROVE TAYLOR,

Is carrying on the above business, on Emigra-  
tion street, 5 blocks east of Main street, where  
his friends and patrons may rely on his giving  
them satisfaction. Cutting, Cleaning and Re-  
pairing. Give him a call.  
All kinds of pay taken. d1-3m

LENZIE & EVANS,

HOUSE, SIGN & ORNAMENTAL  
PAINTERS,

Shop—West Side of Commercial Buildings,  
Second South Temple Street.  
Graining and Paper-hanging done on Short  
Notice. d2-1m

FAUST & HOUTZ,

Fire Proof Safe and Feed Stables,  
Second South St., G. S. L. City.

WE are prepared to accommodate the Public  
with Livery and Feed, in all its branches.  
Stock Sales promptly attended to.

H. J. FAUST. d-1-ss1-ly J. S. HOUTZ.

## THEATRE.

Lessees & Managers.....H. E. Clawson & J. T. Caine

TUESDAY Evening, December 10, 1867

BENEFIT

Of the Distinguished Artist,

Mr. Couldock!

When he will have the honor of appearing  
IN TWO OF HIS GREAT SPECIALTIES!

Assisted by

MISS COULDOCK,

AND THE STRENGTH OF THE COMPANY.

Will be presented, for this night only, the  
beautiful, domestic Drama, in 2 Acts.

OLD PHIL'S BIRTHDAY!

Phil Stapleton.....Mr. Couldock.  
Marion Hardress.....Miss Couldock.  
Frank Stapleton.....Mr. D. McKenzie  
Mr. Hardress.....Mr. J. S. Lindsay  
Lionel.....Mr. J. C. Graham  
Servant.....Mr. R. Matthews  
Blanche Howard.....Miss Alexander

Sword Dance, Little Miss Clive.

To conclude with the very popular, serio-comic  
Drama, in 2 Acts, entitled,

THE PORTER'S KNOT.

Samson Burr.....Mr. Couldock.  
Alice, his niece.....Miss Couldock.  
Augustus Burr.....Mr. J. C. Graham  
Captain Oakum.....Mr. J. A. Thompson  
Mr. Smoothly Smirk.....Mr. D. McKenzie  
Stephen Scatter.....Mr. J. M. Hardie  
Bob.....Mr. R. F. Neslen  
Jack Binnacle.....Mr. J. B. Kelly  
Bill Bowsprit.....Mr. N. Gray  
Passenger.....Mr. O. Wilkinson  
Waiters.....Messrs. Matthews and Bowen  
Mrs. Burr.....Mrs. M. G. Clawson

Doors open at 8:30; Curtain rises at 7.

FOR LOS ANGELES.

ON or about the 20th inst., we will start a  
TRAIN FOR LOWER CALIFORNIA. Parties  
wishing passage or freight to or from Cali-  
fornia will apply immediately to

H. P. KIMBALL and  
J. Q. KNOWLTON,  
d15-st 17th Ward.

EDWARD MARTIN,

Sign of the "BEE HIVE,"

PHOTOGRAPH GALLERY AND VARIETY

STORE.  
Every one knows the place. d2-tf

REMOVED.

THE "City Liquor Store" is removed to the  
west side of East Temple Street, one door  
below the "OCCIDENTAL," where PURE Val-  
ley Whiskey and Choice Imported Liquors and  
Wines can be obtained. Wholesale and Retail,  
on the most reasonable terms.

ISAAC GROO, City Agent.  
G. S. L. City, Dec. 2, 1867. d10-1m

University of the State of  
Deseret.

THE Chancellor and Regent of the University  
of the State of Deseret respectfully inform  
the public that a School will be commenced in  
that commodious and convenient building,  
known as the Council House, in this city, on  
the 21st day of December, with Prof. D. O. Calder  
as Principal in the Mercantile Department,  
and Elder George J. Taylor as Principal in Geo-  
graphy and Grammar.  
This School will form a nucleus for addition-  
al teachers and branches of education until it  
shall eventually, and we trust, at no distant  
day, be supplied with professors and teachers  
in the different branches pertaining to a Uni-  
versity in all its completeness—connecting  
therewith, from time to time, instructions in  
Agriculture and every science and art of use in  
our temporal advancement.

THE MERCANTILE DEPARTMENT.  
Will embrace the following studies, which  
will be thoroughly and practically taught in all  
their commercial relations, qualifying the stu-  
dent to enter upon the real business of com-  
mercial life with confidence and intelligence:

Book-keeping, Com. Brokerage,  
mercantile Calculations, Commission,  
Penmanship, Jobbing,  
Business Correspondence, Forwarding,  
Insurance, Banking, Telegraphing,  
International Law, Photography,  
Exchange, Post Office.

TERMS:

For full business course including Geography  
and Grammar.....\$50.00  
Blanks.....\$10.00

HOURS:

For Mercantile Department,  
From 10 to 12 a.m., and from 2 to 4 and 7 to 9 p.m.

For Geography and Grammar:  
From 9 to 10 a.m., and from 1 to 2 p.m.

Warren Hussey, Frank Palmer, Chas. L. Dahler  
Salt Lake City, Denver, Virginia City,

HUSSEY, DAHLER & Co.,

BANKERS AND DEALERS IN GOLD DUST  
COIN, AND EXCHANGE, Salt Lake City, U. T.  
and Virginia City and Helena, Montana.  
Warren Hussey & Co., Bankers, Denver and  
Central City, Colorado.  
d13-tf

SILVER & DUNBAR,

WHEAT SHEAF GRAIN AND PROVISION  
STORE, opposite Walker Bro's, where they  
buy and sell all kinds of Home Produce.

FOR SALE, 300 Gallons Pure CIDER VINE-  
GAR, PRESIDENT YOUNG'S COTTON  
YARN, and F. PHISTER'S WHEEL HEADS,  
d13-ss1-tf

[From a communication in the Albany Evening  
Journal.]

STRANGE CASE OF CIRCUM-  
STANTIAL EVIDENCE.

[CONCLUDED.]

And now the second part of this re-  
markable transaction took place. An  
event occurred which attracted much  
attention at Pike river. On the very  
spot where the boat of Captain Weath-  
erwax had been moored, the dead body  
of a man, recently killed, was taken  
from the water. The man had evident-  
ly come to his death by violence, for his  
skull was crushed, as if by a fearful  
blow from a murderous weapon in the  
hand of a vigorous assailant. The body  
was identified. The man recognized,  
it appears beyond a doubt, was the man  
who had been missing from the boat as  
Andrew, the cousin of Captain Weath-  
erwax.

Such a state of things aroused sus-  
picion, the facts began to come out, and  
in the same month of July, some ten  
days after the murder, John G. Weath-  
erwax was arrested on the charge of  
having murdered Andrew. The pre-  
liminary examination of witnesses  
to ascertain whether or not Captain W.  
ought to be held for trial, occupied nine  
days, and the facts were pretty fully  
brought out, as was then understood.  
Had the evidence produced upon this  
examination been given to the jury up-  
on the trial, it would have been impos-  
sible but that the prisoner must have  
been pronounced guilty of murder in  
the first degree and sentenced to be  
hung by the neck till he was dead.

We come now to the third especially  
important event in his history. After  
the facts were all out, as stated above,  
and there was no doubt of the Captain's  
guilt, and no chance of his salvation  
from the doom that hung over him, his  
ingenious counsel bethought themselves  
of the resources of international law and  
treaties. They succeeded in establish-  
ing themselves in the position that, in-  
asmuch as this affair had taken place in  
Canada, neither the authorities in Platts-  
burgh nor of Clinton county, nor yet  
the State of New York, had anything  
whatever to do in the matter. They  
ousted Justice Beckwith from his as-  
sumed jurisdiction. The criminal (as  
he was now esteemed) was released from  
custody.

As an incident showing the deep con-  
viction of his guilt which rested upon  
the minds of all parties having any  
knowledge of the case, I note the fact  
that his counsel, McMaster, has upon  
the brief record which he has preserved  
of the points that he deemed of special  
interest in the transaction, an epitome  
of the professional advice he gave Cap-  
tain Weatherwax when he was released  
from arrest. As the entry is stated to  
me, he recommends his client to flee  
from his native country, to change his  
name and appearance, to go to the end  
of some unfrequented road, and there,  
out of the world, his identity concealed,  
to lead a new and different life.

But the fearless and determined Cap-  
tain by no means accepted his advice.  
In the face of his accusers and all the  
world, he steadily and persistently de-  
clared his entire innocence, and refused  
to budge a single inch from his accus-  
tomed round of business.

But no community could rest under  
the reproach of permitting such a crim-  
inal to walk at large among them. The  
friends of justice did not sleep, though  
for a time they seemed powerless. The  
matter gained a wider and still a wider  
notoriety. It came or was carried to the  
ears of the authorities of the British  
Government. A formal requisition

was made under and in accordance with  
the solemn treaty existing upon the  
authorities of the United States, to de-  
liver up one John Weatherwax, accus-  
ed of capital crime committed within  
the borders of Canada, to be dealt with  
as directed by the laws he had violated.  
William M. Marcy was then United  
States Secretary of State, and upon his  
warrant, dated December 9, 1856, Cap-  
tain Weatherwax was again arrested.  
He was taken at once to Montreal and  
there closely confined in jail. From  
this point onward for some months I  
have not been able to trace his history  
with as much certainty and clearness as  
might be desired.

The accused remained in confine-  
ment in Montreal for the space of one  
year. I will not attempt to describe  
any of the manipulations to which it is  
understood he was indebted for his life.  
It is sufficient to state that the accused  
is said to have been once tried by a  
jury, who failed to agree, and I find it  
on record that he was tried by a jury  
and was acquitted, on the charge of the  
Judge, that the evidence was not suffi-  
cient to convict.

So ten years ago the Captain was  
again released and returned to his home  
in Plattsburg. Thus legal proceedings  
ended. But the life saved to the accus-  
ed seemed hardly worth the having.  
No one believed him innocent. The  
mark of Cain was placed upon him,  
and he was shunned and dreaded even  
by his own relatives. A thousand  
times he had been accused by them of  
the murder of their kinsman. It would  
seem that the dread of disgrace, rather  
than the doubts of guilt, had caused the  
efforts to save him from punishment.  
The eleven years that have passed  
since the accusation was made, have  
been sad and weary indeed to the man.  
He has stood alone in the belief and  
knowledge of his innocence.

And here we reach the last, and above  
all others, strange event of this history.  
Early in the present month of October,  
Andrew Weatherwax appeared among  
his friends and relatives in the southern  
part of the town of Plattsburg. When  
intelligence of his return was brought  
to those who participated in the scenes  
of 1856, which I have narrated, they re-  
fused to credit it.

The account which Andrew gives of  
himself is, that on that July night, in  
1856, he left the boat lying at the wharf  
at Pike River, and wandered off to a  
rum-shop somewhere in the neighbor-  
ing settlements. Already partially in-  
toxicated and irritated by the events of  
the day, it did not take long for him to  
become embroiled with certain tipsy  
fellows he found there. He says he was  
arrested, brought before a magistrate  
and fined. Not having the money to  
pay the fine, he was about to be placed in  
close confinement, when a man stepped  
forward and offered to take him as a  
seaman, giving an advance of wages to  
pay the fine. Andrew accepted, and  
was speedily shipped on an English  
vessel. He went as a common sailor to  
China, to Australia, and to various parts  
of the world in various vessels. He re-  
turns now and learns for the first time  
of his supposed death by violence.

Since the return of his cousin, Capt.  
John G. Weatherwax is another man.  
The confidence, vigor, and light-heart-  
edness of his younger days have return-  
ed to him. Friends cannot do enough  
to recompense him for the unjust suffer-  
ing he has endured through their un-  
just condemnation.

There is still a mystery connected  
with this case. No rational account can  
be given of the body that was found and  
identified as that of Andrew Weather-  
wax. No other man was missing; no  
other stranger or settler, far or near, was  
known here or at Pike River, to have  
suddenly disappeared. Too great an  
interval of time has now elapsed to solve  
this mystery, and the truth in regard to  
it must be left to conjecture.

The new opera house in Paris, besides  
forty busts, twenty statues and four  
groups, is to be ornamented by five hun-  
dred marble pillars, each twenty-six and  
a half feet high, forty-three inches in  
circumference and weighing nearly 14  
tons. They are in five colors, white,  
rose, red and violet, and are brought  
from the Pyrenees, Italy, Sweden,  
Spain and Algeria.