

Monday, November 14, 1887.

THE MURDER CASE.

Alfred H. Martin on Trial for the Murder of John H. Burton.

The case of the People vs. Alfred H. Martin was taken up in the Third District Court today. The defendant is under indictment for murder in the first degree, for having killed Architect John H. Burton, at McCord's stable, on the morning of the 29th of May, 1887. Messrs. W. H. Dickson and W. H. Woods conducted the case for the defense, District Attorney Peters and J. L. Rawlins prosecuting.

Mr. Dickson objected to Mr. Rawlins being associated with the prosecution, as he understood he was employed by private parties, while the defendant was practically without means to defray the costs of his defense.

The court overruled the objection, and remarked that he would see that no injustice was done the defendant. The names of the witnesses were called, and attachments issued for the absent ones. J. J. Gleason, Joseph Richards, Joseph Barlow, Walter Taylor, Dr. Fowler, Wm. J. McIntyre, Frank Pittman, Mrs. Carruthers, Frank Dinwoody, M. McLaughlin, Henry Dinwoody, Ida Hall, Mrs. Allen, Emma Hall and Captain McManis.

The following jurors were called and took their places in the box: Willard Richards, W. C. A. Smoot, T. E. Harper, George T. Odel, T. C. Patten, E. J. Swane, C. J. Carman, John Kirkman, Charles Brown, Eber Case, J. W. Jones, O. L. Ellison. Mr. Dickson examined the jurors, on behalf of the defense as to their qualifications to act in the case.

Mr. Richards and Mr. Smoot had read the testimony in the preliminary examination and the papers. They had formed an opinion thereon and were excused.

Mr. Harper had also read the accounts, but had no opinion, and could give the defendant a fair trial, and the challenge was overruled.

Mr. Patten was one of the coroner's jury at the inquest over Mr. Burton, and was excused.

Mr. Swane had an unequal opinion, and was challenged and excused. Mr. Carman and Mr. Kirkman also had a strong opinion and were excused.

Mr. Brown had an unfavorable opinion towards the defendant and would not like to be tried by a jury in the same case as himself. He was challenged by the defense. The prosecution had no objection, and the challenge was overruled.

Mr. Case and Mr. Jones had no opinion, and were passed.

Mr. Ellison had read the case in a morning paper, but had no opinion, and was passed.

Mr. Odel, Mr. Ellison and Mr. Jones were preemptively challenged by the defense, and were passed.

The following were then called: J. R. Winder, Jr., Jos. A. Jennings, K. A. Andrews, F. J. Ward, Walter Allen, S. P. Tassell, W. W. McCreary, Wm. C. Winder, Geo. E. Bourne and John McDonald.

Mr. J. R. Winder, Jr. had a fixed opinion as to the guilt or innocence of the defendant, and was excused.

Mr. Jennings had a similar fate, and was excused.

Mr. Andrews was down for the same cause, and also Messrs. Tassell, Wm. C. Winder and McDonald.

Messrs. Ward, Allen and McCreary had no opinion and were passed.

Mr. Bourne was asked whether he considered the defendant guilty or not, and replied, "I don't think any man is justified in committing such an act as that." He was challenged and excused.

Mr. Ward and Mr. McCreary were excused by the prosecution.

Mr. Allen, the only one secured at this effort, was asked to give an opinion as to the guilt or innocence of the defendant, and he replied, "I don't think any man is justified in committing such an act as that." He was challenged and excused.

Mr. Martin was excused by the prosecution.

Mr. Gault was asked to give an opinion as to the guilt or innocence of the defendant, and he replied, "I don't think any man is justified in committing such an act as that." He was challenged and excused.

The four jurors obtained were in the meantime placed in charge of Balliff Beckhart.

This afternoon G. S. Ellis was passed and Mr. S. Stephens, C. L. Haines, C. Mason, C. B. Hays, J. M. Harvey, Wm. Crim and W. H. Bell called.

They possessed the statutory qualifications for jurors.

Mr. Stephens had an opinion going to the guilt or innocence of the defendant, but thought it would not influence his verdict. He was passed.

Mr. Haines had a fixed opinion and was excused.

Mr. Mason had a strong opinion, but believed he could give the defendant a fair trial. Passed.

Mr. Durant was excused for the opinion he held. Mr. Harvey, Mr. Crim and Mr. Bell were the same.

Mr. Ellis was excused by the defense, and Messrs. Haines and Stephens were sworn, making six of the panel.

The following were then called: George Mullett, J. Thomas, J. W. Campbell, W. T. Earle, E. Whitaker and M. C. Reed.

Mr. Reed was being proceeded with when the court adjourned.

The longest verse.

A young man writes to the News from Logan to the effect that he has read the Bible nearly through in order to find the longest verse in it, namely, the 3rd verse of the 8th chapter of Esther. He is under the impression that he is entitled to the reward of a watch and requests us to send it to him.

The News has not offered any reward or prize in connection with this matter. Evidently the young man has confounded some other paper with this. We are informed that copies of a story paper, published in the east, have been scattered in Utah, and that they contain offers of prizes for the longest verse in the Bible, etc. We cannot give the name of the paper, but the offer is made with fraudulent intent, and mainly for the purpose of procuring the names and addresses of glib individuals upon whom other frauds may be successfully practiced.

The young man in Logan may console himself with the reflection that he has his reward, whether he ever gets the watch or not, if as he says, he has read the Bible nearly through.

End of the First Sentence.

This morning, John Penman, of Bonifield, was brought down from the penitentiary, and after an examination before Commissioners Correll, was ordered discharged from custody to-day on a two years' sentence for polygamy. He has served thirty days for the fine imposed, and still has three months to serve on a sentence for unlawful cohabitation.

INCREASING RIGOR.

Anti-"Mormon" Hate in Idaho Makes Itself Felt.

Our correspondent Amos, writing from Menan, Idaho, Nov. 10th, says: "There seems to be considerable excitement and a rather bitter anti-'Mormon' feeling in Blackfoot just now, as the trial of our brethren progresses, who have been taken there for trial on the going charge—unlawful cohabitation. All those who have pleaded guilty, expecting by doing so to gain some favors, if there are any, are arrested and a 'Mormon' to gain in court now-a-days, but they were doomed to disappointment. Those who pleaded guilty are A. N. Stephens, A. G. Green, H. Brington, W. L. Shippen, Menan Ward, N. Wilson, of Salmon, Sidney Weeks of Lyman, and A. S. Anderson of Rexburg. There are others whose names I failed to get. The brethren supposed that all they had to do was to plead guilty and get their regular six months. But what was their surprise?

To hear after this proceeding was over, that A. G. Green, A. N. Stephens, Sidney Weeks, and John Richardson, of Blackfoot, were each charged with adultery, in addition to the former charge. The jury found him guilty. The other brethren will be tried for adultery, but the prosecution can get a little evidence, for it seems that little is needed to convict a 'Mormon'.

Those brethren are in a truly pitiable condition. They are there without legal advice, and have not the means to procure it. They are liable to a sentence of three years in the penitentiary in the State of Idaho, and \$10,000 here. Heretofore Idaho has been very fair in the cases of cases. But now a dark and threatening cloud hangs over Blackfoot, which is likely soon to break forth and shed torrents of blood.

It is difficult to get the correct view at this remote distance from Blackfoot, owned by the State, and taken to Blackfoot, but enough comes to me to give me to know that a 'Mormon' stands convicted, and all he has to do is wait for the sentence."

Disbanded. It will be a matter of some surprise to many to learn that the band of anti-'Mormon' hate, which has been organized, has ceased to exist. At a meeting of a majority of the members held on Saturday evening last, the organization was finally dissolved, and a committee appointed to take charge of the property of the band, amounting to some \$200.

A Dastardly Work. An attempt was made on Thursday night to wreck the south-bound passenger train on the Maricopa and Phoenix Railroad at the crossing of Phoenix, Arizona. The track was cut, and the train derailed, but no lives were lost, and the train was quickly repaired.

At Rexburg. County Superintendent of Schools W. P. P. St. Clair was in town a short time ago and shot up the district school. Case, only two pupils attended and they were the children of the only trustee the district really had.

The County of Lincoln had not stated that the 'Mormons' support the schools by the schools in the town. They are well patronized.

Mr. W. J. R. Winder, Jr. had a fixed opinion as to the guilt or innocence of the defendant, and was excused.

Mr. Jennings had a similar fate, and was excused.

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The trial of President Wm. Budge, of Bear Lake, on the charge of unlawful cohabitation, was concluded in the District Court at Blackfoot, Idaho, on Saturday evening, at 8 o'clock the jury returning with a verdict of not guilty.

Prisoners Hurt. John Davis and Peter Crowley were hurt by a cave at the gravel bank to-day. Davis is considerably bruised along the left side, his injuries being very painful. Crowley is but slightly hurt.

Sentenced. Thomas Henderson was called in the Third District Court this afternoon to receive sentence for unlawful cohabitation. His defense was that he could not make the required promise, and was sentenced to imprisonment for six months, and to pay a fine of \$100 and costs.

Another Disagreement. The jury in the case of the People vs. Howard F. Friend, formerly, had the case given to them on Saturday night, and came in yesterday, having been unable to agree. The vote understood to have been, on the final ballot, 9 to 3 for conviction. The foreman case has been continued till the next term.

The Season's Immigration. This morning we had a call from Elder J. E. Hart, of Bloomington, Idaho, who has had charge of the season's immigration at New York. He reports that between 1,200 and 1,500 Saints have passed through New York, from Europe, this season. No trouble has this year been experienced in the Commissioners of Immigration, as the action of the court in the cases of detained immigrants last fall established a precedent showing that the Commissioners must have better grounds than they have yet found for refusing "Mormon" immigrants permission to land.

On his way home Elder Hart visited the University at Ann Arbor, Michigan, where he has a brother studying law, and where there are several young men from Utah. He reports them all well and doing well.

First District Court. At Provo, on Saturday afternoon, the case of the People vs. James Bagley, for assault with intent to kill, was concluded, and the jury returned a verdict of not guilty.

At 2 p. m. Saturday it was expected that a number of defendants for unlawful cohabitation would receive sentence but they were all postponed until next Thursday, except that of Isaac Bullock. When called and sentenced, the defendant's counsel made a statement concerning the defendant, especially calling attention of the court as to his condition of health which should be taken into consideration.

The defendant also made a statement that he had not married since the passage of any law upon the subject, and was always doing what he could to enforce the law, and in favor of peace and order. He was sentenced to two months in the penitentiary and a fine of \$500 and costs.

The Discovery of Coffee. Toward the middle of the fifteenth century a poor Arab, while traveling through Abyssinia, and finding himself very weak and weary from fatigue he stopped to rest under a tree. In want of fuel to cook his rice, he cut down a tree covered with dead berries. The meal being cooked and eaten, the traveler discovered that the half-dug berries were fragrant, and collected a number of them, and on crushing them with a stone he found a most delicious and fragrant substance. While wondering at this he accidentally let fall the substance in a cup which contained a small supply of water. Lo, what a miracle! The most perfumed liquid was instantly purified. He brought it to his lips: it was agreeable, and in a few moments after the traveler had so far recovered his strength and energy as to be able to resume his journey. The Arab gathered up the berries as he could carry, and having arrived at Arden, in Arabia, he informed the Sultan of the discovery. The worthy divan was an inveterate opium-smoker who had been suffering for years from the influence of the poisonous drug. He tried an infusion of the berries, and was so delighted with the recovery of his intellect and ingratitude to the tree he called it "caffee," which in Arabic means "force." And this is the way coffee was discovered, so "they say."

CODING MOTH—A REMEDY.—A. C. Hammond, in a recent issue of the *Prairie Farmer*, writes: "I have been experimenting with lighted candles in the orchard this season with wonderful success. I have just been gathering the apples from an orchard which was sprayed twice with London-purple, and have between 400 and 500 bushels of perfect fruit. I have not a perfect fruit, while from the same number of trees not thus treated, I cannot pick a bushel of perfect apples. And if all the perfect apples within ten miles of me were collected, they would not make as many bushels as this orchard which seems to plainly indicate that there can be no other cause for my success."

MISUNDERSTOOD. He thought I said yes, but I'm sure I said no. My heart was a-beating, my cheeks were glowing, I looked on the ground, and I thought he would go. He thought I said yes, but I'm sure I said no.

Now, what could I do? For he thought I said yes; He sat close beside me, and—yes! never did I look at me so, I cannot confess to the lie—I'm sure I said no, but he thought I said yes.

The steamer *Great Eastern* was sold in London recently for \$105,000.

The best shoe ever made for both hard and slippery roads is an eastern patent shoe with peg calls which screw into the shoe and are easily put in or taken out.

COCHISE—At Klamath, Apache County, Arizona. Elder John Cochise was buried to death on the 26th of October, 1887. He was born in Pittsburgh, Penn., on July 26, 1804, and was baptized on July 10th, 1840, some while time he has lived faithfully as a Latter-day Saint.

About two years ago his mind became deranged mainly through old age, and as far as can be ascertained, he was not conscious of his condition. He was dead for some time before his body was found, and his remains were buried in a cemetery at Klamath.

COLE—At Willard City, Box Elder County, Nebraska, 34, 1887, of dropsy and consumption, after a long illness, Susan Elvira Pettigill, the beloved wife of Amos G. Cole, aged 25 years, 8 months and 23 days.

She was the daughter of John and Jane Pettigill, of Willard City, and had passed away in the spring time of life, leaving an affectionate and untiring husband, a host of relatives and friends to mourn her loss.—(COM.)

FOWLES—At St. Johns, Arizona, from a complication of disorders, November 3rd, 1887, Elizabeth, wife of Henry Fowles, daughter of Richard and Mary Graham; born near Pitty Green, Yorkshire, England, in 1862 with her parents, and died a faithful Latter-day Saint.—(COM.)

SMITH—At Deseret Hospital, November 13th, 1887, of jaundice, Henry Smith, aged 73 years. Funeral from Sexton Taylor's office Tuesday, at 2 p. m.

NOTICE TO CREDITORS. Estate of Elizabeth D. Ashworth, Deceased. Notice is hereby given by the undersigned, Executor of the Estate of Elizabeth D. Ashworth, deceased, to all persons having claims against the said deceased, to exhibit them with the necessary vouchers, within ten months after the first publication of this notice, to the said Executor at the residence of George J. Taylor, No. 44, First West Street, Salt Lake City, in the County of Salt Lake.

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Special Notices.

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NARROW GAUGE TIEN! We want Twenty Thousand Narrow Gauge Ties. For contracts apply at the Office of SALT LAKE & FORT DOUGLAS RAILWAY COMPANY.

DON'T FORGET IT. At a new company's gallery, west of Opera House you can get cabinet photographs for \$3.00 and \$4.00 per dozen.

The reason Why Acker's Elixir is warranted, is because it is the best Blood Preparation known. It will positively cure all Blood Diseases, purify the whole system, and thoroughly build up the constitution. Remember, we guarantee it.

GO TO JOHN C. CUTLER & BRO., AGENTS, PROVO WOOLEN MILLS FOR—

Flannels, Shawls, Linseys, Yarns, Repellants, Jeans, Cassimeres, Tweeds, Blankets, Hose, etc. Men's Suits Made to Order from Provo Cloths.

No. 36, Old Constitution Building.

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BROWN'S KIDNEY PILLS. Every body warranted for Cuts, Burns, Bruises, Old Sores, Piles and Sore Eyes. No cure no pay.

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SEVERAL LOTS. Of Ladies' and Childs' Cloaks at half price at A. Auerbach & Bro's. One Price Store.

If you Would enjoy your Dinner and are prevented by Dyspepsia, use Acker's Dyspepsia Tablets. They are a positive cure for Dyspepsia, Indigestion, Flatulency and Constipation. We guarantee them. 25 and 50 cents.

For Sale at Z. C. M. I. Drug Store.

PHOTOGRAPHS. Newcomb makes the film in the city and they only cost cabinet sizes \$3.00 to \$4.00 per dozen. diw

CONFERENCE. Go to Newcomb's for fine photographs. West of Opera House. Cabinet only \$3.00 to \$4.00 per dozen.

SAM LEVY. Manufacturer of Fine Havana Cigars 171 & 173 S. Main Street.

Down Quilts and Bed Comforters Cheap at DINWOODEY'S.

BEFORE BUYING. Elsewhere, call at F. Auerbach & Bro's one price store. You are sure to save time and money.

SILKS, SATINS. Velvets and Plushes at special bargain prices at the established one price store of F. Auerbach & Bro.

BARGAIN SALE. Of Blankets, Quilts, Shawls, Table Cloths and 100 other articles at F. Auerbach & Bro's One Price Store.

"DANIEL'S DREAM." No. 1. A Cartoon illustrating local application, for sale at the book and news stores.

The Breath of a chronic catarrh patient is often so offensive that he cannot go into society and he becomes an object of derision. After a time isolation sets in, the spongy bones are attacked, and the patient is a constant source of discomfort to the pure recovered his strength and energy as to be able to resume his journey. The Arab gathered up the berries as he could carry, and having arrived at Arden, in Arabia, he informed the Sultan of the discovery. The worthy divan was an inveterate opium-smoker who had been suffering for years from the influence of the poisonous drug. He tried an infusion of the berries, and was so delighted with the recovery of his intellect and ingratitude to the tree he called it "caffee," which in Arabic means "force." And this is the way coffee was discovered, so "they say."

Working People are often too ill to labor, but they haven't time to take medicine and go off. Simmons Liver Regulator can be taken without causing any loss of time, and the system will be built up and invigorated by it. It has no equal as a preparatory medicine and can be safely used when a doctor cannot be called in. In all common diseases it will, unassisted by any other medicine, effect a speedy cure.

Angostura Bitters do not only distinguish themselves by their flavor and aromatic odor above all others generally used, but they are also a preventive for all diseases originating from the digestive organs. Beware of counterfeits. Ask your grocer or druggist for the genuine article, manufactured by Dr. J. G. B. SINGER & SONS.

Use Brown's Bronchial Trochoc for Coughs, Colds and all other Throat Troubles.—"Pre-eminently the best."—*Rev. Henry Ward Beecher.*

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ORGANS! WORLD RENOWNED Mason & Hamlin, CHASE, AND WHITNEY.

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We Guarantee all Goods, and defy competition in QUALITY and PRICES.

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