

tered suit for \$20,000 damages universal defeat at the north had against Marshal Nelson, for illegal been expected on all hands since imprisonment and inhuman treatment. Evidence was adduced in support of the charge, but Judge Schaeffer would not permit the case to go to a jury, but sustained the not know how it was without monmotion of defendant's attorneys for ey. It was discordant, many of a non-suit, on the ground that the the more active members being disa non-suit, on the ground that the statutes are wholly silent as to the zealous doctrinaries being angry where prisoners should be kept af-ter indictment and before convic-working lest the other should profit tion, and therefore the place of by it. Then the set of the tide was confinement must be left to the discretion of the Marshal.

Here is judgment for you with a vengeance! There is no question in the minds of the best informed lawyers as to the proper place for the confinement of persons charged with, but not convicted of, crime. The penitentiary, as its name implies, is a place of punishment, not mere detention. It is designed for convicted prisoners as a house of penance or correction. This is the plain meaning of the word, and the Statutes tory for Conkling. of the United States as well as the laws of language sustain this view of it. Section 1892 of the United States Revised Statutes provides that the penitentiaries in the Territories shall be used by the Marshals "for the reception of convicts;" and section 1895 further provides that any person convicted by a competent court of jurisdiction for a violation of Territorial laws, may be imprisoned in the penitentiary under certain conditions. The penitentiaries are, then, clearly places of punishment for persons

tried, convicted and sentenced. The Statutes of Utah provide that the county jails shall be used, among other purposes, "for the detion of persons charged with crime and committed for trial." Dr. Jeter

a warrant of commitment was is Smith G B smith J H No Bedaction, sued by the Grand Jury, and the Dix 0 2 PRILADELPHIA, 8.-The striking time was set for his trial. Is not Juncan J Jonley J Duilin W **Gunny Sacks** Taruce B Taylor B F carpet weavers have voted not to MATTHEWS & CO., the law plain enough? On what a Koapp M B Ketchum L accept a reduction in their wages. Thompson J P Taylor J Taysum R B Taylor 8 Tennant T A flimsy pretext, then, was this case Salt Lake City. Larsen F Larsen O Lewis S Lamson W Lemon W Larsen J Z Heavy Fallure. thrust out of court! And how long has it been established as a legal doctrine, that an officer can incar-cerate an unconvicted person just where he chooses? The object of defining by law the place for such confinement is the protection of the accused, so that proper access may be had to him by his friends thrust out of court! And how long Ess. Jamaica Ginger, TAKEN ON Denny C **Bath Sand-Tablets**, Erickson P Biwood R Whitaker H 7oodwor 83 Toilet Soaps, SUBSCRIPTION PA Miller H Whitney J Workman J Scouring Soap, Superior Writing Fluid, AT THE Persons inquiring for the above letters Boot Blacking, Etc. re requested to state when advertised. For Sale, Wholesale and Retail, at Z. C. M. I., Woman's Com. House and other Dealers. may be had to him by his friends between the real creditors and the J. M MOORE, DESERET NEWS OFFICE. and legal advisers. If this matter insolvent debtors. Among his POSTMANTER is left to the "discretion" of a malig- creditors are the Ætna Life Insurnant officer opposed in faith, feelings and politics to an accused person, he might hide him away from the light in some place where no as-sistance could be rendered, and the MINING STOCKS. None but Clean Cotton Rage MORNING BOARD THE SUN. San Francisco, Nov. 8, 1877. taken. sistance could be rendered, and the NEW YORK. A Defaulter Arrested. 1710 Ophir, 194; 194; 194; 20; 20, b 5; 194; 20, s 5; 204; 204; 194, s 60; 20, b 10; 204 deeds and doings of the Bastile be re-inaugurated, the despotism of French royalty set up in the heart of the American Republic. There can be nothing clearer than that the Marshal has violated the aws of the land and the principles hat should govern officers in the set of the People from the City will A ⁸ the time approaches for the renewal remind its friends and wellwishers every-where, that it is again a candidate for their consideration and support. Upon its record for the past ten years it relies for a continuance of the hearty sympathy and generous co-operation which have hitherto been extended to it from every quarter of the Union. 3370 Mex, 11; 111; 111; b 5 101; 11, please bring them on WEDNES 610 G & C, 84; 84 655 B & B, 174; 174; 18; 174 3890 Cais, 27 DAY and THURSDAY. been ext 605 Bavage, 81; 81 hat should govern officers in the Turkish Resistence Approaching an 515 Con Va, 2 The Daily was is a four page-sheet of 25 columns, price by mail, post paid, 55 cents a month, or \$5.50 per year. CANNON & YOUNG. End. treatment of prisoners. Dr. Clin-20 Chollar, 31 ton's is only one of many cases that could be dited. This plan of pun-ishing persons only detained out of legal necessity must be stopped now and for ever. If a Grand Jury can be empan-neled, by some mysterious hocus pocus, of such persons as will indict on the ipse dixit of a prosecuting officer anxious to make himself s name by proceeding against promi-nent "Mormons," indicted persons hurried from their homes without preparation or a moment's delay and thrust into places not provided CHICAGO, 8.-The Times' London 1650 H & N, 71; 78; 78 ton's is only one of many cases that cents a month, or \$5.50 per year. The Sumday edition of THE SUN is an eight-page sheet of 56 columns. While giving the news of the day, it also contains a large amount of literary and miscel-laneous matter specially prepared for it. THE SUNDAY SUN has met with great suc-cess. Post paid \$1.30 a year. 610 Impl, 75 800 Kentuck, 54, s 80; 51; 51, s 30 260 Alpha, 111; 111 680 Belcher, 5; 51 145 Confidence, 5 The Weekly Sun. Who does not know THE WEEKLY SUS 1 It circulates throughout the United States, and families greet its welcome pages week-iy, and regard it in the light of guide, coun-sellor, and friend. Its news, editorial, ar-ricultural, and literary departments make it estantially a journal for the family and the fireside. Tarms: One Boilar a year, post paid. This price, quality considered, makes it the cheapest newspaper published. For clubs of ten, with \$10 cash, we will send an extra copy free. Address. PUBLISHER OF THE SUN, New York City, L III. Cat another up SACK MARKS FOR SALE 88452684 PISTOLS, ANTLER REVISED PLACED AT THE - 1005043 pulses one allow (A 130M IDESERBT NEWS OFFI

In the 18th Ward of this city, Nov. 8th, f scarlet fever, GEORGE FRANCIS, son

of William and Abigal J. Edmonds, aged 2

Funeral services at residence of parents

to-morrow, (Friday) at 3 p.m. Friends of

LIST OF LETTERS

LADIES' LIST.

Griffiths DJ E2Gibble A

Holding M Hooper L Hurt S A

Jackson E Jacobson J James J I Johnson H Jackin S A

Kzar A Kay D Keily J

Lewis M P Lyon E G

Lewis L

Mitchell A

Miller E T Miller L McCullough McBride M

Gray B

S WGandy &D S P Gole C H

Graham Gersteus Gray P 2

Avery CD 2

Anderson J Allen J

GESTLEMEN'S LIST

Gibson Bros Gaden B G

H Hirth C H J Hoimes C Hansen F 2 Fill G E Hoob J Hendrix L Hawkins 88 Hogian 8 J Hughes T Hunter B

Irwin 8

Jacobs G Johnson J

Larson E M

McCainon M

Openshaw Av

Newton M

Pack M Powell M Pierce A

Sorensen I Snow G Shepherd I Scott L A

String S Skipp L O Showeli M J Steel M

Sorensen M Shaw R Sherson S

Simpson A Williams M Wooldridge

Malen J E 3 McQueen W McLachian

Pendleton J Pitts J

Pierpont J Person C A

Ryan D Reese E M 2 Roberts H Russell G G Reese G K 3 Reece J Reed W Roy W H

leOisen L

NYoung H

rears, 3 months and 1 day.

the family are invited.

On his release, Dr. Clinton en- of the republican party. An almost couragement attended the canvass. The party was without leaders, for the old ones were withdrawn by their interpretation of the civil service order, and the new ones did trustful of the administration and

DEMAINING in the Post Office at Sait Lake City, Nov. 6, 1877, which, if not called for within one month, will be sent to the Dead Letter Office. heavily in favor of the democracy, and not a few had reached the conclusion that the time for the re-Angel S E publican party to die had come.

Yet it sweeps Massachusetts heav-ily, reduced the adverse majority dams H Bravan in New York and saves the legisla-Bullock Bidgood ture from democratic grasp. It Burton M leaves the democrate with less than half their anticipated major-Berry S A Brown W ity in Pennsylvania. It even holds New Jensey steady. It makes handsome gains in Wisconsin. The Sun blames the democracy Castle A Carless Childs I for endorsing Hayes, points to the Carter J P reduced majority as a consequence, thinks the retention of the legisla-Cook M Decker D DeMarr E ture by the republicans a great vic-Davis J

Death of a Murderer. The Times' Trenton special says, Jeremish Weeden, who killed a man named Walker, in a prize Farr O Fletcher V Foiland H

fight, last spring, at Penn's Grove, and who was serving out a ten years' sentence therefor, in the State prison, died at that place yesterday. He had been ailing for some time, but death was not looked for.

John Brougham Prostrated Ajax W The Times says John Brougham Blight Mr Borwell J 1 Bjorkman J Benjamin H arrived at nine o'clock last night, completely prestrated with his old enemy, inflammatory rheumatism. Financial Excitement in Montreal, Bennet C Banks E C Ball J P z A Montreal special says: Financial circles were greatly agitated, Brant L R Baldwin T J Butler W yesterday, by the announced fail-ure of the hardware firm of Mul holland & Baker. The firm has Blenny been in business here for upwards of forty years. Mulholland is a shareholder in several banking in-stitutions, and Baker is a brother of the solicitor general of Quebec. Brown C M Bodfish S H

Aromatics, each characteristic fla-Aromatics, each characteristic ma-ar, and produce Flavorings of rare acclience. Of great strength and perfect parity. No poisonous oils. Every flavor represented. No deceit—each bottle full account holding one-half more than others perforting to hold same quantity. Use here once, will use no other. The most birele delicious flavors over male Se erior to the cheap extracts. Ask for Price's Special Flavorings. Many inred only by

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HOME MANUFACTURE

Shirts D C Snider J Shieids J Stevens J Sprague J Boderberg Shirts P Callan S Ciarke S H Camp R C Camberlai Jorgenson Jones J S Clinton was charged with murder, THOSE desiring to purchase Rome-made goods, unsur-passed for Purity, Quality and Price, should examine the fol-lowing, manufactured by Karkquist C Krou C Keiler K WKafka L

Floor Oil Cloths & Mattings. Men's and Youths'	and	PLUMBER, TINNER, Cas and Steam Fitter, BESPECTFULLY ANNOUNCES THAT,
FUR AND WOOL HATS.	. 3	HAVING BEEN AWARDED THE CONTRACT FOR LAYING THE CITY WATER PIPES, And having a large stock of Plumbias
Family Hardware	ported	Material on hand, he is now prepared to Lay Water Pipes in Private and Public Buildings, Dealer in Marble Slabs and Wash Basins, Water Closets, Copper and Zine Bath Tub, Black Galvanized and Hose Pipe and Fil- tings for same.
—ETC.— Send for our Prices before Purchas- ing Elsewhere.	ļ.	Agent for RUMSEY'S Force, Lin and Drive Well Pumps and extras. Pumps repaired. All work guaranteed. Office and Workshops, West Temple Street, opposite City Meat Market. dis7

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FALL TRADE '77.

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Our Dress Flannel Department is thorough and complete in all recent choice designs. Buyers are requested to order early. as the line is now full.

Retailers in this and neighboring territories will save time, money and expense by ordering from us instead of sending East, as our assortment is so large, they will be able to make selections without stocking up with unsalable goods, in fact no dealer, however remote from business or manufacturing centres can afford to pass by this city with a view of purchasing elsewhere. In short, during a season unparalleled for fluctuations in the prices of general merchandise, we still offer better goods, lower prices and more favorable terms than any house west of New York, and we take this opportunity of inviting those who read. this notice and who have never favored us with their patronage, to make a trial of our goods for the fall and winter of 77-78.

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