

# THE DESERET NEWS.

Richards F D  
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TRUTH AND LIBERTY.

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Editors and Publishers.

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SALT LAKE CITY, November 18, 1878.

Buying at \$1.00—Selling at \$1.00 1/2.

## Local and Other Matters.

FROM TUESDAY'S DAILY, DEC. 24.

**Blown Over.**—The walls of the Eagle Brewery, all that remained standing of that building, after the late fire, were blown down this morning by the wind.

**A Substantial Present.**—Messrs. Wm. Jennings and Sons have made their annual Christmas present to their employees. It comes this year in the distribution of over 30 fine turkeys, among the clerks of the establishment.

**Grass-Fed Beef.**—Brother Jasper Perkins, of West Bountiful has brought to town six head of grass fed beefs, raised on Bear River, fifteen miles below Randolph. They are very fine, and may be seen at White & Son's butcher shop, First South Street, dressed and ready for sale.

**The Contempt Case.**—The day has been occupied by the Court, in chambers, in examining witnesses in the Townsend House contempt matter and on the demurrer to the supplemental complaint. With a holiday to-morrow and the Court at Ogden on Thursday, it cannot yet be definitely determined when the affair will come to an end.

**From the "Junction."**—Mr. John Stinger, from the Utah Northern terminus, is on his way to Salt Lake, to undergo surgical treatment for a bad cut in the foot, inflicted accidentally by himself with an axe, a few days ago. An artery was severed and continues to bleed, despite of all efforts to staunch the hemorrhage.

**Christmas Holiday.**—To-morrow being, according to a time-honored custom, a day for making presents, we rely on the generosity of our patrons to make us the present of a holiday, so that, in common with all our friends, we may rejoice in the advent of another Christmas and the enjoyments which Santa Claus provides. To-morrow evening, therefore, our friends will know why the NEWS did not appear, as usual.

We wish all a Merry Christmas.

**Be Considerate.**—To all who have occupied the chair of an editor, or are acquainted with the "true inwardness" of the journalistic sanctum, this advice is unnecessary; but to those good natured, yet thoughtless individuals who, when Shingle like, come into our office on a busy afternoon when our toiling brain is laboring to deliver itself of something to appease the hungry cry for "copy" that resounds upon the air, and favor (2) us with the narration of their experience since they were little boys, and are offended if they imagine their victim is not paying strict attention. We deem the following as wholesome food for reflection. Time is money, and an editor never has any to spare. When you go into his sanctum, relate your business clearly, concisely and briefly, especially the last, and when you get to the end, stop. You need not stop in the office, however, unless you are on very good terms with the editor, and even then you may be sure you are expected to remain quiet. We like our friends to call on us, but

we admire consideration. Friends, permit us to admire you.

FROM THURSDAY'S DAILY, DEC. 26.

**Arrived.**—Hon. George Q. Cannon and Bishop John Sharp, accompanied by Mr. Joseph Sharp and Mr. Wm. Jennings, Jr., arrived home Tuesday evening, as expected.

**Good Music.**—The Tenth Ward Brass Band were making a Christmas serenade, around town yesterday. It was much appreciated by all who heard it, and the boys played well.

**Painful Accident.**—Tuesday morning, Mr. Nephi M. Sheets, son of Bishop E. F. Sheets, was returning from Coalville with a load of coal, and when descending the Summit in Parley's Cañon, while trying to mount his load, the horses started, and his foot slipping, he was thrown under the forward wheel, which passed over his breast. He was brought to the city by a passing team, and having received good care, is able to be around.

**Holiday Entertainment.**—On New Year's eve, a grand holiday entertainment will be given in the Eleventh Ward Assembly Rooms, under the auspices of the Y. M. M. I. Association. The object is to raise funds for the emigrating of a poor family from Europe. The first part of the programme will consist of Hannah More's historical drama, "David and Goliath," and the second part of an olio of songs, duets, quartettes and choruses, comic and sentimental. Professor J. J. Daynes is the accompanist, and Mr. H. A. Tuckett, musical conductor.

Give them a bumper.

**An Interesting Curiosity.**—We have seen, at the Deseret Museum, a curiosity of which something more may yet come to light. It is a piece of paper 4 1/2 x 4 inches, is an engraving, covered with characters resembling Egyptian hieroglyphics (No. 2); also a representation of a frame, 3 1/2 inches long by 1 inch wide (No. 1). Beneath the engraving is printed as follows:

"We do hereby certify that we did print from a gold plate the above fac simile, handed to us by Mr. Benjamin Styles, which he says he found while digging for a cistern in Cincinnati, Ohio."

No. 1 is a frame of gold, containing a thin plate, No. 2, and appears to have been executed by a very superior workman.

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**From the "Junction."**—Last Saturday Hyrum Edwards, a young man who resides in the Eleventh Ward, Salt Lake City, while on his way home from the Utah Northern terminus, to spend Christmas, was set upon by two masked highwaymen, and robbed. He left the train at Marsh Valley, intending to walk to Clifton, a distance of eight miles, to see a friend. Midway between the two villages, in a lonely place, toward night, he met the two highwaymen, one of whom inquired his destination. He told them; they conferred for a moment, and then told him to throw up his hands, and one of them at the same time, covering him with a pistol. The sum of \$50 was taken from him, and the robbers then left. Mr. Edwards reached Clifton in safety, and from there walked to Logan. He arrived in Ogden, Tuesday evening, and is now probably at home in this city.

**The Townsend House Case.**—At the hearing in chambers, on Tuesday, it was claimed by the defense that Mrs. Townsend had sworn to two different statements, claiming in her affidavit to be the wife of James Townsend, and ten days afterwards claiming that she was not his wife.

Mrs. Townsend's counsel, wishing to establish her claim to a portion of the Townsend House property, claimed that she was not a legal wife of James Townsend, but was his partner in the hotel business, and that he had no right to dispose of all the property without her consent.

Mr. Bolivar Roberts was examined as a witness:

On the 1st of March took possession of the Townsend House property under a lease assigned by C. C. Cunningham, the former lessee. Mr. Townsend assenting to it. Until the 13th of April, had absolute control of the premises, then turned it over to Mr. Jennings. At this time Mrs. Townsend was an occupant of the premises, had her meals furnished her in her room. Has been intimate with the Townsends from five to eight years, always regarded them as man and wife, did not remember any other woman in the Townsend House, as Townsend's wife but Elizabeth M. Townsend.

Mr. A. D. Shakespeare testified: He was manager of the hotel, under Mr. Roberts, who employed him, and continued in that office, after the transfer of the property to Messrs. Hooper and Jennings, up to the time the hotel closed. Mrs. Townsend lived there during the summer, and generally took her meals, furnished by the proprietor, in her room. In September, changes were made in her room, No. 53, and a stove, the property of Messrs. Hooper and Jennings, put in there, at the instance of Mr. Hooper. Did not know of anyone occupying the room with her, but had frequently seen James Townsend go in at evening and come out in the morning. Mrs. Townsend and friends had open course to and from her room. When the hotel closed, received orders not to let anybody in to get to Mrs. Townsend's room.

Henry Ernest had been porter at the Townsend House for 12 years. James and Elizabeth Townsend were known as husband and wife, and occupied the same sleeping apartment, with but one bed in the room. She was considered his second wife. She was known as landlady, but he (Ernest) did not know what interest she had in the property. Mrs. Townsend was now in room 53, and has been in the habit of going to her room at pleasure, with her friends.

W. L. Pickard had been intimately acquainted with Mrs. Townsend. She came to the house of witness last spring, when the Townsend House was leased to Mr. Cunningham, not considering it her home any longer. Stayed three or four days, and returned to the hotel. When witness first became acquainted with James Townsend, he was living at the Salt Lake House, with his first wife and Mrs. Elizabeth Townsend, known as the second wife.

R. Keys knew James and Elizabeth Townsend at the Salt Lake House, and the Townsend House. They lived as man and wife.

Ed B. Kelsey stated that last September, Mrs. Townsend told him her stove had been taken out of her room, in the summer, and that she had since applied for but could not get it. Witness told Captain Hooper, who said: "I was not aware of that, she shall have it." Mrs. Townsend said she afterward received a stove and some coal.

Wm. Jennings was sworn: He remembered the time Mr. Cunningham commenced running the Townsend house. About last February received a note from Mrs. Townsend, at Mrs. Pickard's and went to see her. She said she had left the Townsend House, and that "Uncle Jimmy," as she called him, had kicked her out and she had no home, and asked advice. She said Mr. Townsend had sold the furniture. Witness asked how he could do that, as he had other creditors. She said she had been turned out of the hotel in consequence of the sale to Cunningham. She expressed surprise at witness having heard she had negotiated the sale with Cunningham and had telegraphed for Mr. Townsend, then at Corinne, to come down and ratify the sale. The Townsend House was closed on the last of November. One or two persons were allowed to remain until they could remove conveniently; the office was occupied most of the week taking stock, when the doors were left open until the list of furniture had been completed, when witness ordered the place closed; not to allow any one in, but to allow all to go out.

Here the defense rested, and the plaintiff entered rebutting testimony.

James Townsend was then sworn. Knew the plaintiff; married her as second wife; had another wife at the time. The first wife died several years after he married the other; in 1858, when she died, he had another wife called Rosa Savage; first wife was living when he married his plural wives; during the last years of his first wife's life she lived at the Townsend House; Elizabeth Townsend has lived at the Townsend House with witness; both Hooper and Jennings knew this; never represented Elizabeth Townsend as anything but second wife; Mrs. Townsend has occupied 53 as a sleeping room for about six years; as a general thing slept in 57 in the winter; she has never been out of the possession of that room to witness' knowledge for the last six years; did not visit her much; had free access till the closing of the house, when he could not get in; suppose she had free ingress and egress.

After leasing the house to Cunningham, witness staid in the house once or twice, but generally lived at his other house. It is six or seven months since witness stopped with Mrs. T. When witness married his last wife, Elizabeth was opposed to it, and applied to President Young for a bill; was not in the habit of introducing her as second wife, and introduced her to guests as Mrs. T. Occupied the rooms as much as she did; both occupied them together, though witness passed every other night with other wife. Since marrying third wife in 1867, have never cohabited with Elizabeth Townsend, though occupying the same apartment and bed.

Mrs. Townsend's affidavit was then read, she being ill to appear, and both sides rested.

Both the contempt and injunction cases were argued at the same time, and then taken under advisement. The judge will doubtless render a decision at the next sitting in chambers.

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