April 14, 1881

CANNON VS. CAMPBELL.

THE Louisville Courier-Journal, since becoming Moultonized, has made a specialty of Utah affairs, applying its well-known ingenuity and journalistic talent to repealed attacks on the "Mormons," and attempts to bolster up the flagrant wrong committed upon them in the matter of the Delegate's certificate. The logic of the Courier-Journal is this: The "Mormons," though immensely in the majority in Utah, are, by common repute, a bad people, therefore it is right to cheat them out of their votes. Mr. Cannon, their Delegate-elect, is charged with being an allen, therefore it was right to give the certificate of election to a person not elected. The force of this method of reasoning can be perceived by every argumentative mind, and the pure Democracy it breathes must be recog- that a mere territorial Governor nized by all who know anything of shall sit as a court to decide a quesour national system of government. tion of citizenship. And we chal-

but really composed for the purpose of eovering up the essential points intrinsic right as well as of congressional law. Perceiving the weakness of its ground above described, it takes another position, and with a plausible array of related facts and a sprinkling of legal propositions, all based, however, upon an unwarranted astial feature or two in the argument it arrives at the triumphant conclusion that, the issuance of a certificate of election to the person having tween. 1,357 votes an i refusing it to the person having 18,568 votes, was not

Here is an epitome of the *Courier Journal's* argument: Congress ha-the exclusive government and con-trol of the Territories; the Revised Statutes provide that each Territory may send a Delegate to Congress, who shall be elected by the voters $\frac{1}{3,508}$ votes. The truth is that $\frac{1}{3,508}$ votes. The truth is that who shall be elected by the voters of the Territory; that the person having the greatest number of voles shall be declared elected and a certificate shall be issued accordingly; another section of the law provides that the right of suffrage and of above the age of twenty-one years; it vias represented to the Governor that Mr. Cannon was an alien: Mr. Cannon replied that he was a citizen, stating the date of his naturalization; it was then represented to the Governor that there was no record of such naturalization on that date, but that the minutes of the court were silent on the matter, and that Mr. Cannon's certificate was issued by the clerk and not by the court; naturalization is a judgment, and must be declared by the court, the clerk of the court not having the right to pass on the subject; there is a law imposing a penalty for the use of a certificate of citizenship obtained from a clerk without appearance in court; Mr. Cannon not being a citizen the Governor had no option in the matter but to give the certificate to a person, being a citizen, who had the greatest number of votes, one part of the law or parts of different laws requiring to be construed together. That is the whole plea of the Courter-Jou nat summarized. We do not think its editor will claim that it is not correctly stated. We will now examine it. In the first place let us look into those seetions of the law which are cited as explanatory of each other and upon which one of the main points of the argument hinges. Section 1882, Revised Statutes, requires that the person having the greatest number given to him. Section 1831 say's the only by citizens of the United States above the age of twenty one years.

EVENING NEWS, round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided by the Courier-round or concerns, and it is understood here internalies provided to sub-round or concerns, and it is understood here into the sub-treasure before the order of suppression reached New York. Ingulation in a prove direction of the sub-treasure before the sudden check has been atministered to the Secretary's operations. It is the on say anything of the kind. There are established principles, which, in our view, would settle that matter, Thurseday, and the time that matter, Thurseday, and the time that matter, the Secretary's operations. It is the serious and dangerous mistake. A

but we do not wish to present them here. What we desire to have un-

tion, admitted this evening, in con-versation, that the position taken by the World, as to the illegality of derstood is, that the House of Representatives reserving the right Windom's action, was "impregna-ble," and he added that he foresaw great peril to the banks in the future from this "rash and inconsiderate given in the Constitution, to judge of the elections, returns and qualifications of its own members, in wording the law concerning the Delegates from the Territories, Good Billiard Playing.

placed it outside of the power of any petty Governor or other ministerial match last evening de or executive officer to pass upon the qualifications of Delegates. The simple duty is imposed upon the Governor, to declare the person havcareful

Governor, to declare the person hav-ing the greatest number of votes duiy elected, nothing more. In fail-ing to do that he violates the law and his official oath. Even granting all the premises in the Courier-Journal's argument, it does not follow that its conclusion is correct. Supposing the fact to be that Mr. Cannon is an alien, and that the law requires the Delegate to be a citizen, it does not follow that the law requires the Delegate to be a citizen, it does not follow

That paper recently had a very lenge the Courier-Journal to quote lengthy article, ostensibly written as any law or section of a law to show a fair discussion of the legal roints that a Governor is se empowered. in the case of Cannon vs. Campbell, The powers of the Governor of Utah are defined in the Organic Act, and in the controversy, and justifying an in the Revised Statutes of the those of all Governors of Territories act that was a palpable violation of United States. They are very meagre. Except as a part of the Legislative power, occurring for forty-now sixty-days once in two years, he is a mere executive officer-except in cases of pardon or remission of fines -with little to do but draw his -with little to do but draw his sumption, by leaving out an essen- nal all its premises, its conclusion is salary. So giving the Courier-Jouronly Imped at, without any link to connect it with the argument of bridge over the chasm that lies be-

It was because a Governor has no the last Congress when it adjourned on the 3d of March. right or authority to sit in judgment

The Paris conference will be post poned a fortnight to allow time for further negotiations with England leading republican lawyer, closely connected with the late administra-

Bismarck has done nothing yet on the motion lately passed by the Reichstag in regard to a political

A semi-official paragraph is pub-lished foreshadowing the plan for in-stalling Greece in the territory ced-

ed by Turkey. To at at a taken The President told a visitor that he had several hundred nominations The Schaefer-Slosson billiar

vonderful shots and scores ayer surpassed his previous Blosson by 1 shot and Scha Rev. W. Morley, L.L.D., the dis-tinguished Wesleyan minister, died this morning at Brixton, England, of a complicated disorder. 80. Blosson played a very game and carried off the

The government has responded nobly to the appeal in behalf of the Dakota sufferers with fuel, medicine and means of transporting the sick and helpless.

More of Windom's Plan. The Herald's Washington special says: As attempts are making in

An examination was made to-day says: As attempts are making in some quarters to produce the im-pression that the plan of extending maturing bonds at three and a half per cent., until Congress meets, vio-lates some law, it is as well to say that this question, as well as the whole bearing and effect of the trea-sury offer to the bond-holders was carefully considered first by the

carefully considered, first by the Attorney-General, and latterly by

McCulloch, who were called into

character of the contract of the Gov-ernment with holders of the bonds and not increasing the liabilities of sit between New York and Queenstown, as a treasonable publication. the Government. The Secretary

exercises no compulsion upon the bondholders, and the power of Con-gress to deal with the bonds when it meets in December will be under this plan precisely as it was left by the lest Concress when it adjourned ten pastoral.

the coercion act. He will be conveyed to Dublin. The arrest caused considerable excitement. Eabs E G Eldridge E The tracks of the Hannibal & St.

Pyper C

GENTLEMEN'S LIST.

Kolhker E Kane A Kotter A

Lowe W Lawrence W I Leaker W Leaker W DLee S Later P Littlewood J Lee J Lovendahl J Lawliss J G Lyman H A Luff H Lotour H H Lanie H Loomis A Lloyd B Lucas A

lorrison L eibye L H oinly R lorgan J anchester

Myer

have gone much farther in the land bill had there been a prospect of passing a stronger measure.

ex-Secretary Sherman, Senators Bayard and Morrilland ex-Secretary James Charleton, of the Alton R. R., has been offered the position of commissioner on emigrant rates for the Southwestern Association for

The Irish authorities made ar-rangements to seize future copies of the New York Irish World in tran-Harton W B Harton W B Haxter W Beow N P

Cleave R Carter J

Cook C Caple D J Cutlery Co Cutler A B Dawson T G Lloyd B Dawson T G Lloyd B Dun R G & Co Luons A Dun R G & Co Luons A Lindley F G

braney J P

Walke Mrs

Whiteside M Williams E Wells L 2

Wella L

Smith A C

standing standing synno J

Sperry H D Strong H Spriggs H Sorensen E Swenson J

Thurber A K

Vance J Viar J G

Vallert J Vaughn D

Valke T

Williams M J Widlund M 2 Wright M West M A

But reference to Section 1880

Mr. Cannon is and has been and that came about by the resign tion of a member after he had for since December 7, 1854, a naturalized citizen of the United mally accepted. On the Saturday States, as appears of record. The Garfield said to me: I have told no pretence that it is not a matter of man what the composition of my record is as flimsy as the Courier- cabinet will be, but I am going to holding office shall be exercised only by eitizens of the United States above the age of twenty-one years: but there are a great many transac-Hunt, Postmaster-General; Lincoln, tions of the Court which do not appear in that one record, and it by no means follows because Mr. Cannon's admission is not noted in that had been tendered the secretaryshi identical book, that it did not occur of the navy and had accepte and is not recorded in another book. As a matter of ract, it is recorded in a valid and competent record, and all

the lying and wresting and twisting of law or language will not obliterate

And as to the rank of that crime

"If in other lands it be high treason to compass the death of the King, it should be counted no less a

before his departure for Washington, tell you. It will be as follows: they cross Mud Lake. Secretary of War; Kirkwood, Secre tary of the Interior; Morton, Secre tary of the Navy; McVeagh, Attor-ney-General.' At the time Mortor

Dr. Carver, the American marks-man, has challenged the 10 best shots of the Hurlingham Club and after the arrival of Garfield at Washington he was pursuaded to resign, at the instigation, as I bethe Gun Club of London to a pigeon shooting match for £000, the Dr. shooting 1,000 pigeons to his opponliave, of Conkling, and asked for foreign appointment."

A Picture of Ireland.

was under age when his father became a citizen.

read was inaugurated at the former city to-day by ex-President Diaz and prominent American and Mexican officials. A passenger train went over the first 40 miles stretch. A banquet was held, and the greatest good feeling prevailed.

R. B. Hugman, of London, writes that a child who said his name was Charles Ross, and that he was brought from America in a ship, was

Joe, St. Joe & Council Bluffs, and Chicago, Rock Island and Pacific roads are submerged and impassible about a mile east of Atchison, where Frihold Mr

Mallett F P Mudd Mr Martin & Marvin 2 This morning, the C. B. & Q. train from Atchison, east, ran on the submerged track, which sudden Gillespie 7 Green R 1 ly gave way, burying the engine in water. The firemen and engineers swam ashore. No passengers hurt.

lart W

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