

GEORGE Q. CANNON, BRIGHAM YOUNG, EDITORS AND PUBLISHERS.

Monday, March 3, 1879.

FURTHER OUTRAGES AT TOOELE.

Great interest has been maintained for some time in the Tooele election case, a decision on which has recently been given by the Supreme Court of this Territory. It is well known, and generally conceded, that at the last election a very large majority of the votes were cast for the People's candidates. It is also understood that the so-called "Liberal" incumbents of the county offices, who obtained their positions by fraud, and have misruled affairs there for some time, determined to perpetuate the existing condition, refused to canvass the returns of the election, knowing that the popular voice had condemned them and had spoken loudly in favor of a new regime. The case was taken to the Courts and the People's cause sustained. A peremptory writ of mandamus was issued, commanding the clerk and members of the County Court to "open all the returns of the said election from the various precincts of said County, carefully examine the various lists constituting said returns, and if no irregularity or discrepancy appeared therein affecting the result of the election of any candidate, then to accept said returns as correct and declare elected the candidate for any office appearing from said returns to have received the highest number of votes for such office." Let us see how the parties named have carried out the decree of the Court.

The County Court met as a board to canvass the election on Saturday, March 1st, at 11 a. m. There were present—W. B. Schuyler, Probate Judge; E. C. Chase and W. C. Rydahl, Selectmen, and E. F. Martin, County Clerk. The returns from the following precincts were all in good shape, boxes sealed, also the envelopes containing the returns, and all properly addressed to the Clerk of the County Court, viz: Batesville, Grantsville, Tooele, Mill, Quincy, St. John's, Vernon and Lake View. The envelopes from each of these precincts, when opened, were found to contain the registry list, the poll list, and two lists of persons voted for, with the number of votes cast for each person and the names of the offices they were severally called to fill. Each list was properly headed and properly certified to, signed by all of the judges of the election of the precinct, who also certified that the election was opened, conducted and closed according to law.

The returns from the following precincts, viz: Ophir, Deep Creek, Rush Lake, Lewiston, Jacob City and Stockton were in a very different condition. The Ophir returns were placed inside the box, and neither the box nor the returns were addressed to any person; the returns showed that twenty-seven persons voted who were not registered. The Deep Creek box was opened but no returns were found at all and hence was thrown out. The Rush Lake returns were found inside the box in unsealed, unaddressed, open envelopes, and the box was not addressed. The Lewiston box, when opened was found to contain an envelope in which were the tickets and the returns together. Neither box nor envelope was addressed. The Jacob City box and envelope with the returns, were sealed and addressed, but the registry list was not in the envelope; it was found however in the box; the returns showed that 273 persons were registered and 329 votes cast, of which number 52 were not registered. In the number registered there were only 30 taxpayers. The Stockton box and envelope were in proper order but only one list of persons voted for was found in the returns, which showed that 15 persons voted who were not registered, and that on the list was the name of W. E. Schuyler, then sitting as president of the canvassing board, who was not registered and is said to be not a taxpayer.

Hon. F. M. Lyman, one of the People's candidates, and Mr. George Bonelli, one of the "Liberal" candidates, were present with many others, and each of these two gentlemen as well as Messrs. Martin and Chase, of the canvassing board, took down the result of the canvass of each precinct as declared by the Judge, who read from one list and then from the other of each precinct, which proved the correctness of the lists, and acted as a check to the figures noted. The Judge had previously compared the poll lists with the registry lists, by which the discrepancies named above had been exhibited and proven.

By reference to the Abstract of Returns which will be found in another part of this paper, it will be seen that at the precincts first alluded to, from which the returns were all properly made, the People's candidates received nearly all the votes that were cast, while the "Liberal" candidates obtained their votes almost entirely from the precincts whose returns were not made according to law.

After the canvass was closed, from which it appears that the People's candidates received a majority of from 265 to 345 votes, even after counting in the votes of unregistered persons in "Liberal" precincts, numbering 124, the following resolution was made by E. C. Chase and seconded by E. F. Martin:

"On account of the insufficiency of what reports to be the returns from all the precincts of this county, that we reject all the returns except those from Ophir, and Lake View precincts, and declare the result from them."

For Representatives to the Legislature.

Table listing candidates for representatives to the legislature, including names like M. Wilson, F. M. Lyman, and their respective precincts and vote counts.

Majority for Woodman.

For Selection: H. Prosser, Sam. W. Woolley.

Majority for Prosser.

For Sheriff: H. E. Barstow, John Pickett.

Majority for Barstow.

For Coroner: E. C. Wagener, John Gillespie.

Majority for Wagener.

For Assessor and Collector: George Bonelli, T. Aikin, Jr.

Majority for Bonelli.

For Recorder: E. F. Martin, F. M. Lyman.

Majority for Martin.

For Superintendent of District Schools: Geo. Bonelli, J. R. Clark.

Majority for Bonelli.

For Prosecuting Attorney: E. C. Wagener, L. Gee.

Majority for Wagener.

A petition had been presented by G. Bonelli on behalf of the "Liberal" candidates, asking that the returns from all the precincts voting the People's ticket be cast out, because women voted therein, which was placed on file. But when L. Gee, on the part of the People's candidates attempted to object to the petition, he was refused a hearing by the Judge. The inconsistency of the petition will be seen when it is understood that there were several women voters in the "Liberal" precincts, and in both the precincts from which the result was declared.

Mr. Lyman attempted to protest against these extraordinary and illegal proceedings, but was not allowed to make any argument. He then asked the Board to throw out the 27 votes from the Ophir returns which were shown to have been unregistered, but the Judge replied that they were not acting in a judicial capacity. Mr. Lyman asked how, then, they had assumed to judicially decide on the other returns and set them aside. To this there was no response. No reasons were given for throwing out the returns from twelve precincts, nor for accepting two of them. The board of canvassers had no right to decide judicially on the returns, for the Supreme Court had decreed that they could only act in a ministerial, and not a judicial capacity.

It is plainly evident that those persons, with the exception of Mr. Rydahl, were determined to render void if possible the expressed will of the people of Tooele County. The returns show the People's candidates elected. The two precincts which they selected arbitrarily from which to declare the result, if the 27 unregistered votes were deducted would still show a majority for the People's ticket. No irregularity was shown in the returns from the precincts voting the People's ticket. The only thing that could be construed into anything improper was one vote at Batesville, where an unregistered voter was permitted to vote after taking an oath that he was a legal voter, and that this was certified to in the returns. On the other hand, at Tooele three unregistered persons were permitted to vote against the protest of the Judges of election, who excepted to them in the returns. And here is shown the "Liberal" style of conducting public affairs. At Tooele precinct only 25 "Liberal" votes were cast against 282 for the People's ticket, yet two "Liberal" judges of election were appointed there against the People's ones.

According to the mandamus the Clerk and members of the County Court have to show the Third District Court in what manner its command has been executed. The date fixed for this is to-morrow, the 4th of March. It is to be hoped that the whole matter will be investigated. For a gross outrage has been perpetrated on the people. There is no excuse for the course that has been taken. The spirit of the mandamus, and we believe its very letter has been violated by these men, and it remains to be seen whether the Court will vindicate its own authority and do justice in the case. If two or three "Mormon" county officials had been guilty of such a base attempt at defrauding the people, there is little doubt as to the result.

We hope, if this matter is not settled by the fiat of civil law, that a criminal complaint will be lodged against the men who have violated the election law and have thus laid themselves open to prosecution for felony as any one may see who reads the statute understandingly. We only ask for plain, simple justice, and shall be satisfied with nothing less. The small officials of a single county may think they can copy the tactics of Southern Returning Boards, and may fancy they have a precedent for their course in the Electoral Commission, composed of high dignitaries, but we hope they will learn a lesson from our local courts, which will be sufficient to let them for a lifetime and to deter others from taking a similar course.

The people of Utah can behold in Tooele County the fruits of so-called "Liberal" politics and "Liberal" administration of public affairs. A people defrauded of their just rights; a treasury depleted;

create any excitement in the city. It cannot, however, be argued from this that a universal feeling of deep regret and indignation exists throughout the state and Pacific coast. All day dispatches have been pouring into the office of the associated press, telling the people out of the results of a general election. These are the kind of persons who want to "liberate," "regenerate" and "civilize" the simple "Mormons."

BY TELEGRAPH.

THE AMERICAN TELEGRAPHIC NEWS.

EASTERN.

New York, 2.—Bishop Beecher, several popular preachers here and in Brooklyn embodied allusions to the Chinese question in their sermons yesterday. Among them Dr. Egbertson, who said the middle ages the brutal treatment of the Jews was due to race prejudice, such as exists against the Chinese on the Pacific.

Dr. Fuller, recently expelled from the Baptist Association, discoursed on the dangers from Romanism and the cowardice of the Baptist clergy. He said it is time to speak out when a leading Baptist minister sends a telegram to the President of the United States saying: "If the Chinese come to this country, Christianity may be put out. God wants braver and better men and churches than those on the Pacific slope and Atlantic seaboard."

The Times, to-day, referring to the agitation in California over the failure of the anti-Chinese bill, says: "Our friends on the other side of the continent should reflect that though their case may be as desperate as they declare it is, there must be other forms of its treatment than that which they so vehemently urge upon our acceptance."

WESTERN.

Disastrous Conflagration.—Remo in Adams County, Nev., last night.

Remo, Nev., 3.—At about a quarter to six o'clock yesterday morning the alarm of fire was sounded. The fire commenced in some wood building at the west end of the business street, back of the Masonic block. A fearful gale was blowing from the west at the time, and before the water could be got on, the fire was beyond control. The flames leaped from house to house and from block to block with lightning rapidity. The panic-stricken half-dressed people caught a handful of their most valuable articles, and fled to the city for safety.

At a mass meeting at Hollister, San Benito County, the President of the county was burned in effigy, and at Fairfield, the county seat of Sonoma County, flags were flown at half-mast on the reception of the news of the veto.

TIPPET LOST.

THE Person who found a Ladies' Purse Tippet in the street to-day, between the corner of the street and the Deseret Bank corner, will confer a favor by leaving it at this office.

WANTED.

AN experienced and competent school teacher, a man with a family preferred, to teach in a school of boys. Apply to J. R. BAINES, Kayville.

O. F. DUE,

SHRIMP MAN AND FLOWERIST, is going to the coast. He has been the driver of the Eagle Emporium on Saturday, March 2d, and will be glad to supply the old and new customers with a large stock of Green Grass, Garden and Flower seeds, and all other goods, at reasonable prices. In the city will be found a small stock of different kinds of Fruit, Strawberry plants, also Raspberries, Strawberry plants, and other goods. In my Greenhouse, in the Valley House, will be found a great variety of House and Bedding Plants, such as: Ferns, Mosses, Geraniums, Honeysuckles, different kinds of Geraniums, Pinks, Petunias, Dahlias, Verbenas, and other plants. Also a large stock of Garden and Flower Seeds by the Greenhouse and Garden. Want Brooms, Table Linens, Crochets, Anthers and wreaths for the Fair, and other goods, etc. At the last Territorial Fair in 1878, I was awarded a gold medal for my Table Linens, and six prizes for the best Oil Flowers, Flowering Plants, Variegated Plants, and other goods. J. R. BAINES, Kayville.

ABSTRACT OF RETURNS.

OF THE ELECTION IN TOOELE COUNTY, August 4th, 1878, as shown by the canvass, March 1st, 1879.

Table with columns for Precinct, Name, and Votes. Lists candidates like George Bonelli, E. F. Martin, and their vote counts across various precincts.

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AT 40 CTS. PER PAIR. ACTUAL VALUE, \$1.00. Newest shades of HARRIS KID GLOVES.

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We extend an invitation to the Ladies of Utah to call and inspect the NOVELTIES OF THE SEASON. No Trouble to Show Goods. A LARGER STOCK THAN EVER!

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Reductions in every Department. Our winter stock consisting of Cloaks, Shawls, White and Colored Blankets, Furs, Felt Skirts, Hosiery and particularly Dress Goods and all other goods at Half their real Value. This is No Boasting but a Fact!

OUR MILLINERY AS ATTRACTIVE AS EVER.

TO THE WHOLESALE TRADE! Our Jobbing Stock for the coming season will be well selected and purchased at bottom figures, which we will sell at lowest margins meeting keenest competition. Orders will receive prompt attention and care. Honorable Treatment Guaranteed.

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WANTED. A GOOD HARNESS MAKER. Apply to J. W. JENKINS & SON.

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FOR SALE. 200 ACRES OF LAND, nearly all fenced, five miles north of Salt Lake City can be bought at a bargain, on terms to suit the purchaser. Apply to COOPER & DAVIS, Under T. R. Jones' Bank.

JAMES TURNER, two blocks west of corner New Printing Office, has left to inform his many friends and the public generally that he will make and repair Boots, Shoes, Slippers and Clogs, at prices very reasonable. Just the place to get a good pair of Slippers made by expert hands on short notice. HENRY WHITAKER, Manager.

PHAEOTONS, PLATFORM SPRING WAGONS AND FARM WAGONS. H. B. CLAWSON. Has just received a complete assortment of Farm Wagons, light and heavy. Side and End Spring Wagons, Assorted sizes. Platform Spring Wagons, just the thing for Farmers. Express Wagons, new style. Half Spring Wagons, very cheap. Phaetons, of the celebrated Studebaker Manufacture.

All of the above of the very best quality with the latest improvements, and at prices that cannot fail to meet the wants of customers. Parties wishing to purchase a good reliable durable Farm Wagon, Express or Half Spring Wagon, Express Wagon, or a First Class Phaeton, should give me a call before purchasing elsewhere, also best constantly on hand.

WAGON TIMBER, Agricultural implements. A complete stock of SCRAPERS. Full assortment of Ward School House and Farm Bells with Jangling Complete. FRENCH BURN GRINDING MILLS. Kelly's Turbine Wheel. Extras for the various Mowing Machines, Thrashers, &c. PLOWS AND GARDEN IMPLEMENTS! Also Two Good THRESHING MACHINES. 1 HAND FIRE ENGINE, Suitable for Factories, Mill or Country. H. B. CLAWSON'S NEW YORK CANDY STORE.

RECEIVED TO-DAY! Men's Clothing, SOLD VERY LOW. Very Good Suits For \$7.50. First Class Suits, \$12.00. White Shirts, \$1.00. SPRING STYLE HATS. Have arrived. WOOL HATS, \$1.00. FINE HATS, 2.50. H. E. PHELPS.

Santa Claus Headquarters!! Hurrah for the Holidays!! NEW YORK CANDY STORE! 57 MAIN STREET. Christmas and New Year CONFECTIONERY. STEARNS' Has an Immense Stock of Home-made CANDY, BEWARE! of cheaply made candy, sold during the holidays at the lowest possible prices. STEARNS' COUGH CANDY having been tested for the past sixteen years is acknowledged to be the best article of cough candy in use. Try it. STEARNS' Purifies the Cream, Wedding Cakes, Confectionery, Oyster Suppers, etc., at short notice. STEARNS' NEW YORK CANDY STORE.

THE NEW ELASTIC TRUSS. This is a new and improved Truss, made of the best material, and is the best for the relief of the various ailments of the groin, such as Hernia, Strain, etc. It is sold by all the leading Druggists and Dealers in the city. Price, 50 cents. E. J. KELLY, Sole Agent, 100 N. 3rd St., Philadelphia.

THE SIERRA NEVADA LUMBER ASSN. ARE OFFERING COMMON LUMBER. At from \$18 to \$25 per M. LATH, SHINGLES, DOORS, WINDOWS, BLINDS, MOULDINGS, FRAMES, BRACKETS, and all kinds of MILL WORK, AT PRICES THAT WILL MAKE OUR PATRONS HAPPY. S. J. LYNN, Supt.

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