

tory, said: "I desire to present to the Court my commission as United States District Attorney for this district, bearing date of the 28th of October 1871, to which I have appended the oath required, called the iron-ciad oath, and have furnished a copy of it to the cit r of Washington; and understand-ing that the law requires the walk to be

taken here, I desire to take it and enter npon my duties as United States Attor-ney, for the Territory of Utah."

sula.

The oath was admistered by the clerk. Ms. Barzs then said: "I now ask your honor, in the case of The People vs. Brig-ham Young, which I understand was asigned for trial this morning, that the defendant be called, to give him an opportu-nity to be heard if here, and if not that his

recognizance be forfeited." MR. HEMPSTRAD, one of Mr. Young's

ings, on my professional integrity, on my own belief not unfounded in reason, that whenever, under the under-standing which his counsel had of the mat-ter, his case was set for trial, with that reasonable opportunity and time for the preparation of a case of such magnitude which counsel deemed necessary to enter upon, to ensure the rights of the defendant, the defendant would be here to meet his accusers and stand his trial." Cover. "Let me ask you a question,

Did his counsel, when the matter was before the court, ever un-

that when the defendant does appear, as he will to stand his trial, I shall respect-fully move, on affidavits and professional statements, to set saide the forfeiture of this recognizance, and submit it to the wise discretion of the court."

Ma. Snow, "One thing further, your onor, as one of the counsel for the defenarst case of the kind that has happened

M.R. BATES "I saked that an order be indictments against him within any easonable time from this day?"

would not make such a statement on

collect that recognizance, then it will be proper for these gentlemen to be heard; and I put this question to Major Hemp-stand with a view to determine what is necessary for moto do; and I am very free to inform the court, also the learned counsel for the defendant, that I shall apply immediately to the Attorney General of the United States for Instruction on this subject.

Several matters were briefly talked over between the U.S. Attorney, the late ad in-terim U.S. Attorney and his assistant, and the Court. The Criminal Calender, or a portion of it, was read over, and some time for trial was attempted to be fixed upon: but the

since this term of the court commenced and I have been sitting here almost constantly

MR. BATES. "I too should like to have short time to examine into important matters connected with my duties in this Court. I was hurried hither from Wash-Judge that you know an oldfashioned law-Judge that you know an oldfashioned law-yer like myself is not ready to take up cases in a hurry. I want to know what cases are to be tried, and then I will go to work and get them ready." Court. "Some days ago an application was made in the case of Thomas Hawkins for the Court to fir the amount of hall and

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