

THE DESERET NEWS.

TRUTH AND LIBERTY.

No. 4.

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GEORGE Q. CANNON,

EDITOR AND PUBLISHER.

LOCAL AND OTHER MATTERS.

FROM TUESDAY'S DAILY.

ERRATUM.—In the list of Delegates to the Convention, from Beaver County, in yesterday's NEWS, we inadvertently inserted the name of Samuel Tyler. It should have been Daniel Tyler.

FETCHING THEM OUT.—The beautiful mild weather is revivifying and revitalizing our farmers and gardeners, and they are thinking about manuring and digging and plowing and divers other horticultural, floricultural, and agricultural mysteries, and putting some of them into operation too.

AS USUAL.—The following liquor selling firms were before Alderman and ex-officio Justice of the Peace, Clinton, yesterday afternoon, for refusing to pay license: Lawrence and Mann, of the Salt Lake House; Englebrecht and Rhemke, Stepper and Haunak, and Henry Waggoner. They were each fined in the sum of \$100., and, of course, gave notice of appeal to the District Court.

A JURY CONUNDRUM.—How to get a jury is one of the conundrums of the day, none the less difficult because it is so frequently solved; in fact it grows harder at every new case. People every day read the newspapers, and consequently become disqualified from serving as jurors. The reading of newspapers lessens the number of fools, and as, according to existing law, only that class are eligible, long is the delay in completing the panel. The recent bill introduced into the New York Legislature, providing that previous formation or expression of opinion shall not disqualify a person from jury service, provided he swear that he will render an impartial verdict according to the evidence, is every way commendable.—*Philadelphia Press.*

There is no difficulty at all in getting a jury in Utah, as things go. The judicial policy here is to pick up known or supposed enemies of the accused, and exclude all others. With such a policy it is as easy as sin to "get a jury," and, more than that, conviction is a dead sure thing too, when the case is fairly going.

FROM WEDNESDAY'S DAILY.

ADMITTED TO THE BAR.—Mr. S. J. Jonasson, of the firm of Clayton & Jonasson, was yesterday admitted a member of the bar of Salt Lake.

CHICAGO RELIEF.—The first special report of the Chicago Relief and Aid Society is a pamphlet of sixty-four pages, stating sums received and disbursed from Oct. 14 to Nov. 18, and giving other relevant information. The ledger statements to Nov. 13 inclusive showed the total of the donation fund to be \$2,485,884.45, of which \$189,864.93 was cash in hand, and \$1,800,559.26 was deposits in banks. The credits to Nevada and the Territories for the time mentioned are

Colorado	\$12,653 53
Nevada	1,505 83
New Mexico	1,495 50
Washington	600 00

The statement for Utah within the same period is as follows—

[Salt Lake City.

Oct. 18, Citizens, by D. H. Wells, Mayor, \$12,000.00.

Nov. 4 " add'l " " \$2,776 46.

Ogden City.

Nov. 14 Citizens, by L. J. Herrick, Mayor, \$604 65.

THE TRAINS.—The following dispatches, received last night, indicate the condition of the U. P. road:

Ogden, 20, 6:30 p.m.—The trains bound west have left Rawlins, and no obstruction is reported west of there. They are expected to be at Bitter Creek about 7 p.m., and here about 8 or 9 to-morrow morning. There is a large number of first-class California passengers on board. The trains which left here on Sunday, Monday and to-day will get through without much detention. The weather is fair along the entire line.

Rawlins, 20, 7 p.m.—Three passenger trains and one freight arrived this p.m., and left for the west about six p.m. Two more passengers and several trains will be here from the east to-night. The road is reported clear east and west, but some trouble is expected from the track washing out west. The weather is warm and the snow is fast disappearing.

Ogden, 20, 7 p.m.—Three passenger trains are expected at Ogden about 8 a.m.

COURT EXPENSES.—There has been considerable said of late, in distant papers, both east and west, concerning the non-payment of court expenses in Utah, and the difficulty or rather impossibility of obtaining the means to run the Federal courts. The censure for this state of things is very generally dealt out to the legislature of the Territory and to the "Mormons." The reason why the censure is heaped upon those bodies, is that persons, who know better, have a selfish interest in misrepresenting the situation in Utah. In consequence of these and other representations, our exchanges usually speak of the situation as the "Mormon Problem," the "Utah Muddle," the "Mormon Imbroglia," whereas, so far as the "Mormons" are concerned, there is neither problem, muddle, nor imbroglia in the matter, as represented.

The situation here is easy enough to be understood. For all the difficulty, real or pretended, that there is in carrying on the courts in Utah, the Federal judiciary, by its mal-administration, is wholly, solely and entirely responsible and censurable. For all the difficulty, real or pretended, that exists in carrying on the courts in this Third Judicial District, Judge McKean, by his extra-judicial course, is wholly, solely, and entirely responsible and censurable.

As stated in many of our exchanges, it is entirely false that the Legislature fails to make provision for the expenses of the courts. The Legislature has provided sufficient means for that purpose, and has appointed a competent officer to disburse that means, according to law. The difficulty is that Judge McKean disregards the law, ignores the law, tramples it underfoot, and wants to obtain from the Territory the means to run his court contrary to law, which is a very inconsistent, if not impeachable, thing in a judge.

Judge McKean, contrary to former custom, contrary to law, contrary to reason and justice, contrary to the very A B C of republicanism, rules out all Territorial officers in the District Courts, though sitting on Territorial business. He rules that the courts are wholly and solely United States courts, run wholly and solely by United States officers, and that all that the people of the Territory have to do with them is to furnish halls for courts to sit in, go up and be tried therein, and furnish the means to run them, asking no questions upon pain of being ruled out as enemies of the government.

Such extraordinary courts never having been contemplated by the Territorial Legislature, of course no means was provided by the Legislature to run them. Such extraordinary courts never having been contemplated by Congress, of course no means was provided by Congress to run them, notwithstanding that if they were, as Judge McKean rules, wholly and solely United States courts, to be run wholly and solely by United States officers, they therefore logically and justly should be paid for wholly and solely by the United States. Indeed it would have been a matter of impertinence on the part of the Territorial authorities, if they presumed to offer to pay the expenses of Judge McKean's court, after he had declared it to be, soul, body and unmentionables, a United States concern, in contradistinction to its having anything of a Territorial nature in its composition. And the people of Utah are so anxious to be on good terms and in harmonious relations with the Federal government, that they could not presume to think for a moment of endangering those relations by offering to pay the expenses of United States courts, contrary to the law made and provided.

The great mistake which Judge McKean made, was in thinking and in announcing that he came to Utah to fight "Mormonism," instead of to execute the law and justice. That is the thing which has run him off the track, and it will run any judge off the track who adopts such a policy. It will carry him right into the middle of the imbroglia, and land him in the middle of the muddle, where he can sit and endeavor at

his leisure to solve the vexed problem which he has thus foolishly created.

For the \$20,000, more or less, liabilities which McKean's court is represented to have incurred, Congress is not legally nor morally responsible, infinitely less is this Territory legally or morally responsible for it. For all these expenses, Judge McKean himself is wholly, solely, and entirely responsible. Out of his pocket should they be paid.

These illegally incurred expenses, and the expenses to which he has illegally put many of our citizens, will heap up against him a bill, which, when presented to him for payment before the bar of justice, will swamp him and his for ages.

[SPECIAL TO THE DESERET NEWS.

By Telegraph.

HOUSE.

On motion of Sargent, the Attorney General was requested to furnish information concerning the civil and criminal cases now pending in the U.S. Courts in Utah, and as to jurors and expenses therefor.

GENERAL.

SIOUX CITY, 21.—Rumors have been circulated here for some time with regard to the discovery of gold in the Black Hills, on White Earth river, near Spotted Tail's reservation. A gentleman of undoubted veracity, a resident of Dakota, has just arrived here, from up the river, and says that large quantities of gold have actually been discovered in the bed of Ice Creek, a small stream flowing into White Earth river, about 200 miles above Fort Randall. He brings several specimens, all of which are universally rich, and it is believed the mines will rival any yet worked in this country. Several prominent frontiersmen have organized a company, and with openings spring will carefully prospect the region. White Earth river is in the vicinity of the Big Horn, where the expedition organized at Cheyenne last season expected to find precious metals.

COUNCIL BLUFFS, 21.—The last span of the railroad bridge across the Missouri at this point was completed yesterday p. m. The permanent trackway on the bridge will be finished to-day. It is the intention of the U. P. road to commence crossing with freight and passenger cars to-morrow.

FOREIGN.

LONDON, 19.—The boiler of a factory in St. Helens, Lancashire, exploded this morning, wounding and killing many persons.

PARIS, 19.—Three generals of the late emperor are leaders of a conspiracy to disperse the assembly by force and take possession of the government. In consequence of this the Belgian frontier is carefully guarded, and no one is permitted to cross into France without a passport.

There was a slight demonstration at the house of the Duke d'Aumale on Sunday, and some arrests were made. It is said the affair was incited by Bonapartists.

LONDON, 20.—The companies operating the existing cables between Europe and America have agreed, it is said, on a basis whereby the French company will lay another.

Gladstone comes out in a letter, which is published in all leading English journals, in which he explains his position relative to the Alabama claims question. He denies having used expressions offensive to the United States government.

It is thought that England may repudiate the Washington treaty, but it is not believed that the question at issue will result in war between the United States and Great Britain.

The London Telegraph says the Washington treaty, as interpreted by Americans, is an unconditional surrender—one that is only extorted by victory at the point of the sword, and Englishmen in every section of England are opposed to acceding to it in the American sense.

ROME, 20.—It is reported that on Sunday last the Pope signed a decree convoking the Ecumenical Council. The place of meeting will be in Malta or the

Tyrolas shall be hereafter decided, and when the council meets the Pope will leave Rome.

ADMINISTRATOR'S NOTICE.

HAVING been appointed by the Probate Court of Salt Lake County, Administrator of the estate of Bradford Leonard, deceased, notice is hereby given to all persons indebted to said estate to come forward and settle immediately, and those having claims against the same to present them for adjustment without delay.

R. J. GOLDING,

Administrator.

Office, Room No. 1 Court House.

Salt Lake City, Feb. 19, 1872. w32w

UNITED STATES LAND OFFICE,
SALT LAKE CITY, Feb. 10, 1872.

To Thomas S. Swainfield, Take Notice:

Complaint having been made at this Office by Fergus Lester that you have abandoned homestead entry No. 124 for N $\frac{1}{2}$ of S W $\frac{1}{4}$ and Lot 3 of Sec. 12 Township 28 S 1 W, you are hereby summoned to appear at this Office before the Register and Receiver thereof, upon the 12th day of March, A. D. 1872, at 10 o'clock a. m., and show cause why your said entry should not be cancelled.

GEO. R. MAXWELL,

Register.

w24t

FOR SALE, A RANCHE, \$200.

SITUATE six miles north of Oxford, Cache Co. Plenty of good range, good farm and hay land on the premises. A good spring for house purposes and irrigating, with dams for fish-farm, water ditches, etc. A house and corral. For particulars apply to

A. P. WELCHMAN,

Oxford, Cache Co.

w32

EXECUTOR'S NOTICE.

THOSE persons who are owing the estate of William Lloyd, deceased, are hereby requested to settle their indebtedness forthwith, and all persons having claims against the estate will present the same for adjustment and settlement to the Executor.

W. H. CRAWFORD, Administrator.

Washington, Utah, Jan. 1, 1872. w521m

FOR SALE!

ITALIAN BEES! guaranteed in good condition, at \$20.

Also, OHIO IMPROVED CHESTER WHITE, ENGLISH BERKSHIRE and MORGAN PIGS, at less than States prices. Send orders for bees as soon as possible to R. L. Campbell, Salt Lake City, or to the undersigned, as I contemplate going East in February. For particulars apply to WM. D. ROBERTS, Provo City, Utah Co. s51 w41 t

ESTRAY!

THE undersigned has found on the range, a Black Pony Mare, four years old, with a pair of blankets strapped on and blind bridle and small cotton cord on her neck, a white strip on the forehead and shod all round, brand on the left shoulder, not legible. The owner will please prove property, pay charges, and take her away.

LEVI B. HAMMON,

Heoperville, Davis Co.

w23

NOTICE!

TO WHOM IT MAY CONCERN. That cash entry No. 2526 for the Townsite of Harrisburg, Washington County, Utah Territory, made February 10, 1872, embracing the S W $\frac{1}{4}$ of the N E $\frac{1}{4}$ and S E $\frac{1}{4}$ of the N W $\frac{1}{4}$ and the N E $\frac{1}{4}$ of the S W $\frac{1}{4}$ of Sec. 23, Township 41, South of Range 14 West, containing 120 acres, has been made in trust for the inhabitants thereof and is now ready to be disposed of in lots to any person or persons entitled thereto. All persons claiming to be owners or possessors of any portion of said entry will take due notice and make the application as provided in the statutes of Utah.

Salt Lake City, Feb. 10, 1872.

w32m

WM. SNOW, Probate Judge.

SEALED PROPOSALS.

WILL be received by the County Court of Utah County, U. T., until 4 o'clock p. m., of Saturday, March 2d, 1872, for furnishing the bricks, sand, lime, finishing lumber, lath, nails, hardware, &c., required in the erection of the County Court House at Provo City; also for the mason and carpenter work, plastering, painting and other labor required in said erection.

The building to be 50 feet square, two stories high. Hip roof, with observatory in centre. Portico over the front entrance with Ionic pillars and finish. To be built and finished on the foundation now completed, and as per plans and specifications at the County Clerk's Office, Provo City.

Bids to be directed to the County Clerk at Provo, and be endorsed, "Proposals for Court House," and be accompanied with the names of good and sufficient sureties.

Bids will be considered for the whole or in part. The Court reserving the right to reject any and all bids.

The whole building to be completed as shall be prescribed by the County Court at its March term 1872.

Payments to be made, one third in cash, one third in grain at such rates as the county receives it, and one third shares in Provo Woolman Factory. Provided, that the County reserves the right to pay cash in lieu of grain for the one third payment.

By order of the County Court.

L. JOHN NUTTALL, County Clerk.

Provo City, February 8, 1872. d673 w22