DESERET EVENING NEWS.

TRUTH AND LIBERTY.

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THE EVENING NEWS

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Sell dry goods, groceries, hardware, glass and crockery ware, and merchandise generally, wholesale and retail.

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Sell dry goods, groceries, carpets, hardware, crockery and glassware, boots and shoes, hats and caps, lumber and field seeds, and all sorts of general merchandise, wholesale and retail.

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NOTICE.

In the Probate Court in and for Salt Lake County, Territory of Utah.

Mary Jane Butler, Plaintiff, against Edward Butler, defendant. } In Divorce.

The People of the Territory of Utah.

To Edward Butler, defendant, greeting: You are hereby summoned to appear in an action brought against you, by the above named Mary Jane Butler, Plaintiff, in the Probate Court in and for the County of Salt Lake and Territory of Utah, and answer the complaint filed therein, within ten days (exclusive of the day of service) after the service on you of this summons, if served within this County, and, if not within this County but within the Third Judicial District of the Territory of Utah within twenty days; otherwise if within the Territory within forty days, or judgment will be taken against you by default according to the prayer of said complaint.

This action is brought to obtain a decree from this Court dissolving the bonds of matrimony existing between this plaintiff and you, and cost of suit.

(SEAL.) In witness whereof, I hereunto set my hand and seal of said Court, in Salt Lake City, this 15th day of May A. D. 1878.

D. McKEOWN,
Clerk of Probate Court, Salt Lake County, U. T. d151

"Y DRYCH,"

(The Mirror.)

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AGENTS YN SALT LAKE.—Dafydd Jonesaidd ac Richard at Miller & Co., Newsdealers, opposite Theatre, Salt Lake City, Utah, ydyw y blaenlaf, ac fa pwsh Lyfr Newydd Gwerthfaur, 224 o dudalenau, yr enw "Y TRYSOR TEULUAIDD," yn wobr. ds

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Rev. Dr. J. P. Newman

On the Subject,

DOES THE BIBLE SANCTION POLYGAMY?

Held in the New Tabernacle, Salt Lake City, August 13th, 15th and 16th, 1870,

To which is added the Correspondence prior to the Discussion between the Rev. Dr. J. P. Newman and President Brigham Young. Also

DR. NEWMAN'S MARGINAL LAW

—AND—

THREE DISCOURSES

On the same subject, by

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Last Night's Dispatches.

EASTERN.

Sherman Answers Potter's Letter.

WASHINGTON, 9.—Secretary Sherman, under date of July 8th, answers Representative Potter's letter of July 1st. He says that since Potter's letter, refusing to accept evidence regarding the intimidation, was written, that his committee had apparently decided to take such evidence, and has examined E. L. Weber on that point. He claims the right to prove that violence did prevail, when the committee thus seeks to prove it did not; the right to prove that the protests made against the validity of the election were correct when the committee brings evidence of their falsity. He is willing to have the testimony of previous committees on this point adduced as evidence or to have the testimony given anew. He protests against the examination of Weber, as no member of minority was present to object to the questions asked, and as his counsel (Shellabarger) was denied the privilege of cross-examination, Weber was asked leading questions and allowed to give common rumor and inference based thereon against him (Secy. Sherman) and other government officers and representatives. He denies that he had published his private letters intended for Mr. Potter, except that he did make public his tender of the testimony several weeks after it was written, and had been withheld while Morrison's reply was published. He asked that all the documents now go in the *Record*. He adds that he is ready to repel the charges against him, and has given Shellabarger a list of witnesses he desires to be summoned.

The Eight Hour Law.

The following is the substance of the opinion of the Attorney-General on the eight hour law given to Secretary Thompson. By a circular issued from the navy department, under date of March 21st, 1878, it is announced that the department will contract for the labor of mechanics, foremen, leading men and laborers, on a basis of eight hours a day work, but that all workmen elected to labor ten hours will receive a proportionate increase in their wages. The inquiry really suggested by you is whether this circular accords with the meaning and intent of section 3,738 of the revised statutes, which declares that eight hours shall constitute a day's work for all laborers, workmen and mechanics who may be employed by or on behalf of the government. In view of the decision of the supreme court, I am of the opinion that the circular of the navy department, March 21st, 1878, is in accordance with section 3,738, revised statutes, which embodys what is commonly known as the eight hour law. Very respectfully, your obededient servant,

CHAS. DEVENS,
Attorney-General.

The Yearly Issue of Stamps.

During the twelve months ending Jue 30, 1878, the issue of ordinary postage stamps by the Postoffice Department amounted to $19,468,618 as against $18,181,676 the preceding year. The issue of newspaper stamps increased from 1,000,605 to 1,093,845; the issue of stamped envelopes and wrappers from 4,616,932, to 4,905,774, and the issue of postal cards from about 170,000,000 to 200,063,000. The total amount of increase in the issue for sale to the public was $1,975,169 or 7¼ per cent. as compared with the previous year.

Disastrous Fire.

BUFFALO, 9.—The fire which broke out this morning in E. & B. Holmes, barrel factory, cooper shop and machine works, entirely destroyed those buildings. The fire burned over a tract of one quarter of a mile in length and nearly one-eighth of a mile wide, sweeping away ten tenement houses and stores, and the old forge works of Drullard & Hayes, used for storage purposes. The course of the fire was checked by burning to the water's edge of the Ohio basin. Total estimated loss $150,000; insurance $90,000.

Wool Market.

PHILADELPHIA, 9.—Wool firmer, and improved in demand. California fine and medium 20 @ 25, coarse 18 @ 24.

The Fitzjohn Porter Case.

WEST POINT, 9.—General Longstreet was a witness in the case of General Fitzjohn Porter, to-day. He testified that General Jackson's force, on the 28th of August, was about 22,000 men, and he was east of Thoroughfare Gap, and Longstreet was at Thoroughfare Gap with 25,000 men, divided into divisions of three brigades each. There were two battallons of artillery and several batteries, but there was no regular artillery organization. The troops were marching to the support of Jackson, on the afternoon of the 28th. Three brigades got through Hopewell Gap that night, and the federal forces on the east of the Gap abandoned their position. Witness and the troops then took the direct road to Gainesville, and then straight to Jackson's command, marching three miles an hour after the artillery firing was heard, and reaching supporting distance to Jackson at 9 a.m. There was no cavalry with Longstreet, but all the cavalry of the army was with Jackson.

All of witnesses' troops were in position by 11. The troops under Anderson were along the Warrenton Pike 4,000 or 5,000 strong, and joined Longstreets' forces at dark. He knew of no terrific battle raging that day from daylight till after dark. Because of the woods in front of him he thought his position a good one for defence. In view of the impenetrable woods it would have been very hazardous for General Porter to take his command around the road to Groveton, and if he had attempted it his force would have been broken up. Gen. Porter's position checked the forces of witness till it was too late. If Gen. Porter had attacked that day, any time after 12 o'clock, the forces of witness would have annihilated him, for the federal lines were than too much extended and disjointed. If Porter had made an attack on him on the 29th, he could have held him without drawing from the rest of the army.

Mysterious Murder.

LEAVENWORTH, 9.—Henry Arnold Gessler, an eccentric and wealthy young Englishman, was found dead in the streets this morning, bearing marks of a scuffle, and foul play is suspected. He has drawn an annuity of $8,000 from England, but nothing is learned of his parentage or early life. He has been living here for three years, and until lately lived a dissipated life, but had just reformed. The whole affair is one of mystery. He has a brother in Australia and a sister in Germany.

Pardons Granted by Prest. Hayes.

CHICAGO, 9.—The *Tribune's* Washington special says: Examination shows that the pardons granted by President Hayes have been less than those by President Grant for the same period of time, and the pardons have been to less serious offenders. It appears that the President has not pardoned the notorious ballot-box stuffer Eph. Holland, of Cincinnati, but that a pardon was issued by the President on condition that Holland serve out his sentence in the county jail instead of in the penitentiary, so that he might give valuable testimony. This was construed into a pardon by some oversight, and Holland is now free and working hard for republicanism in Ohio.

A Bad Reputation.

A German named O. Quitman, now resident here, but formerly a tradesman in East Feliciana, has been interviewed by the *Tribune*. He knows both the Weber's well. Without going into any particulars Mr. Quitman desired to add his testimony to the general belief that E. A. Weber, Potter's witness, is a liar of the most unrestrained character. Down where he lives, when at home, Mr. Quitman said, it would be difficult to find a respectable person who would believe Weber under oath. Weber's brother Daniel was sheriff of Bayou Sara at one time, during Quitman's residence there, and the latter individual, on one occasion, saw him head a gang of drunken roughs in the pillaging of an inoffensive German's store, the poor man's entire worldly property being carried off or destroyed by marauders. Both the Weber boys were quarrelsome and vindictive, and nothing seemed to please them so much as to be trying to raise trouble between the white and colored people. In general they were an exceedingly bad lot, and not the slightest confidence should be placed in anything the gentleman, now at Washington, should take it upon himself to say.

Narrow Gauge Railroad Convention.

CINCINNATI, 9.—The executive committee, having in charge the coming narrow gauge convention, which meets in this city on July 17, are making preparations for a large attendance. Letters from all points of the United States and Canada are received, showing the interest in the question of the narrow gauge lines. The committee cordially invited all persons interested in railroad facilities and cheap transportation, inventors, manufacturers and dealers in railway supplies, to attend.

Fatal Affray Between Base Ballists.

ATLANTA, 9.—In a game of base ball yesterday, an altercation occurred between William Lawshe and Samuel Venable, and while Lawshe had Venable on the ground, Carl Mitchell, a boy 16 years old, a friend of Venable, came up with a bat and struck Lawshe two terrible blows on the head, resulting in his death to-day.

WESTERN.

The Indian Uprising—Gen. Howard's Forces Battle with the Hostiles—Defeat of the Indians.

SAN FRANCISCO, 9.—A dispatch received at the army headquarters here from General Howard, dated Head of Birch Creek, July 8th, says: He found the Indians in force on the heights near the head of Butter Creek.

He advanced two companies, one under Throckmorton, consisting of two companies of artillery, one of infantry, and a few volunteers, and another under Bernard, consisting of seven companies of cavalry and 20 of Robbins' scouts. Howard accompanied the latter column. Bernard's scouts notified him of the vicinity of the hostiles, when the cavalry moved forward at a trot over three foot hills, each over a mile in ascent.

The Indians were strongly posted on the rocky crest. One company was left with the pack train, the others deployed and advanced handsomely under a heavy fire. The ascent is described as steeper than at Missionary Ridge, but not a man broke the ranks, though several saddles were emptied and many horses killed. The enemy were driven from their position to another height in the rear of the greater elevation, which was crowned with natural defences of lava rocks.

In 20 minutes this position was also stormed from different sides at once, and a rapid pursuit commenced of the flying Indians, who abandoned horses, provisions, and camp material. The hostiles made for the thick timber crowning the Blue Ridge and made another stand, but were again dislodged and pushed four or five miles further into the mountains. The rough country and the great exhaustion of men and horses caused a cessation of the pursuit for to-day.

In this engagement five enlisted men were wounded and about 20 horses killed. It is impossible to state the loss of the enemy. Their women and children and best horses were moved before the fight began, apparently in the direction of the Grande Ronde, and the hostiles fled in that direction. The officers and men behaved in the best possible manner throughout the affair.

Monarch of All They Survey.

A Silver City dispatch says: A dispatch to the *Avalanche*, from John Day Valley, speaking of the recent depredations there by savages, says the latter are monarchs of all they survey. The area of territory now invested by them embraces some 4,000 square miles, combining all the natural facilities for a prolonged war. There are hardly 800 people in Canon City, and less than 100 of the male population is armed. The main street of the town is within easy range of the surrounding eminences, which afford numerous points of vantage for an attacking party, and the whole village is completely at the mercy of an inconsiderable number of savages, were they disposed to sack it. The terror-stricken inhabitants have taken refuge for several days in a huge tunnel, built for mining purposes, which afforded the only safe retreat in the place. John Day Valley, in the immediate vicinity, is about 65 miles long, and the greater portion of it has been completely devastated by savage hordes. In all of the engagements that have occurred the savages outnumbered the volunteers four to one. Even when Howard gets up, his forces will be wholly inadequate to cope successfully with the savages.

Chief Moses' Restless Spirits—The Indians Repulsed by Howard—Capture of Stock, etc.

A Portland dispatch has the following: A dispatch, just received here from Wallula, under date 9th, says; Yesterday afternoon, just after the passage of the train from Walla Walla to this place, a band of 60 Indians crossed the railroad about six miles from this place, all well armed. They professed great friendship for the whites and claimed to be Moses' Indians, sent to aid in fighting the hostiles, but few people here believe their story and think them some of Moses' restless spirits going to join the hostiles.

Last night some five or six families arrived from Lower Yakimi having been notified by a friendly Indian to leave the country as the hostiles were expected to cross the Columbia and raid the whole region.

The following was received from Pendleton: General Howard left Pilot Rock at 6 a.m. on July 8th, going towards Willow Springs. Scouts report to Howard this morning, that there were about 250 Indians at or near Willow Springs, and Howard pushed forward to meet them, probably ere this has engaged them.

The following is from Umatilla, 9th: A letter received from Pendleton, July 8th, by Governor Chadwick, says:

General Howard attacked the Indians at Beasley's mill. The hostiles were about 400 strong. Howard repulsed them three times, and is still fighting. He captured from 400 to 500 head of stock together with provisions and ammunition. Fifteen were wounded, two mortally.

(Signed) J. B. KEENY.

JOE BARKER,

CUTLER, LOCK AND GUNSMITH

SAWS SHARPEND, STOVES REPAIRED, GUNS RESTOCKED, Etc.,

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In all cases of Scrofula,

CANCERS, FITS, RHEUMATISM, Chronic and Acute, WORMS and WORM FEVERS, consult

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MOTHERS!

Do you want to see your boys' clothing nr and look well? If so, patronize

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FIRST SOUTH STREET, a few doors West of Theatre,

Who is prepared to make up Clothing for Gentlemen, Youths and Boys, at unusually Low Prices, and guarantee fits.

Call and See him, and give him a trial. d98

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For further particulars inquire of

JAMES DUNN, Supt.,
Provo City.

Or JOHN CUTLER, Agent,
Salt Lake City.

LAND.

THE BRETHREN who desire to file on Land, or who wish to make final proofs, or whose patents are delayed, or who are about to make cash entries, or who have contests on hand, or who have anything to do with the U. S. Land Office in any manner whatever, will do well to consult CHAS. W. STAYNER, Attorney and Counselor-at-Law, Salt Lake City, who practices before the Land Office and in all the courts. Office immediately north of Salt Lake Herald, next door south of Squires' Barber Shop.

Reference by permission to Hons. Lorenzo Snow, Erastus Snow, A. O. Smoot, W. W. Cluff, L. John Nuttall and others.

ESTABLISHED MAY 1, 1876.

FASHION!!

PUNCTUALITY!

ECONOMY!

GENTLEMEN

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We keep a select stock of Woolens, and our prices are reasonable.

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Choicest Wines and Kentucky Whiskeys, which we guarantee pure, and the best that can be obtained for the prices. Suitable for family use and country trade. Call and examine.

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One and a half Blocks East of Main Street,

BUILD ALL SIZES OF FARM AND SPRING WAGONS,

Fully Warranted for One Year.

Repairing in Woodwork, Blacksmithing, Painting and Trimming.

Satisfaction Guaranteed. Prices Reasonable.

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ADMINISTRATOR'S NOTICE.

In the Probate Court in and for Salt Lake County, Territory of Utah.

In the matter of the estate of JOSEPHINE DE LA HARPE URSENBACH, deceased.

To the Creditors of the Deceased:

ALL PERSONS having claims against the said deceased are hereby required to exhibit them, with the necessary vouchers, within four months after the first publication of this notice, to me, the undersigned, at my office, at the County Court House, in Salt Lake City.

THEO. MCKEAN,
Administrator with the Will annexed.

d162 June 8, 1878.

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Good Lime,

Call at my Depot, Opposite

WARM SPRING BATH HOUSE.

I sell as cheap as at any of the kilns, and guarantee the very best in the market.

d156 J. BURNS.

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This Desk is made in five sizes—both single and double—with a Broad, Stationary Top with deep book box, closed at the ends, securing the books from dust—a curved back, and curved folding seat, with friction hinge that is perfectly Noiseless.

The Seat and Back are so curved as to form a perfect sitting.

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