

FROM WEDNESDAY'S DAILY, JULY 13.

**C. Balmforth Arrested.**

A man named Charles Balmforth, of this city, was arrested to-day on a charge of unlawful cohabitation. He was taken before Commissioner Norrell, and an examination commenced. After hearing the testimony of two witnesses, whose evidence amounted to but little, the case was continued till to-morrow.

**On the Way Home.**

Elder Joseph Thorup, who has been laboring in the Southern States as a missionary for nearly two years, and whose illness was made mention of a couple of weeks since, has been released to return home. The following dispatch was received yesterday by his brother, John T. Thorup, of the First Ward:

CHATTANOOGA, Tenn.,  
July 12, 1887.

Joseph Thorup left to-night. Will arrive in Salt Lake Friday evening. Is somewhat better and able to make the trip.

**About the Last.**

A letter dated Menan, Idaho, July 2nd, signed "Amos," reached us this morning. It states that a few days previous to its date:

"Deputy Hobson came from Eagle Rock and arrested Dudley Chase of Louisville, four miles south of here, charged with unlawful cohabitation. He was taken to Blackfoot and gave bonds to appear at the October term, at Blackfoot. Mr. Chase has a family living in Louisville and it is said he has another living some where in Utah."

"This is about the last of this class of offenders in the Bannock stake, and the moral atmosphere on the 'Mormon' side is now quite pure, as their enemies are compelled to admit. Now if the reformers here would just straighten out the other side a little, fair minded people would begin to think that there is at least a shadow of fairness in their doings."

**THE NOMINATIONS.**

**More Candidates Named by the People's Party for the Legislature.**

In the Second Council District Convention, yesterday, at Brigham City, C. F. Olsen, of Hyrum, Cache County, was nominated by the People's Party for the Legislative Council.

The Fourth Council District Convention was held at Coalville, Summit County, yesterday. The delegates from the First Precinct of this city, returned last evening. Le Grand Young, Esq., of this city, was nominated as Councilor in the Legislative Assembly.

In the Eighth Council District, the People's Party Convention placed in nomination A. O. Smoot, Jr., of Provo, for the Legislative Council.

The Ninth Council District held its convention at Springville, Utah County, yesterday afternoon. John Wimmer, Esq., of Huntington, Emery County, received the nomination of the People for Councilor.

The Twenty-second Representative District Convention, on Saturday, was held at Beaver, and nominated Hon. P. T. Farnsworth, of Beaver, for Representative.

The Eighteenth Representative District has placed in nomination Hon. Abram Hatch, of Heber City, Wasatch County.

The Sixteenth Representative District will be represented by Hon. S. R. Thurman, of Provo, who has been nominated by the People.

The Fifteenth Representative District Convention met at Spanish Fork, and nominated Hon. Wm. Creer, of that place, for the Legislature.

In the Fourteenth Representative District the banner of the People's Party will be carried by Levi P. Heim, Esq., of Mill Creek, who was nominated on Saturday.

The Third Representative District Convention, held at Brigham City, nominated Hon. Rice H. Jones, of that city, for member of the Legislature.

The Second Representative District will send Hon. Joseph Howell, of Wellsville, Cache County, as its representative, he having been nominated by the Convention there.

FROM THURSDAY'S DAILY, JULY 14.

**At Home.**

Yesterday afternoon, Brother Henry Reiser, of the Sixth Ward, was released from the penitentiary, where he has served a term for living with his wives. His fine, which amounted to \$343.75, was paid. His health has been good, and he rejoices at once more having his liberty.

**Pleaded Guilty.**

Thomas Henderson, a resident of Emigration Canon, was brought before Commissioner Norrell last evening on a charge of unlawful cohabitation. He pleaded guilty and was released on \$1,000 bail to await the grand jury's action.

**American Fork Items.**

Charles Dean, one of the parties arrested at American Fork for selling beer at the Lake was fined by Justice McNeil \$90. He took an appeal to the District Court. Judge Zane refused him a writ of habeas corpus.

The party who was arrested for gambling was tried Tuesday. An alibi was made and the defendant discharged.

**Information Wanted.**

John Gould left his home in Spanish Fork, Utah, about the 4th of February last. He is a coal miner by trade, and started to go to Iowa to get work. No word has been received from him since his departure, and it may be that he has gone north instead of east. Any information concerning him will be gratefully appreciated by his wife, Mrs. Elizabeth Gould, 621 First West Street, Salt Lake City, Utah.

Papers in Idaho, Montana, Colorado and Iowa, please copy.

**Sick and In Prison.**

Of the "Mormons" now suffering imprisonment in the Utah penitentiary for conscience' sake, two are now sick. These are Solomon A. Wixon, of Butteville, and Andrew W. Cooley, of Brighton. The first named is suffering from dyspepsia, and is in very poor health. The latter is afflicted with diabetes. The disease caused him great suffering, and has assumed a very serious aspect. The term of both brethren will expire in a short time.

**Tardy Mails.**

In the News of yesterday appeared a portion of the contents of a letter dated from a town in Idaho, which should have reached this city within from one to three days after its date, but was ten days on the way. To-day a letter comes to hand from Pleasant Valley, which has been eight or nine days on the road, when it should have come in one. The foregoing statistics are respectfully submitted to the proper postal authorities.

**Enjoyed Themselves.**

A letter from Evan S. Thomas, dated Pleasant Valley, July 5th, informs us that on the Fourth, the upper portion of Pleasant Valley Ward met together about a mile and a half above the mines in the cañon, to the number of sixty, to spend the day. Tables were set and loaded with the bounties of life, of which all freely partook; after which a good programme was rendered, embracing singing, speech-making, reciting, etc. At the close, all received ice cream, and left for home in wagons at a proper time.

**Le Grand Young Withdraws.**

Le Grand Young, Esq., who was nominated by the Fourth Council Convention for the Legislative Council, and who was the candidate of the People's Party in that district, has withdrawn his name from the ticket. The reason for Mr. Young's action is that the statute provides that a member of the Legislature should reside in the district he is to represent for one year prior to his election. Mr. Young has moved into the Fourth District within that period, and is therefore ineligible for the office. Another candidate has not yet been named.

**Home Hats.**

Goddard & Co., whose factory is on the Twentieth Ward bench, are doing a lively business in the manufacture of hats. They are competing successfully with eastern makers both with regard to quality and prices, a fact that is beginning to be appreciated. They have been gradually increasing their facilities, especially in the matter of machinery, until their establishment has become quite complete in its details. We learn from Mr. Richard Smyth, a practical hatter of long standing, that the firm are now able to obtain from the East a great deal of their felt material without being under the necessity of sending money out of the Territory. This is done by a process of exchange, in the shape of furs exported, the return coming in the form of other materials needed by Goddard & Co.

**Liberated To-day.**

This morning Brother Isaac Brockbank emerged from the penitentiary, having served a six months' term—less the time allowed for good behavior—and paid his fine of \$300 and costs. The offense of which he was convicted was unlawful cohabitation—living with his wives. He is in excellent health, which is remarkable in view of the fact that the heat in the prison is well nigh insufferable and the bunk-houses are infested with vermin, which roam over the hapless inmates in "shouts and nations." We are pleased to welcome Brother Brockbank back to liberty.

**An Educational Mission.**

This morning we received a pleasant call from Prof. Kari G. Maeser, who recently visited several counties south of this city in the interest of the Brigham Young Academy and of Latter-day Saint schools generally. The programme of his trip as published in the News last month, was filled, and in addition thereto Elder Maeser visited and held meetings in several towns in Millard Stake, being induced to do so by the urgent request of the Stake authorities.

Prof. Maeser reports a marked awakening to the value of Latter-day Saint schools in the places he visited, on the part of parents who desire their children to acquire a knowledge of and love for the principles of the Gospel, while pursuing secular studies. There is coming to be quite a demand for

normal graduates from the Brigham Young Academy at Provo, to fill positions as teachers in schools having the same system as the Academy.

**BALMFORTH'S CASE.**

**There was No Evidence to Justify the Prosecution.**

The examination in the case of the United States vs. Charles Balmforth, charged with unlawful cohabitation, was held before Commissioner Norrell to-day, Mr. W. W. Woods appearing for the defendant, and Assistant District Attorney C. W. Zane, who is acting during Mr. Peters' visit to Ohio, for the prosecution.

In this case the defendant married, in Ohio, in 1863, a Mrs. Hepworth, who had had a family by her first husband. Later he married one of her daughters, Hannah Hepworth, his present wife. In 1878 Mrs. Hepworth obtained a divorce from Mr. Balmforth in the Third District Court.

Upon the commencement of the preliminary hearing to-day,

MRS. MARY HEPWORTH was the first witness. She testified that she lived in part of defendant's house; she occupied it with her daughter, Mrs. Alice Decker and her children; defendant had never spent a night in that portion of the house since the divorce; witness had never recognized the obligations of wife to defendant; defendant's wife was named Hannah; she was witness's daughter; the occupants of the house were not one family; defendant was not recognized as its head nor did they go to meeting together; Mr. Balmforth and his wife and family occupied four rooms; the defendant never called at the part of the house occupied by Mrs. Hepworth and her daughter, Mrs. Alice Decker, except to deliver goods from the store; he never did anything to support either of them; he kept a small grocery store on Third South Street; Mrs. Decker rented her part of the house from Mr. Balmforth, and paid \$4 per month therefor.

On cross examination Mrs. Hepworth said Mrs. Decker belonged to THE CATHOLIC CHURCH;

when witness got a divorce she was living at her son Joseph's, and lived there several years after, until she went to her daughter's; since the divorce witness had not regarded defendant as her husband, nor had any relations with him.

Mrs. Hannah Balmforth was called as witness; she was married to Mr. Balmforth while her mother was his wife; Mrs. Hepworth had not lived with defendant for nine years; witness lived with defendant as his wife, and had done so ever since her marriage to him; there had never been but the one marriage ceremony between them.

To Major Woods—Mr. Balmforth introduces me as his wife; he has

NO OTHER WIFE.

Major Woods insisted that the relations existing between the defendant and Mrs. Balmforth were *prima facie* evidence that they were husband and wife.

The matter was argued pro and con by Major Woods and Mr. Zane, and the Commissioner ruled that the fact that parties are introduced into society as man and wife and entertain such relations, was sufficient to constitute a *prima facie* marriage.

Mrs. Alice Decker testified that she rented a portion of Mr. Balmforth's house, and lived there with her children and mother; the defendant was her sister's husband; he was not related to her in any other way; witness had not seen her husband for over three years; she had not been married to any other person since her husband left; her mother was under her care altogether, and did not look on defendant as her husband.

To Major Woods—My mother and defendant have never recognized the marriage relation since the divorce; I am a Roman Catholic.

In reply to the Commissioner,

MAJOR WOODS

stated that he was attorney for Mrs. Hepworth when she obtained a divorce from Mr. Balmforth; the divorce was absolute and in good faith; the attorney and costs broke Mr. Balmforth up in business at the time.

The Commissioner stated that there was no evidence to justify the holding of Mr. Balmforth on the charge against him and he was therefore ordered discharged.

FROM FRIDAY'S DAILY JULY 15.

**Diphtheria.**

A death notice elsewhere in this issue conveys the sad intelligence that a little son of James H. and Jennie Lee of the Seventh Ward has succumbed to that terrible malady of childhood, diphtheria. Two other children of the same family are down with the same disease, but they have been sent to a comfortable place away from home where their speedy recovery is hoped for.

**Hurt by Lifting.**

Last night Brother David Archibald of the Twenty-first Ward, was loading rock at the quarry in Red Butte Canon. As the storm was coming on he hurried and in lifting a large rock, felt something give way in his back. He started home, walking and driving his team all the way, as he feared riding on the load of rock would further injure him. It was believed that a small

blood vessel was burst, though whether or not the result will be serious has not yet been ascertained.

**From the North.**

Brother S. R. Parkinson, of Franklin, Idaho, came down from the north this morning. He is the last of the "Mormons" that have been sentenced thus far in Idaho, for unlawful cohabitation. On May 2d he was released from the Boise penitentiary, where he had served a six months' term; his fine was \$300. He speaks highly of the prison officers and says that they are kind and courteous in their treatment of the prisoners under their charge. The anti-"Mormon" feeling has subsided considerably in Idaho during the past few months.

Brother Parkinson says the people in the section where he resides are feeling well. The crops are in fine condition, and a rich harvest is expected.

**Water Question at Kanab.**

This afternoon Brother James L. Bunting, a member of the late Constitutional Convention, left for his home in Kanab. As our readers are aware, the people of that place have had much trouble during freshets in controlling the stream from which they obtain their water supply. So great has been the difficulty heretofore that it has been occasionally questioned whether it would not be advisable to abandon the settlement. While in the city Brother Bunting has procured for the people a quantity of pile-driving machinery, manufactured by Robert Croft & Sons, among the articles being a 1,200 pound hammer. It will be operated mostly by horsepower, and where this is impracticable, by hand. By means of these facilities large piles will be driven and other materials introduced in order to form what is called an apron for the dam. It is hoped in this way that the increased volume of water during freshets will be carried over the dam without tearing it out. The prospect is said now to be quite favorable for the solution of the Kanab water question, which has hitherto been the most formidable obstacle in the way of the progress of that otherwise progressive town.

**From the Junction City.**

A report comes from Evanston to the effect that the dead body of a young woman was taken out of Bear River yesterday. It was suspected that she had been drowned by a man who had betrayed her and who sought by murder to hide the evidence of his other awful sin.

A painful accident happened to Rodney, a 7-year old son of Postmaster Tyler, yesterday. He was playing with some children, when he fell and cut a frightful gash across his left leg, either with an old oyster can or a piece of glass, laying the bone of the leg open. Dr. Condon was called, who stitched and dressed the wound, making the little fellow as comfortable as possible.

Yesterday Registrar Stephens promised that, if no instructions to the contrary were received from the Utah Commission, he would post the notices regarding the proposed State Constitution. To-day, Z. Ballantyne, Esq., called on the Major to make final arrangements in the matter; when, strange as it may appear to those who are not acquainted with the Major, he positively and abruptly refused to fulfill his promise. He said he owed the People's Party nothing. Probably that fact annoyed him from owing himself and his word anything—even self-respect.

McDonough & Co. have purchased an eligible site for their gas works. The place is a portion of Doctor Condon's property, near the Iron Works. A large fish pond on the land will afford the gas company a fine water reservoir; and the D. & N. G. line, which runs directly across the track will give ample facilities for the delivery of the vast quantities of fuel which will be consumed at the works. Yesterday Joseph Jackson sold to McDonough & Co., 200,000 bricks with which to begin the buildings; and he is prepared to supply the remainder as fast as may be desired in the construction.—*Ogden Herald*, July 14.

**MUNICIPAL ELECTIONS.**

**Instructions Issued by the Utah Commission.**

Ordered, That the judges of election, appointed to serve in the..... precinct..... are hereby authorized and required to serve as judges of the municipal election, to be held in the city of..... 188.....

The presiding judge of election shall procure from the office of the County Clerk of the County Court, at the expense of the city, a certified copy of the last preceding registration list of the precinct in which said municipality is located, and if said list has not been filed with the County Court, he shall procure a certified copy from the registration officer of the county, and on the day designated by the city charter, shall proceed to revise said list as required by the city charter, and shall add thereto the names of persons, if any, who are otherwise qualified under the laws enacted by the Territorial Assembly and the laws of Congress, and under the ordinances of the municipality, to vote at such municipal election, and who have taken the oath required by law.

Said judges are hereby constituted a board of canvassers for said election in their municipality, and shall make returns thereof to the Secretary of the Territory, who is hereby authorized and directed to issue certificates of election to the persons who being eligible, appear by said returns to have been elected.

By order of the Commission,  
W. C. HALL,  
Secretary.

**MICHAEL CULLEN MURDERED**

**Shot and Killed in Cold Blood by Calton.**

Special to the DESERET NEWS.]

MILFORD, UTAH, July 15.—Michael Cullen, brother of Matthew Cullen, was shot and killed last night, about 7:30. He was in company with Andy Calton and Jerry Tibberty, going from Milford to Star Mining District, in a wagon. Mr. Calton claimed that Cullen checked him, whereupon he pulled his pistol and shot at him six times, while sitting in the seat, four or five bullets taking effect. Death must have been instantaneous.

The murderer claims he shot him after death had ensued. It is attributed to be the most cold blooded affair known. The prisoners are in charge of Sheriff Baldwin. They leave by stage this morning for Beaver.

**STRANGE DEATH.**

**A Boy Dies from a Slight Blow on the Head.**

On Wednesday morning last, Harry Edward George, son of Wm. H. George, of the Eleventh Ward, in company with his brother, William H., went to herd cows on the North Bench. During the day, William threw a small stone at one of the cows, and accidentally hit his brother, who was behind some brush, just above the left cheek bone. Harry cried a little, but soon seemed all right, and continued at work. In the evening he returned home and complained of headache, saying he was sick. He had his head bathed, took supper and went to bed, where he slept soundly until 5 o'clock in the morning. He said he felt well at that time, but on raising up wanted to vomit. He laid down again and slept for another hour, when he awoke, telling his father he felt all right. His parents, however, deemed it advisable to have him remain home for the day, which he did. He spent his time in and around the house till about 1 o'clock yesterday afternoon. At that time he complained of his head, and a few minutes after exclaimed, "Oh, I'm dying!" and fell, expiring about 2 o'clock. Medical aid was summoned, but nothing could be done.

The unfortunate little fellow was nine years of age on the 16th of March last. His death has plunged the family into grief. The funeral will be held on Sunday morning, at the Eleventh Ward meeting-house at 10 o'clock. Last evening Coroner Taylor was notified, but considered an inquest unnecessary.

**AN IDAHO FLOOD.**

**A Freshet Cuts a Channel Sixty Feet Wide.**

The Murray, Idaho, *Sun*, of the 9th inst. gives the particulars of a terrible flood caused by the breaking of a dam confining the waters of Blessom lake. This lake is on the eastern side of Bitter Root divide and a large dam was constructed last year where the lake overflowed, which spread water over many miles and held it there for the purpose of placer mining on Pritchard Creek. J. C. Campbell arrived at Murray on the evening of July 8th from Summit House, on the Thompson road. While he and a companion were camped, about noon, near the forks of the Thompson and Glidden roads, just as the stage from Murray came along, he heard a terrible roaring and took with all speed to the mountain. The stage driver, hearing the noise, unhitched his horses, secured the mail and drove to high ground. A moment after a flood of water came crashing through the forest, making a deafening noise took up the stage and carried it out of sight. The flood gradually increased for an hour, and small islands, with giant trees, still standing on them, were broken from the mountain side and swept down by the torrent. Nothing could withstand the force of the freshet, which cut a channel sixty feet wide through the cañon. The entire line of the Thompson road is along the course of the flood, and much anxiety is felt for the incoming coach and passengers. It is feared that the entire road is destroyed, and it is probable that Mountain City is swept away. A number of freight teams were known to be on the road, and it is feared they are all destroyed. The entire damage and loss will not be known for several days. The telegraph is annihilated for miles, and the mail will be interrupted for several days. When Mr. Campbell left for Murray the water was still running at a furious rate, and the huge pine trees which line the cañon were falling along the new made channel in perfect networks.

**Yesterday's Record Beaten.**

In the News of yesterday was given a record showing the speed with which the mails are occasionally carried 1