ENING NEWS of Bally, Bundays Mar AT POUR O'GLOCE.

HINTED AND PUBLISHED BY THE DESERET NEWS COMPANY CHARLES W. PENROSE, EDITOR.

onday, . December 29, 1884.

HE IDAHO RELIGIOUS TEST OATH.

WE publish to-day the full text of an anti-"Mormon" bill, which has passed the Idaho Legislature and received the signature of the Governor. It was in-troduced in the Council by H. W. Smith, and originally contained the

word "Mormon" in Section Three, re-ferring to "Mormon Plural or Celestial in relation to the passage through that Marriage." But that designation was town of Brothers Tenney, Kempe and stricksn out because it showed too Christofferson, on the way to the Delainly the real object of the bill, and troit Honse of Correction, having been stamped it as a measure specially aim-ed against a religious body. The words "and that I do not collabit with It will be remembered, as heretofore any woman not my lawful wife," were published, that conviction ensued introduced as an amendment by "Mor- without proof of marriage having been mon" members, and adopted after a adduced at the trial and the Court restruggle. The rejection of that clause would have exhibited in a glaring light the kind of morality that prompted the ment for three years and a half and s framing of the bill.

Taking the bill as it now stands, it ears on its face the unmistakable mark of special legislation against a religious society. It is intended to debar from office in Idaho, any and liberties and the prospect of the rigevery person belonging to the Church of Jesus Christ of Latter-day Saints, commonly called the "Mormon" The oath it prescribes is religious test, It is fram to prevent persons from holding office who believe in or teach certain tenets, or who, whether they believe them or not, belong to a Church which holds those tenets as part of its creed. This is invidious, partial, unjust and uncon-stitutional. It is plainly intended to operate against the members of one religious denomination and them alone. Article Six of the Constitution of the United States provides that:

"The Senators and Representatives hefore mentioned and the members of the State Legislatures, and all excen-tive and judicial officers, both of the United States and of the several States, shall be bound by oath or affirmation to support this Constitution, but no religious test shall ever be required as a qualification to any office or public trust in the United States." ptafive

"The Senators and Representatives efore mentioned and the members of he States and oldical officers, both of the Inited States and of the several States, shall be bound by oath or affirmation to support this Constitution, but no support this Constitution to any office or public is a religious test, frequires at life appropriately debued sum mary Howard. Not only does such a proceeding indicate an utter lack of many Howard. Not only does such a proceeding indicate an utter lack of nonvietged near the "Minimum" Church teaches the substitution, to be received as a religious tent and practised as a structure con-pony and obligation. Affor that the great body of the "Mormon" people t it in that light. The Utah Com- religion, the exercise of which it curhabit with any woman not my lawful wife. That I do not either publicly or privately teach, counsel, encourage or wife. That I do not either publicly or privately teach, counsel, encourage or advise any person or persons to enter into bigamous or polygamous relations or into the relation known as " Plural or "Celestial Marriage." That I re-gard the constitution of the United States and the laws thereof and of this Territory as interpreted by the courts as the supreme law of the land, and that I will support and uphold the same, the teachings of any order, sect or organization to the contrary not-withstanding, so help me God. Suc. 4. That the County Commis-sioners of each county shall execute the bond and take the oath herein prescribed, before the County Recorder of their respective counties, on the 21 day of January succeeding each general election, provided, that should that day fall ou sunday then they shall so qualify on the day next succeeding, and shall on the next judicial day succeeding their qualification, meet and organize by escibled, to each of said officers, and shall on that day accept the board shall administer the oath herein pre-scribed, to each of said officers, and shall cause them to subscribe the same. Sec. 6. If from any cause the county issioner should fail to qualify at the inter herein prescribed, and the relay pre-scribed to each of said officers, and shall cause them to subscribe the same. Sec. 6. If from any cause the county issioner should fail to qualify as the period of ten days after the time fixed, then it shall be the duty of the county issioner should fail to qualify as the period of ten days after the time fixed, then it shall be the duty of the county in five days after being metafied of their appoint a sufficient number of persons to constitute a full board of County Commissioners, who shall meet withe-in prescribed. placed them on the same basis as the in named is "as much an other three brethren, all of whom are nd substantial part of the Mormon" creed as baptism or resake. ntance for the forgiveness of sins The remark of Judge Howard to the and the like." effect that if the accused had been ille-The right to that or any other belief is guaranteed by the Constitution | gally convicted the courts were open for them to obtain redress, almost apof the United States. That is concedpears in the light of a malignant taunt, coming from a person who refused to admit the prisoners to ball pending an appeal to the tribunals to which he referred. This may who disgraces the ed by the most inveterate opponents of the doctrine and practice of poly; gamy. They say: "You Mormons may believe what you like. You may hold the rightfulness of marrying as indicial bench with his unsavory presmany wives as you please. But you must not carry your belief into actions cannot operate against belief, but it can operate against actions springing from belief." The article is pringing the United States principle is pringing the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United States principle is principle in the United States principle in the United Stat sentence pending a decision on appeal. Should the decree of the higher cour 3 stitution forbidding laws against "an establishment of religion or prohibitfavor the appellants, the appeal could only be of use to them so far as the ing the free exercise thereof," is conunexpired portion of the term of their strued to carry perfect freedom of nent is concerned, This faith but not of action. Even Governor Bunn, who has signed this bill, expointing by Sumner Howard to the pressed this view of constitutional liberty in his message. It is a poor, mis-erable, contracted and pusilianimous remedy provided in the courts is of a piece with his requesting the accused to state their reasons why sentence riew of liberty, but taking it for what should not be passed upon them and it is worth it goes dead against the then summarily preventing them from test oath in the Idaho bill. For that is doing so. He magnanimously intidesigned to bar men from office for mates that the courts are open to af-their bellef. Nay, it goes further than ford redress for any legal wrongs imthat. It excludes them from office for posed upon the prisoners and then, so far as lies in his power, places the

on the filert and be prepared to take such steps as will be necessary to defend@themselves against aggres-sions of this character. Such enacter it heresy, as it was calle ret to them it is the hollest thin Here is an extract from a brief adress made by Judge Howard in rets should be tested to the last exion :

remity, legally, pesceably and calmly of course. A Legislature that will en-lorse shameless and open fraud, and dmit persons to take part is its delib-rations who have obtained their places "Men who lave been, tried and convicted, and trial and conviction has been in technical compliance with the law, will, of course, have to hear the consequences; if the trial and convic-tion is not in accordance with the rules of law the courts are open to correct them." by undoubted corruption and villainy, may be expected to pass any kind of ensures calculated to harass and an-

AN ACT.

nov good citizens. But those unscru alous persons must not be permitt to carry such ontrages into the designed consummation without determined but lawful efforts to defeat the pur-

poses in view. Now is the time for

THE ARIZONA CASES.

On Saturday last we published an fine of \$500 each.

Two special points appear in the article referred to that are worthy of ote. One is that the three men, while ors and indignities of prison life and companienship with some of the most raved specimens of humanity in ence, and while their souls are coubled at the fact of their families, from whom they are ruthlessly torn, being left helpless to shift for thembeing left helpless to shift for them-selves in the enforced absence of their natural protectors, they still cling tenaciously to the principles of their religion, which they hold to be true and sacred. The other point shows the rufflanly disposition of the Judge in whose court these staunch men were convict-ed. They were asked if they had any reason to offer why sentence should not be pronounced upon them. They proceeded to give their reasons ac-

Be W endeted by the Legislative Assem-bly of the Idaho Territory, as follows: SEC. 1. That all officers elected to elther of the following offices, to-wit: County Commissioner, County Sheriff, County Assessor and Collector, Pro-bate Judge, County Treasurer, County Surveyor, County Coroner, Justices of the Peace and Constables, shall qualify and enter upon the discharge of the daties of their respeditive offices by ex-ecuting the bond and taking the oath of office as hereinaiter prescribed. SEC. 2. That said officers shall give bond in the following sums, to-wit: County Commissioners in the sum of five inousand dollars each; County sheriff in the sum of ten thousand dollars; County Assessor and Collec-tor in the sum of ten thousand dollars; Probate Judge, two thousand dollars; County Treasurer, ten thousand dol-iars; County Surveyor, five hundred dollars; Justices of the Peace and contables, one thousand dollars each. All official bonds shall be executed by the principal and two or more surefics, and the bond of County Commissioner shall be approved by the County Re-corder in office, and all other official bonds herein named shall be condi-tioned for the faithful discharge of duty on the part of the official bonds shall be condi-tioned for the faithful discharge of duty on the part of the official by whom given, and shall be payable to people

AMERICAN.

LATEST BY LIGHTNING.

From the Marine Barracks, Perisaco-la, Florida, Corporal Ben Barger writes of the benefits of Brown's Iron Bit-ters in that malarious region. He says, "I have used several bottles and must say I am greatly benefited by using I. Several of my comrades use Brown's Iron Bitters, and you may rest assured they all think it is the greatest thing on carth." This kind of testimony comes from all quarters concerning Brown's Iron Bitters-the best tonic.

BUELL'S Patent Adjustable Bed Springs, manufactured and for sale at No. 62 W. First South Street. Call and see. d. BUELL & BORENTS BUELL & ROBERTS.

Be it enacted by the Legislative As TO THE WORKINGMEN OF UTAH To THE WORKINGMEN OF UTAH
 Having been engaged in the Tobacco business for the last fifteen years and studied the wants of the working class, I have prepared some Smoking Tobacco, called "Spanish Clippings," which for purity and price is the best offered to the public.
 The price is within the reach of all as it is only fifty cents per pound. Country orders by mail promptly at-tended to by SAM LEVY, Cligar Mauufacturer 171 & 173 s Main Street. ty of the Territory of Maho To fix the Amount of the Official Bands of Certain County and Pro-einet Officers and to Preseribe Of the and Officers.

enacted by the Legislative Assembly of the Idaho Tarritory, as follows.

WESTFIELD, Mass., Feb. 18, 1882. WESTFIELD, Mass., Feb. 18, 1882. Dr. J. C. Ayer & Co.-Gentlemer.: About five years ago I had a very bad cough and tried several remedies with-out any relief, until I was advised by Mr. Whitney, druggist of Gouverneur, N. Y., to try your Cherry Pectoral, which I did, and before I had taken half a bottle, I was entirely cured. Yours, &c. CHARLES MEACHAM.

That Old Torment.

Although dyspepsia has its chief seat in the stomach, yet it affects the whole digestive apparatus. The liver, pancreas, and intestinal glands share in the general trouble. The whole ma-chinery needs renovation. Brown's Irou Bitters is the article with which to do the happy work. Mr. W. H. Eckhart, Marion, O., writes, "I used Brown's Iron Bitters for indigestion with most excellent results."

Having experienced marked relief from Nasal Catarrh and Hoarseness by the use of Ely's Cream Balm. I re-commend it to singers, clergymen and others afflicted.—Louis E. Phillips, 1428 N. Y. Ave, N. W. Washington, D. C.

If your complaint is want of appe-tite, try half a wine-glass of Angos-tura Bitters half an hour before din-ner. Beware of counterfeits. Ask your grocer or druggist for the genuine article, manufactured by Dr. J. G. B. Slegert & Sons.

An Extended Popularity. BROWN'S BRONCHIAL TROCHES have been before the public many years. For relieving Coughs and Throat troubles they are superior to all other articles. Sold only in boxes.



STRAYED OR STOLEN.

FROM LEVAN, ON NOVEMBER STH, 1884, one bay Mare, one year and a half old, branded H Z on the left thigh. Also one bay horse Colt, six months old, branded H Z on left hip. Supposed to have gone south with a band of horses. Any person giving information will be suitably rewarded. Address,

Levan, Juab County, Utah.

UNTIL AFTER

NEW YEAR'S DAY

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162 Main Street.

owing to the Large and Elegant Stock

OPTICAL GOODS

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JUST RECEIVED.

We will give

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**HOR SALH**. **A BOUT 400** ACRES OF CHOICE HAY and farming land, 200 acres inclosed in a first-class pasture, well watered, can carry 100 head of stock six months of the year. It is well adapted for a dairy. About 600 acres of range pasture, and an undivided interest in the only Red Sandstone Quarry in Weber Coanty. One two-story dwelling-house, with four city lots, and a good harm 60x34. A ten kerse-power threshing ma-chine, one steam thresher, traction engine, ten horse power. Farm implements, &ô. &c. For sale chesp and on easy terms. All the land is situated in Huntsville, a beautiful and healthful location. Address " 2 he Herold, " Ogden, Utah, or F. A. HAMMONI, Huntsville, Weber Co., Utah, d 1w s&w Ime

COUNTY TAX SALE.

COUNTY TAX SAME.
WHEREAS, THE TERRITORIAL, School and County Taxes assessed and School and County Taxes assessed for the year A. D. 188, amount is to Sixteen Dollars and Eighty Ceats and the second of the Second to Second the Dollars and Eighty Ceats and the second to Second to Second the Second to Second to Second the Second to Second the Second to Second the Second to Second the Second to Second to Second to Second the Second to Second to Second to Second the Second to Second t Howard, Elgin, Waltham, Springfield and WATCHES All our Goods are Warranted First-Class a every respect Call and see for your-elves and be convinced. d





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to be Closed Out Previous to

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GREAT REDUCTION IN PRICES.

**500 Ladies Elegantly Trimmed** DOLMANS, AT \$10.75 AND \$12.75 EACH.

**100 LADIES' WALKING JACKETS** 

\$5.00 AND \$6.00 EACH.

Reduced from \$7.50 & \$8.75



bers of a sect or society holds a certain doctrine as remedy beyond their grasp.

a religious duty. Thus, though man may not endorse . that particular part of the creed of a church to which he belongs, he is to be prevented from holding office simply because of his church membership. If this is not a religious test, what is

The Supreme Court of the United States in the famous Reynolds case, in which the constitutionality of the anti-bigamy Act of 1862 was affirmed, declared that

Also that

"Laws are made for the government of actions, and while they cannot in-terfere with more religions belief and opinions, they may with practices." And the Court quoted approvingly guilty be entered. from the preamble to an Act passed by Judge Howard r

the Lecislature of Virginis, framed by the great Jefferson, as follows: "To suffer the civil magistrate to intrude his powers into the field of opinion, and to restrain the profession or propagation of principles on sup-position of their ill tendency, is a dan-gerous fallacy which at once destroys all religions likerty." "It is time enough for the rightful purposes of civil government for its officers to interfere when principles break out into overt acts against peace and good order."

THE LEGAL CRUSADE IN ARIZONA.

FROM the pages of the Prescott Cour ier, we glean portions of the proceedings in the cases of William J. Flake and Jas. M. Skousen, indicted for poly-When the District Court conin Prescott, on the afternoor

of December 4th, Mr. J. C. Herndon, one of the cousel for defendants asked "Congress was deprived of all legis-lative power over mere opinion, but was left free to reach actions which were in violation of social duties or subversive of good order." permission of the court to withdraw Judge Howard as "to whether they were fully acquainted with the conse-quences of the course they proposed

to pursue, and on receiving replies in the affirmative, permitted the plea of

And the Court quoted approvingly from the preamble to an Act passed by the Legislature of Virginis, framed by the great Jefferson, as follows: Judge Howard remarked that he was prepared to dispose of the cases at once, but a statute of Arizons forbad

ton to the polymamy question. The optimized specially referred to us, as his Counsel, that he believes in the Charrch's assumed in the believes in the Charrch's assumed in the believes them as firstly as the believes them as the believes them as firstly as the believes them as firstly as the believes them as the believes them as firstly as the believes them as the believes them as firstly as the believes them as t and Curry, proprietors of the hote!, \$8,000, insurance \$5,000; Rousch's variety store \$8,000, insurance \$4,000. The wife of ex-Mayor Boud, who oc-cupied apartments in the hotel, lost \$5,000 of jewels and pictures, the finest collection of Dante's works in Ameri-ca, besides notes and mortgages to the value of \$20,000. The Opera House was built in 1881 by a stock company, and was 90 by 100 feet, fitted throughout in an elegant manner. The search for bodies will be commenced in the morn-ing. The west wall, seven stories high.



tate BL. Salt V SALT LAKE THEATRE. T II D **Dramatic Club** 

WILL MAKE ITS FIRST APPEARANCE

JANUARY 1st, 1885! MATINEE and NIGHT

In the Brilliant Society and Theatrical Comedy, by W. S. Gilbert, author of Pinafore, Patience, etc.,

appointment and shall qualify as here-in prescribed. SEC. 6. If from any cause any county officer shall fail for the period of ten days after the qualification of the board of County Commissioners to qualify, by giving bond and taking the oath. as herein directed, it shall be the duty of the Board of County Commis-sioners to declare his office vacant, and they shall appoint some suitable per-son to fill such vacancy' who shall qualify as herein prescribed, who shall duly elected and qualified. Side 2. That all acts and parts of acts in conflict herewith are hereby re-pealed.

Mesars. Wells, Spencer, White, Young, Burrows, Owen and Miss Edith Clawson, Birdie Cummings and Florence Whitney in the cast.

INCIDENTAL TO ACT II. THE GRAND GREEN BOOM CONCERT SCENE," SEC. 8. This act shall take effect and be in force from and after its passage.

MR. ALFRED NELSON. Late Tenor of the New Theatre, Stockholt and the Quartette, consisting of

MISS AGNES OLSEN, MISS LOUIE WELLS, MR. H. G. WHITNEY and MR. J. D. SPENCER Will appear. BY TELEGRAPH. PER WESTERN UNION TELEGRAPH LINE.

THE CARELESS ORCHESTRA

Under Prof. George Careless. Usual Prices; Matinee, half rates. Box Mice open Wednesday. H. G. WHITNEY, Manager. ke's Block Burned in Racing

CHICAGO, 28.—Daily News Bacine special: Blake's block, including the Opera House and hotel, recognized as one of the finest structures of the kind

MARVELOUS STORY

TOLD IN TWO LETTERS.

FROM THE SON : "28 Codar St., New York, Oct. 28, 1882. "Gentlemen: Bly father resides at Glover, VI. He has been , great sufferer from Scrof-ula, and the inclosed letter will tell you what a marvelous effect

## may. A thrilling scene was pre-Ayer's Sarsaparilla

and good order." Commenting on these remarks the Supreme Court says: "At the request of these defendants, "In these two sentences is found the true distinction between what prop-erly belongs to the Church and what to the State." Now these views and declarations were pronounced by the Coart in rela-tion to the polygamy question. The opinions and beliefs specially referred to were those in regard to that prac-

200 Young Men's Suits



the same line of intolerance and the same line of intolerance and the Act just passed. infamy as the Act just passed. Our friends in Idaho should be

OTHOS. W. JENNINGS;

Yourstruly, W. M. PHILLIPS." EROM THE FATHER : "It is both a

who would testify to the facts in his case.

a duty for me to state to you the benefit I have derived from the use of

## Ayer's Sarsaparilla.

Siz months ago I was completely covered with a terrible humor and scrofulous sores. The humor caused an incessant and intelerable itching, and the skin cracked so as to cause itching, and the skin cracked so as to cause the blood to flow in many places whenever I moved. My sufferings were great, and my life a burden. I commenced the use of the SARSAPARILLA in April last, and have used it regularly since that time. My condition began to improve at once. The sores have all healed, and I feel perfectly well in every vespect – being now able to do a good day's work, although 78 years of age. Many inquire what has wrought such a curs in my case, and I tell them, is I have here tried to tell you, Aven's SARSAPARILLA. Glover, VL, Oct. M, 1822. Yours gratefully.

Yours gratefully, HIRAM PRILLETS."

AVER'S SARSAPARILLA CUrce Ser ad all Scrofulous Complaints, IS fuious Complaints, Eryslp-na, Bingworm, Biotches, res, Bolls, Tumors, and Er the Skin. It clears the blood of all impa-rities, aids digestion, stimulates the action of the bowels, and thus restores vitality and strengthens the whole system.

There are five or six good fresh milch cows with young calves for sale at the Tithing Yard. Sold by all Druggists; C2, six bottles for 85.

And Well Assorted stock of Disinonds, Watches, Jewelry, Silver-ware, Marble, Cherry and Wainnt Clocks and Novelties, all suitable for CHRISTMAS PRESENTS, I will over such at a Very Low Margin above Cost. Remember, ALL MY GOODS ARE NEW, and of the LATEST STYLES. AND I will guarantee my goods as represented, or refund the maney. Jewelry Manufactured to Order at Short Notice.

TAVING JUST RETURNED FROM THE EAST WITH A NEW

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PLEASE GIVE ME A CALL. L. HOLLANDER.

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**SILKS** and LACES AT' COSTI

**Endless** Variety of An Goods

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