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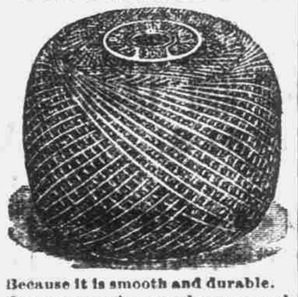

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EVENING NEWS.

Tuesday, March 10, 1885.

FULL TEXT OF JUDGE BOREMAN'S CHARGE TO THE GRAND JURY.

OF THE SECOND JUDICIAL DISTRICT. —HE WEAVES A WEB OF FALSEHOOD WARPED WITH FANATICAL MALIGNITY.

Gentlemen of the Jury:

You are now empaneled as the grand inquest for the Second Judicial District of this Territory, and upon you devolves the responsibility of examining into all public offenses committed in the district and triable in this court; and it becomes my duty to give you in charge such matters and information as may be proper to guide or aid you in the discharge of your duties.

In the first place, I desire to call your attention to the fact that the peace and good order of society largely depend upon the grand juries—upon the manhood, intelligence and integrity of the grand juries, they being the medium through which the enforcement of the laws can be secured. Without the jurors being faithful to their oath, the criminal law would be a dead letter. If, therefore, you should fail in doing your sworn duty, the community, as a whole, would suffer.

The oath which you all have taken requires you all to be fearless, just and impartial. The obligation is that you will diligently inquire into all public offenses in this district—that you will indict no person through malice, hatred or ill-will, nor leave any unindicted through fear, favor or affection, etc. You are not to be governed or influenced by friendship nor enmity, by affection, love or hate, nor by public sentiment nor private desire. The eyes of the whole country are turned towards Utah, to see whether the people of this Territory will be obedient to the laws and have them enforced. The people of the whole nation feel a responsibility regarding the enforcement of the laws in this Territory, for a Territory is not like a State; a Territory has none of the qualities of sovereignty. It is a mere creature of the Statute, and can be made or unmade by the general government at pleasure. It is otherwise with a State.

Private judgment as to whether a law should be obeyed or not, is foreign to our government, as to every other, and the plea is less excusable in this country than elsewhere, because our government is a child of the people, and the people make the laws. The will of the people of the nation is expressed through laws. When men willfully disobey and defy the laws they set up their private judgment against the constituted authority of the nation and against the judgment of the whole people. This cannot be allowed for a moment. Government would be a farce if such were the rule. Such teachings are in their nature treasonable, whether put forth by one man or many, or by any organization. No man can be a good citizen, a patriot, who will lend his aid or countenance to such doctrine. Patriots love their country and gladly uphold its laws and authority; and no man or set of men, nor organization that obstructs the execution of the laws, is friendly to the government, nor patriotic in sentiment. When good citizens are counseled or instructed to disobey the laws, or to aid in preventing their due execution, they unhesitatingly repeal and repudiate such counseling or instruction, and assert their individual manhood, and refuse to be the instruments of designing men in trampling upon the laws, or in helping to prevent their enforcement. In every Territory except Utah, the people as a body, aid the government in enforcing the laws. From Utah alone does the anomaly appear of a general hostility to the enforcement of Federal authority. Here we have heard for years past the cry of persecution every time certain laws are sought to be enforced, especially the law against polygamy. Yet there can be nothing wrong in enforcing such laws; they are upon the statute book, and the Supreme Court of the United States, the highest tribunal in the land, says the law is constitutional. If, therefore, you obey your oath and seek to enforce the laws, you may be charged with persecution; but it is a cry not to be regarded by you. Follow your oath and let neither praise nor blame influence your actions. Each one of you is responsible for himself and no one else is responsible for you. Let your actions be accordingly.

In the discharge of your duties you act in a double capacity. You act for the United States and also for the Territory. In the States these duties are separate. But you have cognizance of offenses against the United States and against the Territory. First, as to the United States offences, you should inquire into all violations of the statutes in regard to the mails and post-offices and postal affairs generally. You should see to it that there is no tampering with mails in this district. Absolute secrecy in mails is necessary, otherwise the mail system would be worthless. The mails should be safe for all kinds of matter allowed by law to be sent. The grand juries should see to if that no infractions of these laws should be passed by without investigation and the guilty parties indicted.

Counterfeiting the money of the country is an offense of which you have cognizance also.

The revenue laws require your attention, and you should see that they are obeyed, and that every violation shall be investigated and the guilty parties indicted.

Polygamy or bigamy will claim your attention. I call your special attention to this crime because it is far more prevalent in this Territory than anywhere else in Christendom. I do not include Turkey inside of Christendom. By reason of the prevalence of this crime and its defiant attitude towards the government, it is your duty to make searching investigation into the numerous violations and bring the guilty to justice by indictment. Our Territory ought to be brought into harmony with the other Territories and States in this regard. The loathsome effects of this crime, you see as well as I do, all around you. It pollutes the whole community. The very low tone of morals throughout this Territory is due mainly to the prevalence of this crime. It drags men down to the level of the beast, teaching the rising generation that the loftiest aim is to live a low animal life. Whilst all the civilized world is trying to elevate man and to develop the intellect and the heart, this vicious system seeks only to develop man's animalism. The whole institution is revolting to every idea of purity. It drives women from the home to the harem and seeks to prevent her elevation. It breeds incest, seduction, adultery and a long train of other crimes, such as perjury, which are resorted to to conceal and shield it. Dealing with such a monstrous infamy is a serious matter and requires your most earnest attention. Its companion, unlawful cohabitation, follows its train. The latter, unlawful cohabitation, is different from bigamy and polygamy; it does not require any marriage, and the fact that a man went into polygamy before the law of 1862 or 1882 will not shield him from the consequences of this crime.

The government and the people of the nation are in earnest in regard to these crimes, and are determined that such offenses shall cease. Yet there is no desire to do injustice to anyone. The government and people of this country would prefer that these crimes be given up willingly by the people who practice them, but if they are persistent and defiant, there is no way to do but to make them give up the odious practices. The government has been mild and very slow, but the day is not far distant, we hope, when these crimes will be things of the past, and when Utah shall be able to stand forth a redeemed Territory, with clean hands and a pure heart, and not be compelled forever to hide its head for shame. We have in this Territory no law against incest, no law against adultery, no law against seduction, no law on the subject of marriage; notwithstanding these defects in the laws, you can do much to rid the country of the low practices so common all about us in this county.

The Territorial offenses include murder, manslaughter, arson, house-breaking, robbery, larceny, etc. I call your special attention to murder and to cattle and horse stealing, as these are more common than the others. Life must be made secure and the taking of life must be made very hazardous. As to cattle stealing and horse stealing, you all ought to be deeply interested in stopping them. We have hundreds of thousands of acres of land that can be used for pasturing, especially in the mountains; but there is no safety for stock on the range. I hope that you will do all in your power to make it safe to allow stock to run on the range. See that the guilty are brought to justice by indictment. The offenses generally you know about, and when you desire any information as to the laws, you can come into court or confer with the District Attorney, Mr. Snow.

When you retire to your room, select one of your number to act as clerk, to keep a minute of your proceedings and to take down the testimony of witnesses. It is necessary that your foreman maintain absolute secrecy as to what may occur in the grand jury room. You are required to keep such things secret, nor must you tell how any one of your number votes on any matter that may be before you; nor are you allowed to give any information as to whether any particular person or class of persons has or have been or may be indicted. To do so, would be to give warning to those charged with crime, so that they might escape.

No one must be present when you vote on any subject before you. The District Attorney can be present to examine witnesses but neither he nor any officer shall be present when you vote or discuss matters before you.

The bailiff will always be at your door to attend to such official duties as you may require of him.

It will require twelve of your number to find an indictment. A less number will not do.

You are to make your own adjournment from day to day, except that your final adjournment can only be by direction of Court. By our statute you are not bound to hear evidence for the defense, but when you have information or reason to believe that evidence exists that might explain away the charge, you can send for the witness.

Every case that is within your own knowledge, that is, the knowledge of any offense, it should be reported to the grand jury, and if either of you has good reason to believe that a crime has been committed, it is your duty to bring it to the knowledge of the grand jury.

An act of Congress—the Poland bill—requires you to examine into the care of persons in prisons and into the condition of prisons in the district. You are entitled to free access to all such places. Under the same statute it is your duty to inquire into every case of corruption in office, whether the office be United States, Territorial or local. [Statute read to the grand jury.]

Now, gentlemen, these matters cover the grounds generally of your duties. The details in regard to particular offenses you can learn from the District Attorney or from the Court, as you may desire. The Marshal will conduct you to your room.

CORRESPONDENCE.

SCHOOL MATTERS IN DAVIS COUNTY.

FARMINGTON, Davis Co., U. T., March 4th, 1885.

Editor Deseret News:

On the 7th ult., pursuant to a call from our County Superintendent, L. H. Kennard, a number of teachers and trustees of the county met at the west adobe school house, Farmington, and took into consideration the organizing of a teachers' association. A temporary organization was effected, and a committee appointed to draft a constitution and by-laws.

In an address, the Superintendent referred to the benefits to be derived from an organization of the kind, at the same time reporting favorably of the 21 schools in the county. A programme previously arranged by the Superintendent was carried out, and an interesting time was the result.

After the programme for the next meeting was read, the meeting adjourned for two weeks.

On the 21st ult., the assembling of an increased number of teachers and trustees, and the appearance of others interested in education, showed that the organization is one to be appreciated. When the constitution and by-laws were adopted and a permanent organization established, the following programme was executed:

Classes composed of members of the society were conducted; first, in grammar, by L. J. Robinson; second, geography, by C. T. Barrett; and third, oral elements, by Miss Anna Clark. Select reading, by Miss Kate Chase. Subject—How to organize a primary school, C. R. Clark. Recitation, by Miss Athalia Miller.

Chas. C. Hyde, who had been elected critic for the occasion, did his duty well in reviewing the exercises.

The meeting adjourned till March 14th, at 10 a. m.; and all went away feeling benefited and well paid for coming together.

Yours truly, C. R. CLARK, Sec'y.

As to the Miserables.

If you want to be miserable, get your stomach and digestive organs in bad condition, and let them stay so. Get your liver out of order, and be bilious and sallow. But if you want to banish the miserables, take Brown's Iron Bitters, for that will tone up your digestive apparatus, correct your liver and enrich your blood, and make you bright and hearty. The Rev. W. B. Smith, of Grafton, Mass., says, "I derived great benefit from using Brown's Iron Bitters for a low state of the blood."

WEATHER Strips at DINWOODEY'S.

GRANITE IRONWARE. For BROILING, BAKING, BOILING, PRESERVING. Is LIGHT, HANDSOME, WHOLESOME, DURABLE. The Best Ware Made for the Kitchen.

THE LIVER AND ITS FUNCTIONS.

It has become a well established fact that the larger portion of diseases to which the human family is subject arise in the first place from some derangement of the Liver. This organ is not only the largest, but at the same time one of the most important. The venous blood, on its return to the heart, passes through this organ, and in its passage the impurities, as also the secretions which are necessary for digestion as well as for a cathartic to assist in the removal of waste material &c. are eliminated. From this it is easily seen that the Liver is liable to get out of order to a greater or less extent, and when this occurs it is impossible for it to properly fulfill its office of removing all objectionable matter from the blood, but allows it to pass through, carrying with it the poisons of which it should have been relieved. With impure blood the wholesome system becomes affected, and no organ can properly perform its function unless it is supplied with PURE BLOOD to maintain its strength. So the Liver becomes all important, and when one hasthe feeling of being continually tired, worn out, is constipated, with tendency to Piles, Headache, Sick Stomach, Sallow Complexion, Eruptions of Skin, etc. these may be cured by using Dr. Sherman's Liver Lozenges, and a remedy is required to make one feel that he is relieving itself of all accumulations, and restore it to its original Strength and Vigor. For all the complaints of the Liver there is no medicine that acts so quickly and surely as Dr. R. F. SHERMAN'S PRICKLY ASH BITTERS. The result of years of study, experience and medical research of the practice of Dr. R. F. Sherman, the originator, and its success in improving the health is sufficient guarantee for the merit. Drastic Purgatives are not to be relied on for a cure, they only act on the bowels, but one effect—that is by their violent action to clear out and weaken the system. Prickly Ash Bitters acts directly on the Liver, Kidneys, Stomach, & Bowels, in a mild yet positive manner, and by its tonic effect on the stomach is an invigorant. It is as pleasant to the taste as any cordial, and is as healthy taken by children as a beverage.

PRICKLY ASH BITTERS is a medicine of rare merit, and not an intoxicating beverage, and being pure, vegetable in its composition, can be used at all times with beneficial results. It is not claimed as a cure-all, but for derangements of the organs mentioned, it is a specific and as a BLOOD PURIFIER makes short work of other preparations. Ask your druggist for it, and give it a fair trial. If he has none on hand, ask him to procure one for you.

PRICKLY ASH BITTERS CO., SOLE PROPRIETORS, ST. LOUIS AND KANSAS CITY, MO.

A Clear Skin

is only a part of beauty; but it is a part. Every lady may have it; at least, what looks like it. Magnolia Balm both freshens and beautifies.

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A MUSIC TEACHER, CAPABLE OF giving first class instruction on the organ. Apply to Mrs. E. A. Smith, half block west of Temple Block, on North Temple Street, or address Wesley K. Walker, Woodruff, Rich County. d7

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ELY'S CREAM BALM CURES COLD IN HEAD. CATARRH ROSE-COLD HAY FEVER. DEAFNESS HEADACHE. PRICE 50 CENTS. ELY BRO'S. OWEGO N.Y. U.S.A. EASY TO USE

Is a type of catarrh having peculiar symptoms. It is attended by an inflamed condition of the lining membrane of the nostrils, tear ducts and throat, affecting the lungs. An acrid mucus is secreted, the discharge is accompanied with a burning sensation. There are severe spasms of sneezing, frequent attacks of headache, water and inflamed eyes.

Cream Balm is a remedy founded on a correct diagnosis of this disease and can be depended upon. 50 cts. at druggists; 60 cts. by mail. Sample bottle by mail 10 cts.

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DANGEROUS SUBSTITUTES FOR HORSFORD'S ACID PHOSPHATE

Several inferior and dangerous "substitutes" for the genuine "Horsford's Acid Phosphate" are being offered for sale, and we hereby caution the dealers and public against buying or using them, as they will not produce the same effect upon the system as the genuine "Horsford's," and the ingredients in some of them are dangerous to health.

Some of these "substitutes" or imitations are simply Dilute Phosphoric Acid, which interferes with the digestion, while the genuine "Horsford's" not only causes no trouble with the digestive organs, but material assists in their action.

One preparation that is being offered for sale, by the gallon, contains Meta or Pyro Phosphoric Acid, which are declared by the highest authority to be **poisonous.** The same preparation also contains Chloric Acid, which is a compound of Chlorine. "Horsford's" contains neither of these ingredients.

These "substitutes" are liable to be found at soda fountains, because of their cheapness.

CALL for "HORSFORD'S," and TAKE NO OTHER. NEVER SOLD IN BULK.

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Omer,	J. T. Eager
Show Low,	Hans Hansen
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Mona,	J. W. Haws
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Mount Carmel,	H. B. M. Jolly
Orderville,	H. W. Esplin
Pahreah,	T. W. Smith
Ranch,	J. W. Seaman
Upper Kanab,	R. S. Robinson

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Mesa,	E. Pomeroy
Papago,	O. S. Peterson
Tempe,	T. [illegible]

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Milton,	Eli Whitear
* *Morgan, North,*	O. B. Anderson
Morgan, South,	Charles Turner
Peterson,	James Carrig, jr.
Porterville, East,	J. R. Porter
Porterville, West,	Samuel Carter
Richville,	A. D. Dickson

ONEIDA STAKE.

W. D. HENDRICKS, President.

S. P. Hale, G. C. Parkinson, } Counselors.

Oneida County, Idaho.

WARDS.	BISHOPS.
Cherry Creek,	J. D. Jones
Clifton,	Harvey Dixon
Fairview,	Hyman Hyde
Franklin,	L. I. Hatch
Malad,	George Stuart
Mink Creek,	Rasmus Rasmussen
Preston,	W. C. Parkinson
Riverdale,	Peter Probst
Samaria,	Jonah Evans
St. John,	J. P. Harrison
Weston,	A. A. Allen

Bingham County, Idaho.

Chesterfield,	P. P. Willey
Marsh Valley,	M. L. Gruewell
Sterling,	J. R. Thatcher
Mound Valley,	H. H. Williams
* *Oxford,*	N. R. Lewis

PANGUITCH STAKE.

J. W. CROSBY, Jr., President.

M. M. Steele, David Cameron, } Counselors.

Garfield County, Utah.

WARDS.	BISHOPS.
Cannonville,	Wm. J. Henderson
Escalante,	A. P. Schow
Hillsdale,	Seth Johnson
Marion,	Cuthert King
* *Panguitch, First Ward*	J. C. Davis
Panguitch, Second Ward,	H. S. Church

Piute County, Utah.

Kingston,	William King

PAROWAN STAKE,

Iron County, Utah.

THOS. J. JONES, President.

Edward Dalton, Morgan Richards, Jr., } Counselors.

WARDS.	BISHOPS.
Cedar City,	Henry Lunt
Kanarra,	Wm. P. Willis
Paragoonah,	Wm. E. Jones
* *Parowan, First Ward,*	Wm. C. Mitchell
Parowan, Second Ward,	Jno. E. Dalley
Summit,	S. C. Hulet

SALT LAKE STAKE,

Salt Lake County, Utah.

A. M. CANNON, President.

J. E. Taylor, C. W. Penrose, } Counselors.

SALT LAKE CITY WARDS.

WARDS.	BISHOPS.
First Ward,	Joseph Warburton
Second Ward,	Samuel Peterson
Third Ward,	Jacob Weiler
Fourth Ward,	Harrison Sperry
Fifth Ward,	S. M. T. Seddon
Sixth Ward,	W. H. Shekenkopper
Seventh Ward,	Wm. Thorne
Eighth Ward,	E. F. Sheets
Ninth Ward,	S. A. Woolley
Tenth Ward,	Adam Speirs
Eleventh Ward,	Alexander McRae
Twelfth Ward,	H. B. Clawson
Thirteenth Ward,	Millen Atwood
Fourteenth Ward,	Thomas Taylor
Fifteenth Ward,	Joseph Pollard
Sixteenth Ward,	Frederick Kesler
Seventeenth Ward,	John Sharp
Eighteenth Ward,	D. F. Whitney
Nineteenth Ward,	James Watson
Twentieth Ward,	John Sharp
Twenty-first Ward,	W. C. A. Allen

COUNTY WARDS.

Big Cottonwood,	D. P. Rentson
Bingham,	Frederick Shoenfeld
East Mill Creek,	John Neff
Farmington,	T. H. Mousley
Grantsville,	Benj. F. McRae
Granite,	S. J. Dunpain
Herriman,	Jesse Crane
Mill Creek,	J. C. Hamilton
Mountain Dell,	W. H. Hardy
North Jordan,	Samuel Bennion
Pleasant Green,	L. M. Hardman
Sandy,	Lewis Holliman
South Cottonwood,	E. S. Rawlins
South Jordan,	W. A. Jones
South Willow,	L. M. Stewart
Sugar House,	A. G. Duggan
Union,	Johnson Phelps
West Jordan,	Archibald Gardner

SANPETE STAKE,

Sanpete County, Utah.

SANPETE PRESIDENCY, President.

Henry Beal, } Counselors.

WARDS.	BISHOPS.
Ephraim,	E. N. Allred
Fairview,	Jens Anderson
Fountain Green,	[illegible]
Fort Ephraim,	Niels A. Parker
Gunnison,	Peter Madsen
Indianola,	Lehi Southworth
Manti,	John Anderson
Mayfield,	T. A. Mecham
Moroni,	[illegible]
Mount Pleasant,	W. H. Reid
Nephi,	H. Johnson
Spring City,	J. A. Olsen
Wales,	J. W. Tew
Mount Pleasant, North	N. P. Madsen
Mount Pleasant, South	Wm. Seely
Pettywille,	J. C. Peterson
Spring City,	J. A. Allred
Wales,	J. F. Lyons

SEVIER STAKE.

DERMOTT SPENCE, President.

A. K. Thurley, W. H. Seegmiller, } Counselors.

Sevier County, Utah.

WARDS.	BISHOPS.
Annabella,	J. S. Staley, P. E.
Aurora,	H. M. Pitcher
Burrville,	W. H. Edward
Central,	G. W. Reid, P. E.
Elsinore,	C. W. Sylvester
Glenwood,	A. F. Oldham
Gunnison,	A. F. Lund, P. E.
Greenwich,	Jno. Reich, P. E.
Inclosure,	H. H. Greenwood
Joseph,	Ac. S. Mendenhall
Monroe,	P. L. Hansen
Redmond,	Julius Johnson
* *Richfield, First Ward*	Paul Poulson
Richfield, Second Ward,	J. S. Bean
Salina,	Jens Madsen
Taylorville,	Ac. Coleman, P. E.
Venice,	Peter Gardner

Piute County, Utah.

Blue Valley,	Henry Coles, P. E.
Bryanston,	E. H. Blackburn
Circle Valley,	J. H. Wright
Junction,	Geo. Brinkerhoff

ST. GEORGE STAKE.

J. D. T. McALLISTER, President.

Henry Eyring, D. D. McArthur, } Counselors.

Washington County, Utah.

WARDS.	BISHOPS.
Bellevue,	James Leithead, P. E.
Duncan,	D. P. Cox, P. E.
Grafton,	A. H. Lorenzo, P. E.
Gunlock,	Edwin Hamblin, P. E.
Hamblin,	C. Heaton
Harrisburg,	O. D. Hall, P. E.
Hebron,	T. Pace
Kanarraville,	Adam, P. E.
Kelsey,	T. Terry
Leeds,	G. H. Crosby
Middleton,	Thomas Harper, P. E.
Mountain Dell,	Wm. Lund, P. E.
Pine Valley,	J. W. Jones
Pinto,	Joshua Knell
Santa Clara,	N. E. Dewey
Rockville,	C. N. Smith
Santa Clara,	J. C. Hafen
Shoal Creek,	John Parker
Springdale,	Squire Hepworth, P. E.
* *St. George, First Ward,*	Thomas Cottle
St. George, Second Ward,	Walter Graham
St. George, Third Ward,	A. Terry
St. George, Fourth Ward,	D. H. Cannon
Toquerville,	W. A. Bringhurst
Tokerville,	John Parker
Virgin,	Moses Fonte
Winchester,	Fonte

Lincoln County, Nevada.

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