THE EVENING NEWS THAT CONTEMPT AND DISBARMENT CASE. PUBLISHED DAILY, SUNDAYS EXCEPTED AT FOUR O'CLOCK. statement of Attorney George E DAVID O. CALDER, Whitney. EDITOR AND PUBLISHER. NITED STATES OF AMERICA,)

Territory of Utah.

I, George E. Whitney, being duy swoin on my solemn oath de ose and say: That on Tuesday, the 2d day of

Third Judicial District Court of the

That after the call of the calen-

one week to be called peremptorily;

after (Thursday). At the request of several members of the bar the

cases ready for trial, and to be per-

emptorily called the next day (Thursday). On the opening of the

Wednesday, . . March. 17, 1875

NEWS OF THE DAY.

-Ex-congressman Parker, o Mo., has been nominated by President Grant, to succeed Hon. J. B. McKean, as Chief Justice of the Supreme Court of Utah Territory.

Territory of Utah, held in Salt Lake City, James B. McKean, Chief Justice of the Supreme Court --Great damage is being done in portions of the east by high wa-ters; three hundred houses were of said Territory was presiding; That on that day a preliminary call was made of the jury calendar badly injured by flood this morn-ing at Port Jervis, N. Y. There is of the term to ascertain what cause were ready for trial: also great loss by the sweeping away of bridges. dar the Judge announced that five

-- Mr. J. Beck, a Boston stock ---Mr. J. Beck, a Boston stock broker, has lost his life by taking an trial" would be set for each day for overdose of chloroform.

----The decision in] the case of and that the clerk would cause a Pinchback, senator elect frem Len- list of such cases to be published in isiana, has been postponed until the newspapers of the next day next December. (Wednesday) and the peremptory calling would commence the day

-John B. Dickinson, a New York banker, died suddenly at Chicago, yesterday.

judge then informally called off the ---- The Prussian Parliament are first fifteen cases marked "ready" discussing more anti-Catholic legison his calendar, and said cases were then and there by me numbered in a printed calendar in my hands as lation.

Dr. Jagger's election, as bishop of Southern Ohio, is con-firmed. the cases were called by the Judge. When docket number 34 on the

calendar was reached Mr. Bennet, -The steamer W. J. Lewis was burned yesterday, and several lives attorney for the plaintiff, speaking to one of the attorneys for the de-fendant, said: "Mr. Marshal, shall lost.

---- More troops have left Spain we continue the case for the term?" for Cuba. Mr. Marshall replied: "I cannot consent to continue it for the term,

-General Sherman has been but it may be passed for the present." I do not know what ordered to prevent all mining expeditions to the Black Hills. memorandum was made by the

Fire did \$130,000 damage, this morning, at Atlanta, Ga.

Judge, but the private dockets of both attorneys (plaintiff's and de-fendant's) show the cause marked -It is said that General Elio has abandoned the Carlist cause.

When Judge McKeau called over, informally, the first fifteen cases marked ready on his calendar, he -----The Brazilian legislative as-sembly met in extra session to-day. -The notorious California bri-

did not call number 34. These facts gand, Tiburcio Vasquez, is to be executed next Friday.

-St. Patrick's Day has been generally observed in the eastern, the printed list of cases appearing in the public newspapers the next western and southern states. day, No. 34 appeared as one of the

A NEW CHIEF JUSTICE.

court on Wednesday, after a simi-LAST evening, after we had gone lar suggestion in another case, I stated to the court that by inadverto press, it was rumored on the tence case No. 34 had been printed rect. street that Chief Justice McKean as among those to be called per emptorily on Thursday; that on the preliminary call it was agreed had been removed and a successor

D that remark. If it is not your case ported by spies to Brigham. In this way Brigham controled clear a finance of the problem of the herrible condition of society of the herrible condition of the society of the society of the herrible condition of the diverty or more children living the telegraph had previously and the speare for the plaintiff? To cos any one appears for the fold the new the society of the discrete and discrete and descriptions of the condition of the Moremon Church, and herrible condition from the flat. The fold to come that in terative, for where these in the condition from the flat. The plaintiff? To cos is the herrible condition of the Moremon church at Provo has an other the plaintiff? To made no the more hear in a nout done. (Who appear for the plaintiff? To made no the more flat the flat of the flat the flat the flat of the flat the flat of the flat of the flat of the flat the flat the flat of the society of the port of the flat the f March, 1875, it being the second day of the March term, 1875, of the

and move a continuance do you? No one appears for plaintiff. Let the cause be continued for the term on motion of the defendants, no one appearing for the plaintiff. This concludes the calendar for the day. Marshal, adjourn court until

PER WESTERN UNION TELEGRAPH LINE.

By

LAST NIGHT'S DISPATCHES

Telegraph.

FOREIGN. FRANCE.

Proceedings in the Assembly PARIS, 16.—When the Assembly met to-day, the Duke d'Audiffret Pasquier took the chair, and read an address with some strongly worded expressions against the Bo-napartists, which were loudly cheered by the Left. Duclerg, a liberal republican, was elected one of the Vice Presidents, receiv-ing the support of the republican majority. Dufaure, minister of justice, stated that the government had not yet deliberated on the As I was gathering up the papers in the case in which I had made the motion, Judge McKean descended from the bench and was passing near 'me on his way out. when I said to him: "Judge Mc-Kean, I should like an explanation from you why you have publicly, in court, accused me of making false assertions in relation to your court." He said: "I decline to talk had not yet deliberated on the question of dissolution, but his own with you upon the subject." I said: "I shall be obliged to insist upon an explanation, as I cannot allow any pinion was that the Assembly

would dissolve in August, and the ene to impeach my veracity or pro-fessional honor!" He again said: elections for a new chamber of deputies would be ordered for Au-

"I decline to talk with you." I tumn. then said to him, as he walked are all corrotorated by the private dockets of several attorneys, which have been exhibited to me. In More Troops for Cuba-

seal at Salt Lake city, Utah Territory, this 13th day of March, A.D.

Notary Public.

concerning you or your court, you are a liar!" MADRID, 16 .- A steamer sailed from Santander to-day with troops I finally depose and say, that I have read the foregoing statement to several members of the bar and for Cuba.

others who were present as witness-es of the matters above stated, and PRUSSIA. An Ecclesiastical Bill. the statements made above have BERLIN, 16 .- In the lower house been endorsed by them as circum-stantially and almost literally cor-

SPAIN.

GEO. E. WHITNEY.

of the Prussian Diet, to-day, the debate was opened on the first read-ing of the new ecclesiastical bill. Dr. Falk, minister of public wor-ship, in a speech, explained the necessity of fresh legislation on the relations of state and church, and dwelt specially on the fact that the Personally appeared before me had been removed and a successor to that office had been nominated by President Grant. By dispatches from Washington and New York, published in our and New York, published in our

confusion from the flats. S a.m.—The gorge remains firm, but the volume of water has made a river of King Street, carrying all before it, and submerging a great part of the lower portion of the town. The flood is now within a hundred yards of the telegraph

office. 8.45 a. m. A great shout of thank-fulness has just gone up: the gorge has broken and the ice is floating down the stream, while the water in the village is lowering. The Barret bridge stands, though badly damaged. Probably thirty blocks were inundated, and some houses carried off. As far as heard from carried off. As far as heard from



Provo Pleasant Grove..... American Fork.....

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Sandy ... Junction Little Cottonw'd...

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Arrive at Salt Lake....

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St. Patrick's Day. CHICAGO, 17.-St. Patrick's Day is being celebrated in the usual

manner, the procession numbers 10,000, and is parading the principal streets.

\$130,000 Fire. ATLANTA, Ga., 17 .- A fire this

morning destroyed a number of stores; loss \$130,000, insurance about

\$48,000. WESTERN. The Execution of Vasquez-



Nos. 1 and 2 will be run daily.



NEW ADVERTISEMENTS

ST. LOUIS.

DR. SAMUEL E. NEWTON, Office, No. 57 East Temple St., Opposite Wells, Fargo's Office. TUST RECEIVED, at Liddell &

F. AUERBACH & BRO.

HAVE REMOVED

pled by Z. C. M. I. Clo-

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Organs & Melodeons,

The Oldest, Largest, and Most Perfect Manufactory in the United

54,000

No other Musical Instrument ever obtained the same popularity.

Send for Price Lists.

6

Brown's Scotch Store, a fresh shipment of Moir & Son's Aberdeen Fresh Herring, Keller's Dundee Marmalade.

1.2.2

To the Store formerly occu-Finnan Haddies, Yarmouth Bloaters. Edinburgh Oat Meal and

W HERE they will continue to keep a full stock of Fancy and Staple Bry Goods and Millimery Goods, consisting of Flowers, colored and black Crapes, Vel-vets, Velours, Ornaments, Hat and Bon-net Shapes of the latest styles, Lace, Ma-lines, Ribbons, etc. d282 Oat Meal Grits, L. Bose & Co's Leith Lime Juice, &c., &c. GEO. A. PRINCE & CO.,

of the Post Office.

nor Remember the place, north

FAMILY

GROCERIES

d40

General Superintendent

UTAH CENTRAL KAILRUAL.

Pioncer Line of Utah.

ON AND AFTER JANUARY 187, 1874,

No. 1. Pass'r.

6 00 AM

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No. 2. Pass r.

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Nos. 3, 4, 5 and 6 will be run daily, 8 days excepted.

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set for that time, naming the case. The case was taken up and dispos-ed of, taking probably fifteen min-utes, after which the court was adjourned.

to-morrow." I then rose and reminded the court that a motion for the confirmation of the report of a referee and for an injunction thereon, had been

telegraphic and local columns, 'it and one which I knew nothing matters and things therein contain- denounced in Prussia. will be seen that the rumor was about-had goue to try a case in the first judicial district court at not baseless, but had sufficient not baseless, but had sufficient foundation to justify public cred-ence. Provo, relying upon the under-standing that this case would not be called for trial immediately. Mr. The new appointee, Isaac C.

Parker, of St. Joseph, Mo., is an that such was the understanding; old circuit judge and member of ner's, Mr. Royle's, commenced be-Congress, a native of Ohio. He is a republican in politics, and a man of ability and character. If he should accept the office and be confirmed by the Senate, it is to be hoped that his judicial administration will be characterized by faithful adherence to censtitutional principles, impartiality, and a high nouncement or order in reference regard for the interests of justice thereto, and I supposed no further and the public welfare, so that he may long merit and enjoy the respect and esteem of the commu-

nity.

ABOUT ALIMONY PENDENTE LITE.

HERE are a few brief extracts from the papers concerning alimony pendente lite-

From the New York Post-

"After more than six months' on the previous day, and referred deep study his honor Chief Justice to Mr. Marshall, who was present, McKean, of Utah Territory, has in corroboration of my statement-given his decision in the case * he bowing assent-and stated that

* It is embraced in two closely- for those reasons we had not pre-printed columns of a Salt Lake pared ourselves for trial on that printed columns of a Salt Lake newspaper, which a correspondent who sends us a copy of it writes that he confesses inability to com-prehend. But therein the judge evinces his wisdom. If his opinion were written in the language of the were written in the language of the Utes or the Sioux he could not be so successful in disguising his reason-ing, those aboriginal tongues not being adapted to the concealment ing, those aboriginal tongues not being adapted to the concealment of thought by verbiage. Only one thing is clear, that is, that the plaintiff is to have her law expenses paid and \$500 monthly alimony predente life. Thus in order to do paid and \$500 monthly alimony been marked "passed" on his cal-pendente lite. Thus in order to de-plete Brigham's bank account does erased and the word "ready." writ-

pendente lite. Thus in order to deplete Brigham's bank account does the judge repudiate his own principles and infringe apon the law of congress made especially for Utah, and by the common law of the land, any other mon law of the land, any other mon law of the land, any other trage is not his wife. This is the heretofore considered it his special mission te establish.
"By his decision the judge recedes from his own principles, and may fairly be halled by the More codes from his own principles, and may fairly be halled by the More constructor by the that fudge methem to the other when absent? This case must go on. This court has been absent? This case must go on. This court has been absent? This case must go on. This court has been absent? This case must go on. This court has been absent? This case must go on. This court has been absent? The singeng and obstructure business, and i do not propose that it shall rest under such false assertions."

From the Chicago Times-

"The proceeding is a somewhat extraordinary one. It is customary, when an appeal has been taken and bonds filed for the faithful perand bonds filed for the faithful per-formance of the verdict of a court, to hold judgment in abeyance until the appeal is at least argued. This summary method of dealing with the prophet looks very much like persecution, and will awaken sym-pathy for him instead of aiding the cause of justice." From the S. F. Bulletin— From the S. F. Bulletin—

ed were true. Witness my hand and notarial SEAL Marshall, for defendants, then said that such was the understanding; JAMES N. KIMBALL, fore they were partners; that he (Mr. Marshall) knew but little about the case, and that Mr. Royle, Correspondence. relying upon the understanding that the case would not be tried Sunday School Examination. immediately, had also gone to Provo to attend the trial of the BOUNTIFUL, Davis Co., March 16th, 1875. same case Mr. Bennett had. The presiding judge listened to these remarks, but made no an-

Editor Deservet News: Sunday last, the 14th instant, was an interesting time to the people of North Canyon Ward, it being the examination of the Sabbath school children. At about 10:30 a.m. the ing the present term except by agreement of parties.

The next day (Thursday) the presiding judge proceeded to call the calendar peremptorily, and having called the first four cases congregation was called to order by Elder L. M. Grant, Superintendent of the West District Sunday school. without finding either ready for trial-at which he manifested some

After singing by the S. S. choir, and prayer by the chaplian, Thomas F. Fisher, pieces were spoken by the children, which consisted of questions and answers from the Bible and Book of Mormon, selecimpatience — to my surprise he again called No. 34, which had been printed as the fifth and last case for the day. I arose immedi-ately and called attention to the

executive session, Boutwell sub-mitted the following, which was tions from the Juvenile Instructor laid over till to-morrow: and other publications of the Church. In justice to all, I must "Resolved that a special comstatements made ty Mr. Marshall and myself in relation to the case say they acquitted themselves ad-mirably, showing with what dili-gence they had employed their own minds and the untiring enmittee examine the several branch es of the civil service with a view to the reorganization of the several departments thereof, that it be au-thorized to sit during the recess of ergy and perseverance of their teachers. Permit me to here menthe Senate, to employ a stenographer, to administer oaths and to send tion a few names of those that were

for persons and papers." The reso-lution was submitted as public business, the doors being con-sidered as constructively open. The Senate "en took up the Hawaiian reciprocity treaty, Morrill, of Vt., being entitled to the floor, in oppo-cillion to its milliontion. very excellent-Master Frank Green, "Happier Days to Come;" Wm. Ashby, "Give the Little Boys a Chance;" Byron Eldredge, "Don't Forget the Old Folks;" Miss Eliza Barnett, "New Year's Eve," and the "Gambler's Wife;" Harriet E. Jones, "Little sition to its ratification.

> EASTERN. Pinchback's Case, &c.

Killed With Chloroform.

Johnson, "A Dialogue Between a Stranger and a 'Mormon' Lady;" postponement of l'inchback's case was a sudden movement of his friends determined on after a care-ful canvass showing his certain ejection on a direct vote. Their reasoning is that the Wheeler com-mittee's arbitration may result in such a change in the Louisiana legislature, as will cause the elec-tion of somebody as senator more objectionable than Pinchback, and

objectionable than Pinchback, and that in such case the latter may be admitted, in order to exclude the other. This anticipation neces-sarily presumes that the republican opposition is on expediency, not principle. All the republicans op-posed to Pinchback voted to post-pone, except Christiancy and Hitchcock, who voted no. Ed-munds was silent. The tendency of the present situation is to pro-

South District S. S. choirs was very good. Brother James Weight has been very diligent and persevering, in teaching the children music, for which he is well qualified. Elder N. T. Porter, County Superinten-dent, addressed the meeting, urg-ing upon teachers, superintendents and scholars the importance of in-creasing our subscriptions for the *Juvenile Instructor*. Bishop Anson Call, whose inter-est has always been in the Sabbath school, delivered an address suita-ble to the occasion. He was follow-ed, in some excellent remarks, by Counsellor John Telford. Elder Henry Rampton, the Ward super-intendent, presided on fhis occa-sion. He is well respected in the position he holds, ever manifesting a kind, fatherly, and obsritable disposition to all, so that his pres-ence in Sabbath school is at all times for good. of the present situation is to pro-mote Casey's election to the Senate by the aid of the conservatives, who are against Pinchback irrevo-cably, and who fear the choice of a conservative would seat Pinchback. conservative would seat Pinchback. Jewell says it is impracticable to enforce the modified postage on transient printed matter, as thous ands of tons were in the mail be-fore the change in the law was dis-covered; in the meantime care should be taken to inform the pub-fie that on newspapers, except when prepaid regularly by the office of publication, the postage is one cent et ounce.

He was nor Pacheco, yesterday, from influnot afraid of the encyclical, but ential citizens at Los Angeles, innot arraid of the encyclical, but ential cluzers at the party who cap-considered the matter serious, and would not allow itself to be treated with scorn by the church. ential cluzers at the party who cap-tured Vasquez, asking the postpone-ment of the execution; the result of Bismarck made a powerful speech in support of the bill. He said that the petition is not yet known.

the maxim that more obedience was due to God than to man cer-FOREIGN. tainly did not mean that more obedience was due to a pope mis-guided by Jesuits than to the king. The government was doing its duty CREAT BRITAIN. Bismarck's Monomania on Ca in protecting German freedom of mind against Rome. The house resolved to discuss the bill in full tholicism. LONDON, 17, 5.30 a.m.-TheTimes' Berlin special says that in the recent dispatch to the German minis-

sitting, instead of referring it to a ter at Rome, Bismarck suggests committee. that all the states with a certain number of Catholic inhabitants shall enter into an agreement to

TO-DAY'S DISPATCHES. repel Papal interference with poli-CONGRESSIONAL.

SENATE. Executive Session-

RIO JANEIRO, 17.-The extraor-dinary session of the Brazilian legis-WASHINGTON, 17.-Immediately after the reading of the journal of lative assembly, called for the purpose of considering the budget and the disorder in the country, conyesterday's proceedings, the Sen-ate, on motion of Hamlin, went vened to-day. A speech from the throne was delivered by the eminto executive session. Just after the Senate went into peror in person.

> SPAIN. Carlists Repulsed.

Funeral on Thursday, at 3 p.m., from

Manufacturers and Jobbers of

Late Greeley & Gale-Established 1838.

ST. LOUIS, MO.

esidence of parents, 20th Ward. Friends

hours fight.

espectfully invited.

BRAZIL.

Legislature Convened.

MADRID, 17 .- It is rumored that General Elio has abandoned Don Carlos' cause. Advices from the north state that nine battalions of Carlists made a night attack upon Woods Cross. Arrive at Balt Lake. 10 40 " the town of Sendugary, but were repulsed with great loss after two

MIXED TRAINS WILL RUN DAILY, Sundays Ex-Leaving Fait Lake City at 8.30 a.m. a. .05 p.m., and Ogden at 5 a.m. and 3.30 p. DIED Tuesday morning, March 16th, of inflam-For all information matory rheumatism, JAMES LINFORD, fifth son of Richard A. and the late Susan Descage apply to JANES SHARE. Gon. Fraght and Ticket Agent Watts, aged 6 years and 3 months.

JOHN SHARP. GEN. SUPERINTENDENT dil-o

NEW ADVERTISEMENTS UTAH WESTERN BAILWAY, M. RUMSEY & CO. ON AND AFTER SUNDAY, FEB. 7th, and other Agricultural Imple **Fumps** and Fire Engines Utah Western Railway Co

Lead Pips and Sheet Load, Iron Pips Fittings, Belting, Hose, Packing and Agricultural Implements. Will run daily trains for passengers and freight, between NORTH MAIN ST., ST. LOUIS, MO. SALT LAKE CITY AND CLINTON"

Leave Salt Lake City at 7:30 a.m. Arrive at Clinton's at 0:15 a.m. Leave Clinton's at 11:45 a.m. Arrive at Salt Lake City at 1:30 p.m. C. B. BURNHAM & CO.

The stages of the Western Stage Co. con-nect with trains at Clinten for Tooelo, Stockton, Ophir and Bry Cauyon, and street oars at Sait Lake City. Through tickets can be procured on the train. Wholesale Grocers.

Tain. All freight for the West must be a the U.C. Depot not later than so clock p.m. H. P. KIMBALL, Supt. Salt Lake City, Feb. 8, 1875.

UTAH NORTHERN RAILROAD.

Trains leave Ogden dal'y at 8.30 a.m. " " Franklin, " " 8.30 " " " Lokan, " " 11.00 " CHAS. NIBLEY. Gen's Preizht and Ticket Agents MORES THAT"HER, Gen'l Supt



Sup'.

THE NOT



COAL by the Car or Ton ! the nearest to Main Street ! that always gives ratisfaction in fact that coming be excelled SEEDS, PLANTS AND TREES.

MAXWELL, Nursery Seedsman and Florist, has a large variety of Vegetable and Flower Seeds, which he will 13" Leave orders at Z. C. M. L. Dry Store and Boot and Shoe Dept. P. O. Hox 576. GROESBECK & CRISMON

deliver at regular prices to order, which he will deliver at regular prices to order, within a radius of six blocks from residence, two blocks west and half-a-block south of Court House. He will also send seeds by mall, post paid, to any part of the United States, in packets and ounces at ounce rates. W. HOWARD, Prest. P. PUGSLEY, See Collections of Ploneer Seeds by mail:

No. 1, 24 variaties of Annuals, 51 00 2, 10 "Blennia's and Perconials, 1 00 3, 10 "Greenhouse or Window 1 00 HAVING PUBCHASED THE SALT

times for good. CHARLES R. JONES.

men;"

and I do not propose that it shall rest under such false assertions.' I arose and said: "Does your house refer to me by that remark?" He said: "Yes, Mr. Whitney, I do refer to you, for you chiefly, of all the members of this bar, have falsely asserted that business was delayed

Drops of 'Water;" Naomi Roberts, "Come Children, to Our Sunday School;" Flora Burgess, "Look Aloft;" Nellie Muir, "Little Wo-men;" Laura Ellis and Olivia WASHINGTON, D. C., 17 .- The postponement of Finchback's case



- a dina