

DESERET NEWS:

WEEKLY.

TRUTH AND LIBERTY.

WEDNESDAY, - - Feb. 17, 1875.

SEDUCERS, BEWARE!

SOME exciting scenes occurred recently at Napa, California, over the trial of Muybridge for the shooting of Harry Larkyns for the seduction of Muybridge's wife. The jury returned a verdict of, "Not Guilty," thus plainly showing that they would not convict a man of crime for killing the seducer of his wife.

The *Chronicle* says—

"The moral of the Muybridge murder trial seems to be that, in the judgment of a California jury, the killing of the seducer of a man's wife is no murder. In this case it is clear that the plea of insanity was not taken into consideration. The mental attitude of the jury seems to have been one which led them to declare that a man who kills the paramour of his wife ought not to be punished. Of course, such a verdict sets the law at defiance. But there are some things stronger and more sacred than law. There are things that all men by their instincts and intuitions recognize as right, which may be in certain times and places forbidden by positive law. According to the strict letter of the law there is no shadow of doubt that Muybridge was guilty of murder. The act of homicide was characterized by every trait which fixes the crime as murder. It was deliberate, premeditated, and carefully planned. It was not done in the heat of sudden passion, or under the stimulus of a freshly born impulse. The man made a long journey with the distinct purpose of murder in his heart and brain. He started from San Francisco with the intention of killing Larkyns, and he carried out his purpose in the coolest and most business-like way. These facts were all before the jury. They were very clearly brought out, and there was absolutely no room for doubt or dispute. And yet the verdict is, 'Not Guilty.' The clear significance of such a verdict under such circumstances seems to be that a California jury will not convict an injured husband who slays the betrayer of his wife."

LENT REGULATIONS.—Lent begins on Ash-Wednesday and ends at Easter. It is a period of fasting or abstinence, observed by the Roman Catholic and some other churches, commemorative of the forty days fasting of the Savior in the wilderness. Lent is a movable fast, and this year commences tomorrow, Feb. 10. Good Friday, the Friday immediately preceding Easter Sunday, is commemorative of the death of the Savior, Easter Sunday of his resurrection, and Whit-Sunday, seven weeks after Easter, of the feast of Pentecost. As to-morrow is Ash-Wednesday, to-day is Shrove-Tuesday, a day of confession with the observers of Lent, and "pancake-day" in many parts of England.

The following are the regulations for the observance of Lent by good Roman Catholics of the diocese of San Francisco, as published in the San Francisco papers—

"1. All the week days of Lent, from Ash-Wednesday, February 10th, till Easter Sunday, are fast days of precept, on one meal, with the allowance of a moderate collation.

"2. The precept of fasting implies also that of abstinence from the use of flesh meat. But, by dispensation, the use of flesh meat is allowed in this diocese during Lent, except on the following days, to wit: the Wednesdays and Fridays, the Ember-days, and the Thursday and Saturday in Holy Week, on which days there is no leave to use flesh meat, except by dispensation from the respective pastors, which they are hereby authorized to grant in cases of necessity, to be judged by them. All Saturdays are also

days of abstinence, but not of obligation.

"3. The promiscuous use of fish and flesh meat at the same meal is forbidden in Lent, even on Sundays.

"4. Some prayers, at option, are recommended during Lent, particularly on those days when flesh meat is used.

"5. Lent being a penitential time, the pastors are requested to lay before the Faithful the importance of Christian mortification, and also the grievous obligation of complying with their Easter duty, which may be fulfilled from the first Sunday of Lent; they will frequently and earnestly impress upon their respective flocks the necessity of attending, before all other things, to the salvation of their souls, and they will exhort them to the faithful discharge of all their Christian duties, the only thing that can secure to us the everlasting happiness of heaven. For this purpose they will hold religious exercises in their churches several times a week, according to what their prudence may deem expedient.

"† JOSEPH S. ALEMANY,
"Archbishop of San Francisco.
"San Francisco, Feb. 2, 1875."

HE CAN'T COME.—Spurgeon, the popular London preacher, in response to a request of a Boston lecture bureau, to visit this country, says he can't come, he has too much constant work on his hands in his present field of labor, and thus states his situation—

"It is not possible for me to leave my work except for a short interval to rest. I have no one to occupy my pulpit, preside over my church, look after the college, govern the orphanage, superintend the colporteurs, edit the magazine, etc. I must keep my hand on the oar till I die. I see no hope of my visiting America, much as I would like to greet the brethren there. Compensation is not an item of consideration. Nothing indeed could compensate my conscience if I left my work and any harm came of it. I know, within a little, what I can do, and I feel that I cannot conscientiously attempt a work in America to which I am not called, to the injury of that which now engrosses all my time and every faculty I possess."

BAD TO WORSE.—What do they mean in San Francisco? Last year the police record of this city was reduced from that of the year preceding, and we are hoping a still further reduction for the present year. But San Francisco is hurrying on in the opposite direction, judging by the following extract from the *Chronicle* of Feb 8—

"Crimes of violence seem to be fearfully on the increase in San Francisco. During the month which closed yesterday fourteen persons were arrested and held to answer on the charge of murder and two on the charge of assault with intent to commit murder. What is San Francisco coming to?"

If the metropolis of the Pacific coast persists in that course, we shall have to send a few "Mormon" missionaries there to preach repentance and to show the people a more excellent way than that which they are now pursuing.

FOUR AMERICAN SURPRISES.—An eastern paper says that a distinguished artist who has travelled extensively, observed closely, and had opportunity to see and study about all there is on this continent worth visiting, declares that there are four, and only four, genuine surprises in America—Yosemite, Niagara, Washington and Chicago. Each of these four great points of interest not only meets expectation, but positively surpasses all conception, while at the same time each will bear the closest analysis and the test of prolonged and intimate acquaintanceship. Not the least of the four, in extent and charm of surprise, does he rank Washington, which he regards as the most delightful place of residence which he has ever seen.

Can that distinguished artist have ever visited Salt Lake?

THE BEECHER BUSINESS.—The *Chicago Advance*, a religious paper, thinks the prospects are that Moulton, Mrs. Moulton, Mr. Tilton and Mr. F. B. Carpenter will hold to their allegations of Beecher's confession of guilt, that he will deny the confession, that he and Mrs. Tilton will deny the main charge, that the jury will disagree, that "the nonchalance and levity assumed by some who are most interested, are painfully out of place," and that "as the trial goes on it is one of the saddest scenes that the sun looks down upon in the world."

MARDI-GRAS.—This term, mentioned in the dispatches in the *NEWS* to-day, is the French for Shrove Tuesday, the day before the beginning of the fast of Lent. Mardi-Gras is celebrated by many French Catholics, and some others, by grand display, processions, feasting, etc.

Local and Other Matters.

FROM FRIDAY'S DAILY, FEB. 12.

At Cedar City.—Presidents Brigham Young and Geo. A. Smith reached Cedar City, Iron Co., last night, on their way northward.

Business Quiet.—M. A. Blumenthal who lately arrived from Beaver, states that business in that locality continues exceedingly quiet.

Young Salmon.—This morning Hon. A. P. Rockwood sent about 2,000 young salmon, averaging nearly two inches long, of the November hatch of California eggs, to Davis County, to the care of the fish commissioners of that county. These young salmon are to be placed in a stream running from Mr. Grover's farm into the Salt Lake, as an experiment.

Indians and Whiskey.—Last night A. E. Foster was caught in the act of giving a bottle of whiskey to an Indian, for which he was arrested. Justice Pyper fined him \$50, and when imposing the penalty the Judge stated that if the Indian had got drunk and committed any depredation the punishment would have been doubled, and that the accused was liable to the full extent of the law, which is a fine of \$100 and six months imprisonment. Served him right.

Quick Work.—The rapid manner in which the twenty-five miles of the Utah Southern Railroad, between Provo and a short distance south of Santaquin, shows the enterprise of the company and the energy of the superintendent. The survey was commenced on the 12th day of December, and the twenty-five miles of continuation will be finished on Tuesday, February 16, on which day the last rail of the Utah Southern will be laid, but trains will not run to the extreme southern end of the line for some time.

Serenaded.—Last evening Governor S. B. Axtell was serenaded, at the Townsend House, by the band of the 14th Infantry, and at the same time General John E. Smith, Commandant of Camp Douglas, and the officers of the garrison generally, besides a number of the ladies, called to pay their respects to the Governor, who received them most cordially. The whole party, including a number of guests of the hotel, adjourned to the dining room, where, to the music of the band, dancing was engaged in and a pleasant hour spent.

A Reported Fatal Affray.—We hear of a most disgraceful affray in Neff's District, Big Cottonwood Ward, which occurred there last Friday night. It appears there was a dancing party at the school-house, those engaged in it being residents of the District and Ward already named and Sugar House Ward. During the course of the evening a quarrel broke out and a big fight ensued. An Indian, named "Ike," who lived with Julian Moses, was so badly mauled that for a while it was supposed he was dead. Subsequently, however, he revived, but we learn that he expired yesterday morning, from the injuries received at the disgraceful fight. The sheriff is now acquainted with the affair and will give it his attention.

Interesting.—The audience at the 20th Ward school house last night, on the occasion of the lecture of Mr. C. R. Savage, on

"Spectral Analysis," was large and most attentive. The lecture was clear and concise and enlivened by the introduction and interspersions of flashes of humor, which frequently and strongly affected the risibilities of the listeners. It was also illustrated by diagrams and experiments of an interesting character. At the close a vote of thanks to Mr. Savage was responded to with the most hearty emphasis, showing the appreciation of the audience of the able way in which he had entertained and instructed them. It was pleasing to note that there was a preponderance of the youthful element among those who attended the lecture.

The next lecture of the course, under the auspices of the 20th Ward Institute, will be delivered on Thursday, Feb. 25th, by Prof. Karl G. Maeser. Subject—"Characteristics of Youths in various Ages and Nations."

Nineteenth Ward U. O. Soap.—A few days ago we received samples of Pale Savon, or family soap, and Castile soap, manufactured at the Nineteenth Ward United Order Factory. After having had it tested, we are enabled to say, on what we consider as good authority as need be, that the family soap is as good as, and even considered superior to, the very best qualities of the article imported, which is saying a good deal, and if the factory continue in producing so excellent an article, we believe the success of the concern will be insured. With regard to the Castile kind, it has the good quality of rendering the skin soft and smooth, but some might consider that it was just the least trifle too hard, although hard soap is considered the best for washing the face and hands. Altogether the production of the factory is a success, especially so far as the family soap is concerned.

Counterfeits.—Yesterday a man, giving the name of Joseph Gasmere, fell upon the ground near the Exchange Building corner in a very bad epileptic fit. The police took him to the City Hall that he might there be cared for. He was subsequently found to be a man of whom complaint had been made as having twice attempted to pass counterfeit currency bills. When he had recovered sufficiently he was taken before Justice Pyper, to answer to the charge, when it transpired that he was a Jew, that, being impecunious, a number of persons of his own race had donated money to him to the amount of \$35, to help him to get to San Francisco. When taken to the City Hall he had, with his other money, a couple of counterfeit \$5 bills, which it was proved he had several times endeavored to pass. The police judge, taking the most favorable view of the case possible, discharged him.

Humbugs.—Not long since we devoted considerable space to describing the different kinds of "humbugs" by which the people of this City have frequently been "bamboozled" and mulcted, and it is doubtful whether people are not as ready to be led astray by windy pretensions as ever. A person may come along and announce that he will communicate certain useful information, educational or otherwise, to anybody desiring it, in an astonishingly brief space of time, but, like the circuses which make the biggest pretensions the more conspicuous the blow the larger the "sell." It may be set down as an infallible rule that "there is no royal road to learning," but that proficiency is attained in any branch by the student having more or less aptitude, and he must exercise diligence and perseverance. Let no one suppose that there is anybody who has discovered the *modus operandi* of communicating to others what he may happen to know by a system of magic. The matter of becoming master of any subject in science, art or mechanism depends more on the intelligence and application of the student than anything else, and without these elements it certainly cannot be attained.

Habeas Corpus Case.—Emmet Culbreth, the young man who came here from Salt Lake a little more than a week ago, representing himself to be a journalist, and who had passed off a forged check in Salt Lake City, was brought before Judge Wright yesterday from the City Prison, where he has been confined for nine days past on a writ of *habeas corpus*. The petition alleges that Culbreth was arrested without warrant of law, upon a

simple telegram from a private person in Salt Lake City, and has been imprisoned in violation of law. With the return of the writ was a warrant for Culbreth's arrest, issued by Judge Morrison. The attorney for the defense proved by witnesses from the office of the chief of police that the warrant had been obtained after the writ had been issued. Judge Wright decided that the case should go before Judge Morrison. The prisoner was therefore taken to the Fourth District Court. District attorney Ryan submitted the requisition of the Governor of Utah as authority for holding Culbreth. After hearing the argument Judge Morrison sent the case back again to the County Court. Judge Wright will hear the case at one o'clock to-day.—*S. F. Chronicle*, Feb. 10.

FROM SATURDAY'S DAILY, FEB. 13.

Born.—In this City, Feb. 11th, to the wife of Joseph E. Mullett, sen., a son.

Appointment.—We are informed that Gov. Axtell has appointed Charles D. Evans notary public for Utah County.

Grand Dress Ball.—We have received a complimentary invitation to attend the grand dress ball of the Salt Lake Fire Brigade, alluded to in a previous issue of the *NEWS*, which will come off on the evening of Monday, February 22nd, Washington's Birthday.

Guilty.—Last evening the jury in the case of the People vs. Philip Shafer returned a verdict of murder in the first degree, the penalty attached to which, according to the territorial laws, is death.

Messrs. McCutcheon and Dilley gave notice of a motion for a new trial, which will probably be argued during the approaching week.

Not Dead.—We learn this morning that "Ike" Moses, the Indian reported as having died from injuries received in a fight in Neff's District, Big Cottonwood Ward, is not dead, but is reviving and likely to recover. The legal authorities of the locality where the fracas occurred should investigate the matter, that the guilty parties who engaged in the disgraceful row may be punished, as the law directs.

The Culbreth Habeas Corpus Case.—The *habeas corpus* case of Emmet Culbreth, the pretended journalist and alleged forger, was called in the county court at one o'clock yesterday. It being shown that the young man had been arrested without warrant of law he was discharged. He was instantly rearrested on a warrant of Judge Morrison, issued on the strength of a requisition from the Governor of Utah. Judge Tyler, the prisoner's counsel, during the afternoon made application to the supreme court for a writ of *habeas corpus*. It was ordered that the matter be transferred to Judge Wheeler's court.—*S. F. Chronicle*, Feb. 11.

That Counterfeit Case.—Yesterday a local paragraph appeared in the *NEWS* alluding to a police court case in which Joseph Gasmere, a Jew, was charged with passing counterfeit money, and which stated that the Justice, taking the most favorable view of the case possible, discharged him. The evidence for the defence showed that a supposed counterfeit \$5 bill he had tried to pass had been given him in a sum of money which had been collected for him to aid him to go to San Francisco, and the witness who appeared against him on the part of the charge including an attempt to pass another bill at the Salt Lake House, could not be positive as to his being the man. Being subject to fits the man may probably also be affected with mental imbecility. We make this statement concerning the case that it may be seen on what the Judge's decision was based. Justice Pyper, in disposing of all cases that come under his official cognizance, shows a conscientious regard for the rights of all parties that is very commendable.

The British Mission.—The following are from the *Millennial Star* of Jan. 19—

"Our first company will probably leave Liverpool on or before the 12th of May. Those who are expecting assistance from their friends in Utah, should lose no time to inform them of this fact, as peradventure such aid could be rendered available by that time."

"Elder B. H. Watts writes from Bristol, Jan. 6,—'Brother Hanham