

THE DESERET NEWS.

TRUTH AND LIBERTY.

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TERMS IN ADVANCE.

LOCAL AND OTHER MATTERS.

FROM TUESDAY'S DAILY, FEB. 10.

Bee Meetings.—An interesting letter, dated the 5th inst., at Gunnison, from Elder Edward Stevenson, now traveling through the southern counties in the interests of the bee industry, to incite the people to renewed vigor in the prosecution of that important enterprise, gives us the following items in point: On the 30th ult., Brother Stevenson met with the citizens of Pleasant Grove and organized a branch society, with James Culmore, president; Joseph Wadley, vice-president; and Charles Phelps, secretary. There were about 300 stands of bees in Pleasant Grove, an abundance of bee pasture and scarcely any foul brood. On the following day a similar organization was effected at Spanish Fork, with Charles Monk, president; C. W. Leah, vice-president, and Samuel Cornaby, secretary. About 500 stands of bees were found at this place, and the estimate of honey produced during the past year was 20,000 pounds. This favorable showing was due to the united efforts of the bee-keepers in destroying foul brood wherever it made its appearance, and faithfully guarding their hives from all such destructive pests.

Payson was the next point visited, where a society was formed with the following named officers: Walter Hewish, president; Parley Driggs, vice-president; Joseph Robinson, secretary. Payson as well as Provo had suffered terribly from the ravages of foul brood, and were somewhat discouraged in consequence, but hopes were entertained that the Legislative Assembly now in session would pass some measure for the relief and protection of bee-keepers, and thus give an impetus to the commendable work of bee-culture and manufacture of home-made honey. On the day of writing, Elder Stevenson expected to organize a bee association at Gunnison, and had made arrangements for holding meetings at Nephi and Provo, on his return northward.

The City Election.—The election yesterday passed off very quietly. The usual apathy was manifested, as on previous occasions when no opposition has appeared. The highest number of votes cast was 1,948, not near the half of the municipal register. Following are the official returns:

TERRITORY OF UTAH, S.S.

We, S. H. Hill, R. R. Anderson, James T. Little, Joseph E. Taylor and Orson P. Arnold, citizens of Salt Lake City, selected by the Mayor for the purpose of canvassing the returns of the votes cast in the several municipal wards of Salt Lake City, at the biennial municipal election, held in said city on Monday, the 9th day of February, A. D., 1880, do hereby certify that after being first duly sworn to faithfully perform the duties assigned us, we examined the ballot boxes and returns as received from the several polling places and found them all securely sealed as required by law. The recorder, in our presence, did break the seals of the several returns, and he and the undersigned carefully examined said returns and found them in all respects regular and that no discrepancy appeared therein affecting the election of any candidate. We therefore duly canvassed said returns and accepted them as correct, and hereby declare the following as the result of said election as shown on the face of said return, to wit:

FOR MAYOR.

Feramor Little, 1,944; O. J. Holmister, 1.

FOR ALDERMEN.

First Municipal Ward—E. F. Sheets, 1,836; W. W. Riter, 91; S. A. Woolley, 2; A. Spiers, 6; J. M. Benedict, 2.

Second Municipal Ward—Henry Dinwoodey, 1,947; R. McIntosh, 1.

Third Municipal Ward—A. H. Raleigh, 1,934; J. W. Cummings, 2; P. Pugsley, 2; R. B. Margetts, 1; Phil Margetts, 1; Yellow Dog, 1.

Fourth Municipal Ward—David O. Calder, 1,853; James Sharp, 83; George Romney, 3; P. A. Williams, 1.

Fifth Municipal Ward—Alex. C. Pyper, 1,941; Burr Frost, 1; Le Grande Young, 1.

FOR COUNCILORS.

Joseph Booth, 1,848; Jacob Weiler, 1,946; John Clark, 1,946; Thomas E. Taylor, 1,852; Harrison Sperry, 1,948; Joseph F. Smith, 1,863; John H. Smith, 1,945; O. F. Whitney, 1,865; Francis Armstrong, 1,945; A. J. Pendleton, 86; L. S. Hills, 86; Amos Howe, 79; George Romney, 80; A. M. Musser, 1; Wm. Fuller, 1; Jos. Warburton, 1; Jas. Wood, 1; Burr Frost, 1; J. W. Cummings, 1; Jos. M. Burkett, 1; J. C. Conklin, 1; J. Leviberg, 1; F. C. Reid, 1; J. B. Neil, 1; S. D. Conners, 1; G. C. Har-kins, 1; D. H. Bentley, 1; Joab Lawrence, 1; Robert Williams, 1; J. R. Walker, 1; J. H. Rumel, 1.

FOR RECORDER.

John T. Caine, 1,944; E. G. Matthews, 1; Sam Newton, 1.

FOR TREASURER.

Paul A. Schettler, 1,947; Thos R. Jones, 1.

FOR MARSHAL.

Andrew Burt, 1,937; A. D. Wheeler, 1; Bob Cop, 1; Dr. Robinson, 1; G. M. Ottinger, 1.

FOR ASSESSOR AND COLLECTOR.

John R. Winder, 1,928; C. E. Barnes, 1; Heber Wells, 1; A. Dewey, 1; Chas. Crow, 1; W. W. Riter, 1; Bolivar Roberts, 1.

In testimony whereof we have hereunto signed our names, this 9th day of February, A.D., 1880.

SAMUEL H. HILL,
R. R. ANDERSON,
JAMES T. LITTLE,
JOSEPH E. TAYLOR,
O. P. ARNOLD.

Attest:
[Seal.]

JOHN T. CAINE,
Recorder.

It will be seen that there was some opposition. The "Municipal Ticket" was placed in the field quietly, in opposition to the People's Ticket, and gained a few adherents. It was quite similar to the latter, and a number voted it by mistake on that account. Most of the names above, however, to which the smaller numbers are attached, did not appear on either of the tickets.

The Robinson Murder Case.—Yesterday afternoon, the case of the People, etc., against Adam Paul and others, indicted for the murder of Dr. J. King Robinson, in this city, eleven years ago, came up in the District Court. Messrs. Tilford & Hagan and Judge Dusenberry appeared for the defense, and Judge Van Zile for the prosecution. The latter announced that he had not sufficient evidence on hand to warrant a trial or justify the expectation of a conviction, and therefore moved that the indictments be dismissed. The defense objected to such a motion, as the dismissal of the case would subject the defendants to a liability of future prosecution on a similar charge. They had appeared for trial, and an immediate trial was what they desired and prayed for. Judge Tilford then read the following affidavit:

In the District Court of the Third Judicial District of the Territory of Utah, Salt Lake County.

The People of the United States, in the Territory of Utah. Indictment for murder in the first degree.

SALT LAKE COUNTY,
Territory of Utah. S.S.

Adam M. Paul being first duly sworn deposes and says: I am one of the defendants in the above entitled action.

That the indictment in said action, as appears by the records of said Court, was found by the grand jury of said Court on the 3d day of August, 1877.

That in the month of September next thereafter I surrendered myself into the custody of the United States Marshal of Utah, and was admitted to bail on said charge on the 27th of that month. That the amount of said bail was fixed at \$10,000, which I was fortunately able to obtain. That I then applied to Messrs. Tilford and Hagan, attorneys-at-law, to undertake my defense, and secured their services. That through my said attorneys I applied to the Third District Court for trial, and frequently urged upon said Court to grant me the privilege and benefit of a trial. That I have been present at every term of the said District Court, from the date of my bail up to this time, and have asked for a trial, and urged it by every mode known to the law. That I have made frequent application to Summer Howard, late United States District Attorney for Utah, and was assured and promised by him that I should be arraigned and tried just as soon as the co-defendants jointly indicted with me had been arrested. That the United States government, so I was informed by said Howard, desired and intended to try the defendants jointly. That two of the defendants in this case, to wit, Howard Spencer and Daniel Seegmiller, were, when said indictment was found, in Europe. That I caused word to be sent to said Spencer and Seegmiller, and urged upon them to return at the earliest practicable moment and surrender themselves for trial. That at the last September term of this court I requested my said counsel, Messrs. Tilford & Hagan, to have my case brought in for trial, as all the defendants had then voluntarily surrendered themselves, and were ready for trial. That I had prepared for trial at said September term, and had my witnesses on hand. That in anticipation of a trial on the 9th of the present month, on which day the case has been set for trial by order of the court, I have caused a subpoena to be issued and served the same on a number of witnesses resident in Salt Lake County. That I have telegraphed and written to four other witnesses, who reside, some in Weber County and others in the southern part of this Territory, and to secure their attendance have paid and advanced to them money necessary to defray their travelling expenses. That said witnesses are now in attendance, and were, after their arrival in Salt Lake City, duly subpoenaed. That I have incurred heavy costs in preparing for this trial.

I have a complete defense to said indictment, and am wholly innocent of any participation, directly or indirectly, personally or otherwise, in the murder of the person mentioned in said indictment. That in consequence of the fact of said indictment having been found, and remaining untried, I have suffered injury to my character and incurred reproach and suspicion among many worthy persons living in this community; that I am most anxious to have the opportunity through the medium of a trial to vindicate my character and establish my innocence. That I humbly and respectfully petition this honorable court to afford me such opportunity. That I am informed by my counsel and verily believe, that the Constitution of the United States guarantees to the accused the right to a speedy and public trial by an impartial jury, and that I earnestly appeal to the court not to withhold from me this right. That to permit the district attorney to dismiss, without trial, the indictment now pending, would inflict on me and my children a deep and irreparable injury, and on their behalf, as well as my own, I urge and entreat this court to have said indictment tried.

ADAM M. PAUL.

Subscribed and sworn to before me this 6th day of February, 1880.

S. H. LEWIS,

Notary Public.

He then entered in to an argument, showing that the murder was committed 11 years ago, that the indictment was found three years since, and that the case had been deferred from time to time on the same old plea of an insufficiency of proof in

the hands of the prosecution, and that it would be an injustice to postpone the trial any longer, but still more so to dismiss the suit and compel the defendants to go hence with the stigma of suspicion still resting upon them, liable at any future time to be again made to answer to the same charge.

Judge Van Zile replied that the anxiety of the defense for an immediate trial, and the resistance to his motion to dismiss the suit, seemed to imply a more thorough understanding of the details of the matter on the part of the defendant's attorneys than the prosecution possessed, and also a fear that evidence might appear eventually that would insure the conviction of the parties accused of the crime. If he should consent to a trial now, acquittal would be almost certain, and the defendants could never again be held to answer, no matter how convincing the evidence which the future might evolve, and he thought it his duty to insist on a dismissal merely, so that further prosecution might not be forever barred, in the event of its being warranted by evidence yet to appear.

Both sides were repeatedly represented, but the matter was finally decided by Chief Justice Hunter, who coincided with the District Attorney and granted the motion to dismiss.

FROM WEDNESDAY'S DAILY, FEB. 11.

Condolence.—We condole with Elder Joseph A. West and his family, of Ogden, in the loss they sustain by the death of their little son Willard, aged 2 years and one month, who died from scarlet fever and diphtheria yesterday, shortly after noon.

Wrong Name.—The Junction thus corrects itself regarding a recent item which we afterwards clipped from that paper:

A correspondent from Kaysville informs us that Mrs. Martha Walker, late of that place, and whose death we chronicled a few days since, was the wife of Mr. James T. Walker—not Joseph, appeared. Deceased was the daughter of Caroline Layton.

Look Out For It.—We were shown to-day a \$5 National Bank bill, that we regard as one of, if not the most dangerous counterfeit ever circulated in the west. The engraving is nicely executed and the general appearance of the bill calculated to deceive all but the most expert.

The note purports to be issued by the First National Bank, Tamaqua, Pa., for five dollars. To detect the counterfeit, turn to the back of the note and near the upper right hand corner is the word "owing," which reads in the counterfeit "ownig," and in the lower right hand corner is the word "thousand," which in the spurious bill reads "thousand."

Only Justice.—The project of a memorial to Congress from the inhabitants of the 11th Ward, asking for an appropriation of \$50,000, as a recompense for the deprivation of their Red Butte water supplies, diverted from the original channel for the benefit of the Fort Douglas Military reservation, will meet the hearty approval and endorsement, not only of the City Council, who were considering the matter last evening, but of the entire right thinking portion of the commonwealth. The people in the eastern portion of the city had used the waters from Red Butte Cañon for a period of fourteen years prior to the establishment of the military post, and were, therefore, in law and equity, rightfully entitled to them. Of course the residents at Fort Douglas need water, and ought to have it, but it is not right that the claims of the first settlers should be entirely ignored, when the scarcity of the element makes the circumstance a subject of controversy. But being deprived of their right to the waters originally theirs, what the settlers now ask of Congress, is a sufficient appropriation to reimburse them for the expense to which they will be subjected, by the proposed conducting of the waters of Jordan River to their neighborhood, for the relief of those who are there residing.

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