EVENING NEWS, sition that cannot be successfully mote the interests of civilization and Three hundred persons thrown out of petit jurors who now serve their country without money and without m

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CHARLES W. PENROSE, EDITOR.

Saturday. - - Det. 17, 1881 ANOTHER PIECE OF JUDICIAL or sheltered from the condemna-INFAMY.

In the District Court on Friday, ple. Judge Hunter denied the motion of Arthur Brown, Esq., to correct the record of the order of court sustaining the demurrer to the complaint against George Q. Cannon. It will be remembered that a suit was commenced in that court by Sutherland tained and spoken against the injusand McBride, attorneys for A. G. Campbell for the purpose of having the naturalization papers of George Q. Cannon declared fraudulent and void. Mr. Cannon's attorney demurred to the Jurisdiction of the Court in this case, and the Court sustained the demurrer and dismissed the suit against Mr. Cannon. So far all was regular. But the objectionable feature in the ruling, and which Mr. Brown sought to have corrected in the record, was this: The Court declared in the Opinion as one reason of the dismissal of the case, that George Q. Cannon admitted in his demurrer the facts stated in the complaint, namely, that "the certificate of naturalization was obtained by fraud and fraudulently used." This statement of the Court , was false, as no such adm ssion had been made by the defendant. We have already published the demurrer in proof that no such admission was made in any shape or form. Why then should the Judge make such an official assertion, and on its error being pointed out, why did he not c rrect the record?

Let us look into it a little. It is well known that the law firm that brought the suit is engaged in tol- republican form of government" in stering up the fraud now sought to this Territory. But while one offibe perpetrated upon Utah and the cial, and he not elected by the peonation, by foisting upon Congress ple, can make void the enactments as Delegate from this Territory a person who was not elected, and who cannot be said that Congress has in no sense represents the citizens given us a republican form of govnor any party of the people. They ernment in Utah, nor that any par-

which the Judge adopted, asserting the rank and abominable falsehood it contains. The paper, in the hand- REFERRING to the delight of the writing of J. G. Sutherland, we learn | wretch Guiteau at the projected cru- | tice that certificates of the par value from unimpeachable sources, was sade against "Mormonism," the of say \$20 are selling freely at a filed with the Clerk of the Court. Omaha Herald says: Judge Hunter has now become fully responsible for it. The document not only contains palpable untruths, but it was written by one of the counsel interested in the that all murderers, adulterers, liars, case, and was framed for prostitutes, pimps, debauchees, plous the purpose of being used against Mr. Cannon in this contest thorough-paced rogues of every kind, before Congress. It was immediate- disapprove of our religion. The devil ly talegraphed all over the country, himself regards it with demoniac and the press everywhere in refer- aversion. And yet we rejoice and ring to it stated, as they had good give thanks to God for it daily. Sinreason to suppose from the dispatch, gular, isn't it. that Judge Hunter had adjudicated Mr. Cannon's naturalization void. The Judge privately repudiates any such signification to his ruling. He deries that he meant any such thing as the plain wording of the order intimates. Here is his own language on this subject, verbatim:

controverted. It only remains to be constitutional government, and says seen whether the men elected to these will be best guaranteed by a legislate for the nation will permit fluence of Chili so ably sustained strong prejudice against an unpopu-lar system of marriage, to blind also at great cost on the field of battheir eyes to a simple question of law and justice. Whether the may be injurious to human pro-

"Mormons" are to be condemned gress. (Signed) WILLIAMSON, M. P. or not, the Governor of Utah's act, a gross violation of law relating to An experienced American diplo-mat once said, "Chili is to South his official functions, and ought not to be covered over by any sophistry south is." We believe that our administration realizes at once the power and right of Chili and has not the slightest disposition to push its views beyond the friendly represen-tations already made. We believe tion of just and liberty-loving peo-

to that the government of Chili un-

The Cabinet.

Assistant Tressurer.

\$200,000 More.

lutions.

Extravagant Prices.

the distrust with which all mining

enterprises are regarded by the gen-

The Washington Monument As-

WASHINGTON, 17 .- TLOS. C. Ac-

JURORS' FEES.

derstands and is perfectly satisfied with our attitude in spite of the IN another column will be found a blundering of some of our agents. communication on jurors' fees in civil cases. We have always main-The Times' Washington special leclares that the remainder of the tice of compelling men to neglect President's new cabinet will probably be as follows: Secretary of War, Robt. T. Lincoln; Secretary of the their business in the interests of litigants without 'adequate compensa-Navy, Geo. S. Boutwell; Postmaster tion. But we dispute the right and General, Timothy O. Howe; Secrethe expediency of paying from the tary of the Interior, Jerome B. public treasury fees for services to private individuals engaged Rapid Freight Transit on the S. P. in a quarrel about property. The The Southern Pacific Railroad Co. is making arrangements for a very heavy traffic. It expects to carry wheat from San Francisco to Liverparties in dispute should pay the jurors as well as the lawyers engaged in the controversy. pool in 33 days, as against 150 days

To pay the costs of court in civil by the Cape. cases from the public funds would be a virtual encouragement of frivo lous litigation. Persons disagreeton, of New York, superintendent of the Assay Office of New York, ing on trivial things would be more will be nominated, on Monday, as sistant treasurer of New York, vice likely to settle their grievances without resort to the courts if the Hillhouse. complainant in a civil sult were re quired to deposit a sufficient amount to cover the costs including jurors ociation will ask Congress to approfees before suit is entered. priate \$200,000 to continue the work

We wish to state here for the of completing the monument. benefit of our correspondent that the 3,000 Congressional Bills and Reso. fault of the present condition does not lie with the Legislature. A Up to adjournment of the Senate good bill, making such provisions as and House yesterday, there have been introduced in the Senate 592 he suggests, was passed at the last bills and 16 joint resolutions. In session but was vetoed by the Gov- the House 1,613 bills and joint resoernor. It is not correct to say that | lutions. The call of States for the the matter depends upon the presentation of bills in the House or reference, rests with the State of Legialature. It would if we had "a Pennsylvania. It is supposed that nearly 1,000 more bills and joint re-

solutions will be introduced when both houses meet on Monday. The Herald says: There is the present system of capitalizing

of employment

enth on a Sunken Sel The schooner Royal Blue Jacket laot with the captain and four of

Burned and Sunk.

CAIRO, 17.-The towboat Robin was burned and sunk to-Jay. No lives lost. No jarticulars.

We find many friends who do all

Ghost.

Indiana, Dec. 12, 1881. Editor Descret News: The WEEKLY NEWS is made wel-come in this section of county; it is n it only welcomed by residents, but is doubly welcomed by those who have the interests of Utah and its people at heart, and by us who are spoke as moved upon by the Holy

JUBOR. Salt Lake City, Dec. 14, '81.

Perpetual Motion-

with great force, and in almost the

same manner as steam acts, can be

per day.

that can be done to administer to administer to the wants of those who have left home to publish the On Monday there was in operation glad tidings of great joy, etc. Our friend Obe, "Oliver Shelly" as he is termed through this country, is a man of large heart, and of liberal the machinery in the works, and the sentiment, although not belonging to the Church we represent, is as firm an advocate as can be found among the most sanguine believers of the "Mormon" faith, and is comamong the most sanguine believers of the "Mormon" faith, and is com-monly known here as a dry land Mormon. Mrs. Shelly is a wholesouled woman, doing all in her power to help a weary traveler, who has left wife, home and those kin-dred endearments of society which tend to make life desirable and hap-py, and notwithstanding the change which a man realizes in leavier dred endearments of society which tend to make life desirable and hap-py, and notwithstanding the change which a man realizes in leaving home his heart is made glad in finding such friends as we find through this section as we find through this section, as well as o'clock, and the engine had stopped other sections of the United States. running, it only took a moment to again start it in operation by simply Notwithstanding the many misepresentations, here and there turning on the gas and touching a match to a small jet no larger than we find an honest heart seek ing after the kingdom of God. We have a branch of the Church the flame of a cigar-lighter. The machine immediately started to of Jesus Christ some twelve work, with a slight wheezing sound, and a slight but not offensive odor, miles from here, at a place called Johnsonville, presided over by Bro. as of burning gas or benzine in a gas stove. There was little or no heat John R. Johnson, who exhibits a great deal of public spiritedness, which makes him an efficient perceptible, except that caused by the friction of the machinery. When worker in the cause of right. running at its regular rate of speed The President's message does not the engine is supposed to use one-tenth of gas to nine-tenths of atmos-

seem to raise any comment worthy of mention, in regrd to Utah, "The empire of the west." I presume the Guiteau trial takes the place of phere, but at its full capacity it may use three parts of gas to seven parts or tenths of atmosphere. Tue sole principle involved is the movement on foot in mining stock other topics, as it is discussed pro

circles down town for a reform in and con, from the fireside to the explosive compound, made by a combination of coal and air in prostreet-corner gazer, and many surmines. Many of the properties mises arise as to whether he will per proportions. The engine regu-

failed in the object of their suit, but in order to ward off the effect of their failure, it appears that one of them ed, in the Wabash river bottom lands, the raising of its waters took tion. The piston vibrates in a cylinder one end of which is air tight, but

trice, that our legislators adopt medy for their benefit. For tance, let each litigant who allow ris case to be set for trial, pay a pr ant who allows rata tax to a jury fee sufficient to insure the 20 or 85 petit jurors the insure the 20 or so petit jurors the sum of at least \$2 per day. This would be but a triffe from each party and would be more in keeping with justice to men who leave their basi-nesses at a sacrifice to attend to the Correspondence. Covington, Fountaine County, Indiana, Dec. 12, 1881. Not Descent No.

NEW YORK, 17 .- The World's "The order as entered simply Laredo special says: The tracklaystates, that on the statements or alers of the Missouri, Kausas and legations of the complaint, and the fexas Extension have completed effect of the demurrer, the demurrer the laying of the line to the limits was sustained. Of course there of this city to-day. This gives an unbroken line of rallway from the could be no finding of facts, as none were presented. The finding Mississippi at St. Louis to the Rio Grande at Laredo, making a through line of about 1,300 miles in length. is based solely on the legal effect of the demurrer."

the southwestern system under-These are Judge Hunter's own, taken by Gould a little more than a words: Why then does he permit year ago has been completed from such a statement to go upon the Mississippi at St. Louis to three the record as that contained points-New Orleans, near the Gulf, El Paso, on the frontier of New in J. G. Sutherland's false Mexico, and St. Louis, about half **Qpinion** which he has adopted? way between these two. Mexico is Will not every man who undernow reashed by an American railstands the contest now in process parceive that it is part of the incentrating at this point, to comfamous attempt to cheat Mr. Can-non out of his seat in Congress, and 7,00 miles further, to the City of this Territory out of representation Mexico. The engineers who have had this part of the work in charge in that body? Can any respectable have already completed their non." Mormon" endorse such procondings? Is a man who will stoop will run through a rich mining to such paliry and shameful tricks and agricultural country. Exfit to sit on the bench as Chief Jus- tensive deposits of coal have been found on the line of the road, and tice of this Territory? The statesuch prrangements are making that ment in that ruling, that such ad- the standard guage rail way line is to mission had been made, was false in be operated by the Missouri Pacific fact and false in law, 28 we have Company, from St. Louis through heretofore proven. The demurrer miles in length, and may be expect simply objected to the jurisdiction ed to te completed and in operation of the Court. Neither in person, by counsel, or in any other way has Mr. Cannon admitted that which the ruling says he has admitted. The statement road from Laredo to the City of stands on the record to the ever-lasting disgrace of the attorney who ital is \$5,000,000, of which \$1,000, penned it, and of the Judge who adopted and permitted it to be placed there without correction. mon stock was used to pay for the

GOOD RESULT OF THE DE-BATE.

The Congressional Record of Dec 7th, which has just come to hand, contains the full report of the de-000 in bonds and \$20,000 in stock per-tor the construction of the line \$20,-000 in stock per-went out for want of oxygen, and

AND YET WE REJOICE.

eral public are due in a great measure to that fact. People who no.

"How bad the Mormons must feel honest about the whole scheme. since the assassin disapproves of and stand aloo from it. A bill will their religion."

It will be found on investigation mining properties dealt in here. Secretary Wood, of the Mining Exchange, said: "I cannot myself rascals, sectarian hirelings and tell you the price of any stock on our list except the California ones, which, generally speaking, have a uniform par value of \$100. However, it would not be well to have the number of shares in any case too small. Take Mount Diablo and

BY TELEGRAPH PER WESTERN UNION TRLEGGAPE LINE. AMERICAN.

Railway to Mexico.

short occasionally, as it helps to make the market. So far as lics in its power, the Exchange has already instituted some reform in this matter, and when a mine is sought to be listed at an extravagant capitalization, as for instance, with 1,000,000 shares, the committee declines to entertain the application.

\$30,000 Fire.

CINCINNATI, O., 17.-A fire in Booth's kid glove store inflicted damages to the extent of \$30,000; half insured.

Mississippi Fire.

MEMPHIS, Tenn., 16.-A fire to-night, at Bates Hill, Miss., burned the store and livery stables of S. Bur-chari & Co., and the *Blade* news-paper office. Except for the efforts of the citizens and favorable wind a of the system are now rapidly con-centrating at this point to con-

CHICAGO, 17 .- The Journa" Washington special says: The would be assassing of Guiteau continue to appear. The photograph of a man named Uttely, who is said to have left Nebraska a few days ago to come here to assassinate the asassin, has been received by the authorities here. Notice has also been received that the Mollie Maguires of Pennsylvania have been detailed to rid the jury of their responsibility. The attempt is to be made on the 21st. A rackage addressed to Guiteau was opened yesterday and was found to contain a piece of rope.



on the Ring theatre disaster says: The chief engineer asked two po-licemen at the main entrance to the theatre whether there was anybody within, and received the reply that the whole audience had left safely. This statement was apparently con-firmed by the fact that no parsons were seen at the entrances of the building. The men of the fire brigade subsequently made their way to the galleries, but the air was suffo-

Palmer-Sullivan concession, on the condition that the preferred stock should be paid for in full in cash. The construction company turned over the contract to the railway Editor Deservet News: Now that our Legislature will soon convene, a word or two on the jury question, with your kind permission. the firemen were unable to breathe. The report expresses the conviction that the audience died speedily from suffocation. Algerian Fleeds. ALGEIRS, 17 .- The dams near Algiers on the Avan Railway, are bursted and the line flooded. Many lives are lost and several vessels have foundered.

away much, adding anything but comfort to the already serious situaso arranged that the fire or spark is communicated at the proper mo-ment to an admixture of atmosphere The weather has been exception. ally fine, the first snow of the seaand gas, which is admitted as the piston reaches the proper point. The admixture exploding creates a va-cuum, and the piston is pulled in market price of a few cents, fancy there is something irregular and dis-

son fell yesterday, Dec. 11. Turkey fattening has commenced o that lovers of that dish can enjoy probably be introduced when the Christmas to their heart's content many, however, will probably dine on roasting ears. I hope, however, Legislature meets providing for a uniform system of capitalizing all that on that occasion I may enjoy a Merry Christmas such as you en Joy in Utah.

Your brother in the gospel ELI A. FOLLAND.

A MORMON BATTALION SOLDIER

CASTLE VALLEY, Huntington, Dec. 7, 1881. Editor Deseret News:

Northern Belle; they have each only 50,000 shares; the Virginia and Cali-fornia have only 540 each. When I, Matthew Caldwell, son of Curshares are so few, traders are afraid tis and Nancy Hood Caldwell, was born June the 11th, 1882, in Jefferto sell stock short, as they could eas ily be cornered. This is a disadvan-tage. It is well to have stock sold

son County, town of Mount Vernon, State of Illinois. My father moved from Jefferson County, Illinois, to Hancock County, Illinois, in the year 1826, where we remained until the Spring of 1846. I witnessed all the mobbings and house-burnings of the Saints, during that time; was taken with a writ served by the Sheriff of Hancock County, to a) pear in Warsaw, on the 25th day of June, 1846. There I found the mob assembled, moulding balls, making ready to start to Carthage, in charge

of Col. Levi Williams, of Green Plains, where the most dastardly act of the nuncteenth century was committed, in taking the lives of the Prophet Joseph Smith and Hyrum his brother. Whilst this was going on, I was put under guard and placed a astraddle of a cannon i the hot sunshine with my hat oil, during the day of the 27th, in order to punish me for refusing to go to Carthage to help to commit the das-tardly act. During all this time I had not attached myself to the Church

In the spring of 1846, in company with my father-in-law, Thomas Guymon, James and N. T.Guymon, his sons, and Robert T.Johnson, his son-in-law, now Bishop of Fountain Green, crossed the Mississippi Riv-er, and took the Pioneer trail en routs to Salt Lake Valley. In the meantime stopped at Mount Pisgah, for 500 of our best men to be march-

but it all turned out for the best. his farm, two miles south of Tem-At this place I was bartized by Apcstle E. T. Benson; moved on to Council Bluffs, where the Mormon Battalion was raised. Volunteered after being exiled from a boasted Early in October we bought two solid car loads of goods designed largely for holiday trade. Every variety of fancy furniture is includ-ed. A few nice pictures, music

republic; went into Mexico as a pri-vate soldier; returned after perform-ing all the duties required of me, September 27th, 1847, and found my sacrificed family, which were left to the mercy of the wild tribes, in the enjoyment of good health and spi-rits. ry, 1882. BARRATT BROS. MATTHEW CALDWELL,



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at Walker House and learn your best business adaptations to the va-rious spheres of life, etc. PARTINGTON. THE GREATEST LIVING THE PLACE Is at Donelson Bros. where you TOPOY. can get your staple and fancy dry goods at bottom prices. Try them. THE-MEMPHIS UNIVERSITY STUDENT THE FINEST COLORED QUARTETTE IN THE COUNTRY.

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Donkey Tony. Special Sale of HATS at ew and Beautiful Scenery and Stage Effect Prices as usual. No Extra for Reserve Seats. Box Office of an Monday, December 1 Goldberg's, Wasatch Build-

STEEL

make selections.



A fine lot of half French and half Spanish, also a lot of very fine grade Bucks, all of which were imported where we were overtaken by a re cruiting officer of the United States wish a demand from the government Also, a fine lot of Utah raised grade Bucks, from Crismon & Weiler's ed into Mexico-an unbuman cali; herd. Apply to ALMA PRATT, at

ings.

racks, ladies desks, fir These goods we are hauling from the depot, and we mean to sell them between now and the 1st of Janu-

THE Finest Display of HOLIDAY GOODS, at the Lowest Prices, to be ound at





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188

Figs, Shrimps, Truffied Sardines, Boneles

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1881

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2881

bate over the Utah Dalegate's seat- mile. Of the stock and subscription, It was a lively discussion, in which quite a number of members took part, and resulted in the publication in the *Record*, by consent of the House, of the "certificate" given by Governor Murray to Allen G. Camp-bell; the full text of the decision of bell: the full text of the decision of stock. that functionary, in which it is admitted Geo.Q. Cannon received 18,568 wotes and Allen G. Campbell but 1,857; and the certified copy of the returns of election over the signa-day by cable from Liverpool. It is ture of the Secretary.

Thus the evidence on which Govarnor Murray presumed to set aside the votes of nearly all the citizens of Utah who cast their ballots Nov. 2, 1880, is placed before the House and every member has full opportunity of perceiving the impu usurpation of the Executive of Utah. Neither republicans nor Democrate, with any regaid for law or the principles of American Government, can conscientiously endorre

Chill and Pern.

hope the infinence of your govern-ment may be salutary, as Peru is morally, financially and politically bankrupt. She cannot indem-nify Chill. Her promises, life her bonds, are utterly worth-

ment, can conscientiously endorre that assumption. That the Governor of any Territo-ry or State in the Union has not the alightest power to officially decide whether or not any person is a citi-of the United States, is a propo-

Ye Gentle Communitat

PARIS, 17 .- Lieut. Luller an he following of the Tribums was received. It is day by cable from Liverpool. It is from a very capable member of Par-liament (sitting for a Scotch bo-rough), who has also exceptional acquaintance with the subject by reason of a long residence and large business connections on the Pacific coast of South America: "Liverpool, Dec. 17. "Liverpool, Dec. 17. "Liverpool, Dec. 17.

ervice.

LONDON, 17 .- In the case of Dr. relative that he might inherit property, the proseculion stated evidence would be produced show-ing that Lampson purchased two grains of aconite previous to his visit to Wimbledon and that he was in a

s for Unlidren, go to F. AUERBACH & BRO.

Call special attention to their im-mense stock of beautiful and use-ful HOLIDAY GOODS, suitable for Presents, which they offer at most nable prices.

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criminal nature. We have nothing to say with respect to the latter va-riety. Civil cases, however, are a source of perpetual discontent to each venire of jurors, for this rea-son? Jurors, ordinarily no better cir-cumstanced than other people, are called to neglect their farms or other places of business, under penalty of the law, for the purpose aforesaid of passing upon the merits of cases brought before them, without the least hope of some tangible remu-neration, the law giving them no such guarantre—not even immuni-ty from taxation during the term of service. Go to Barnes & Davis's for your Christmas and New Year goods. They offer a large choice stock to select from. Give them a call brfore you make your purchases. They have some of the square cheese that took the prize at the Territorial Fair, which they are offering to their pa-

trons. DANDRUFF

Another thing. When the dockets Is Removed by the use of Cecentar And stimulates and promotes th are made up for each succeding term and cases set for trial extending over growth of the hair. BURNETT'S FLAVORING EX-TRACTN-are the best.

\$500 Beward! WE will pa the above reward for any

and cases set for trial extending over a term of three or four weeks, ac-cording to the amount of business, jurors are compelled to be in at-tendance at court whether cases are tried or not. For instance, at the last September term of the Third District Court, there were but three verdicts rendered during a term of nearly three weeks, the cases aver-aging about one day each, leaving a disagreeable balance of time for ju-rors to idle about town, there not being sufficient time for them to re-turn home in the short time for which they were each day excused. Our object is to suggest in behalf manufactured only by JC

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P. MARCETTS' CALIFORNIA WINE DEPOT

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