

LOCAL AND OTHER MATTERS.

[FROM MONDAY'S DAILY.]

THE CORINNE CATTLE STEALING.—O. S. Wright and W. Schoonover, committed for trial in the Probate Court of Box Elder County, under indictments found by the grand jury of that County, were before Judge C. M. Hawley, in Chambers, on Saturday afternoon, on writs of *habeas corpus*, issued by the aforesaid judge.

The question argued by counsel was whether or not the Probate Courts of this Territory have criminal jurisdiction. The ideas of the Judicial dignitaries before whom the arguments were made are too well known to render it necessary for us to allude to them. However clear the position of one side of the question might be made to appear, it was generally expected that the decision would be the other way, that is, on the negative side of the question.

Mr. Smith made a magnificent argument in favor of the criminal jurisdiction of the Probate Court, and in doing so quoted from the organic act of the Territory, the laws of Utah, and a variety of authorities on the subject. He took the ground that Congress, as indicated by the Organic Act, had left the matter entirely in the hands of the people, and the people, as was their right, had provided, by legislation, that the Probate Courts should exercise criminal jurisdiction, and that in no other way could the sovereignty of the people be vindicated. It was for the people to say what should constitute local crime and provide for the punishment of the same. Were it decided otherwise, Utah would soon become an asylum for criminals of every description, and then farewell to the peace, comfort and good order of the cities of this Territory.

Mr. Smith was followed by Judge Spratt, counsel for the other side. Mr. S., however, had a severe and sudden attack of the "epizootic" or something of that nature, for after speaking a few minutes he had to leave the room. He started out on his argument, however, on a very slim basis. The portion of the Territorial statutes by which criminal jurisdiction is given to the Probate Courts says the Probate Courts have criminal jurisdiction. The learned gentleman contended that if the purpose had been to give jurisdiction to those Courts the language would have been, "and said Courts are hereby empowered and authorized to exercise, &c."

After Mr. Spratt came Mr. R. H. Robertson. The most that he said was that the matter was so clear on the side for which he was counsel that he thought it unnecessary to argue the matter. Now everybody knows that it is much easier to say a matter is clear than it is to make it appear clear, and this milk and water style of assertion is very often used as a subterfuge to cover up ignorance on any subject. He insinuated that the Supreme Court of the United States was a very doubtful concern, that the bench of that tribunal certainly did not know any more than they ought to, and he referred his honor, as substantiated evidence of this, to the review of the decision of that august judicial body in the Englebrecht case, by a talented member of the Chicago bar.

Mr. Smith thought it was something new in jurisprudence to overrule the decisions of the highest legal tribunal in the land by the opinions of a talented member of the Chicago bar.

After a few severe comments on the decision of the Supreme Court of the United States in the Englebrecht case, in which the sombre Hawley said the bench of that tribunal had misapprehended some matters pertaining to that affair, it was decided by the Judge that the prisoners, Wright and Schoonover, were, so far as the indictments found against them by the Probate Court of Box Elder County were concerned, free. He, Judge Hawley, however, held them under bonds of \$2,000 each, to appear before him, as a committing magistrate, on Monday, to-day, at Corinne.

"SUBSCRIBER" ANSWERED.—In answer to the query of "Subscriber," which appeared in the News a few days ago, "Bookkeeper," who says he would like to have an interview with "Subscriber," requests us to insert the following:

SALT LAKE CITY, Jan. 27, 1873.

Editor Deseret News.

Sir—Not having seen any reply to "Subscriber" I would say that before appointing officers it is necessary to comprehend the magnitude of the business. Some do, and others do not require a treasurer or secretary. The book-keeper, who should be an experienced man, and not a boy just from college, full of theories, is, in fact, the secretary, and it is his duty to thoroughly understand the whole of the transactions of the establishment, to keep the books and accounts correctly, and conduct the business in a strict but gentlemanly manner, not slighting anything or anybody.

The best work on book-keeping is practical experience.

HOME MISSIONARY APPOINTMENTS.—Sunday, Feb. 2nd, South Cottonwood (Rollin's Ward).

Elders R. Miller, R. F. Neslen, Isaac Groo, Thos. Taylor, Milo Andrus and Samuel Neslen.

SUGAR HOUSE WARD.

Elders Geo. Teasdale, John Nicholson, S. A. Woolley, J. P. Freeze and A. Smith.

NEFF'S DISTRICT (Brinton's Ward).

Elders John Van Cott, M. B. Shipp, H. W. Naisbitt and W. A. McMaster.

FARMINGTON, FEB. 9th.

Elders Milo Andrus and Isaac Groo.

Meetings commencing at 10 a.m. and 2 p.m. The Elders named are requested to be punctual in filling the above appointments.

Saints from adjoining districts and wards are cordially invited to attend.

REUBEN MILLER,

per R. F. N.

SALT LAKE CITY, Jan. 27th.

Editor Deseret News:

The Board of Directors of the Agricultural and Manufacturing Society met on Saturday evening, Wilford Woodruff presiding, and endorsed the advertisement offering \$50 to movie artists for the best design for a Diploma.

The subject for purchasing a race track was canvassed, and it was agreed that the various offers of grounds should be investigated and that considered the most eligible procured, the nearest to a railroad line to have the preference, if the land be equally suitable in other respects.

The Supervisory Committees were instructed to get up lists of premiums in their respective departments for the fair of 1873.

ROBERT L. CAMPBELL,

Secretary.

A DISGRACEFUL INSTITUTION.—We are reliably informed that one of those most infamous institutions of modern civilization commonly known as "hurdy gurdy" saloons has been established on East Temple street, and that it is the intention of certain parties to open another, close to the first, on a larger scale. In the name of the decent citizens of Salt Lake, we protest against any such dens of iniquity being allowed in this City, and it is "devoutly to be wished" that the city authorities at once put a stop to the one now in existence. If allowed to flourish they would lead the feet of the thoughtless and unwary into the paths of pollution and destruction; let them therefore be nipped in the bud.

BOUNTIFUL MEETINGS.—The meetings held at Bountiful yesterday, under the auspices of the Salt Lake County home missionaries, were very numerous attended, considering the condition of the weather, and a most excellent spirit prevailed throughout. The speakers were Elders Joseph H. Felt, Isaac Groo, Milo Andrus, Geo. Teasdale, H. W. Naisbitt, and R. F. Neslen. The principal subjects dwelt upon were the proper training of the young, tithing, and the latter-day judgments.

WESTERN UNION TELEGRAPH—GREAT REDUCTION IN RATES.—The president directs that on and after February 1st, 1873, there shall be no rate between offices of the Western Union Company higher than two dollars and fifty cents for "ten" words. All Western Union rates therefore, which are at present higher than two dollars and fifty cents will be reduced to that amount from February 1st, 1873.

W. B. HUBBARD, Superintendent,
E. N. SIDER, Manager,
Salt Lake City Office.

COMMENDABLE.—The offer, by the D. A. & M. Society, of a reward of \$50 to the best design for a diploma is very commendable to the association. The whole aim of the society is in the right direction—the promotion of home industries. As we have some very good artists in the Territory, the competition will probably be participated in by quite a number of persons.

ERRATUM.—In an obituary notice of Mr. Homer Roberts, published in the News a few days ago, the types were inadvertently made to say that the gentleman died at the residence of his father. He died at the residence of his brother, Mr. Bolivar Roberts, of this city.

CLOSED UP.—We learn that Mr. David Day, merchant of this city, has closed up his business, having sold his premises to the Messrs. Auerbach Bros., and his stock to Z. C. M. I.

Editor Deseret News:

Please publish the following order, received from the eastern division superintendent of the Atlantic and Pacific Telegraph Company, with which the Deseret Telegraph Company connects.

Respectfully,
A. M. MUSSER,

Supt. Deseret Tel. Co.

"On and after Feb. 1st, a tariff to any point on the Atlantic and Pacific lines will exc. ed \$2.50 for 10 words."

"J. J. DIXON."

Y. NEE ROBINSON.—This famous delineator of Yankee character will play a short engagement at the Theatre, commencing on Monday, February 3rd. Wherever this eccentric comedian has made his appearance, he has been lauded by the press as an actor of extraordinary ability. He is said to be so inexpressibly comical as to keep his audience in a perpetual state of merriment, from beginning to close.

THE SNOW.—Our long snow storm, continuing on and off since Friday, seems broken. For such a long storm the amount of snow on the ground is not much, say four or five inches. There was more yesterday. A sharp frost now would make sleighing practicable, of which we have had uncommonly little this winter.

MARRIED. in this city, on the 24th instant, by President D. H. Wells, at the residence of the bride's father, Captain Francis M. Bishop, of the Deseret University, and Miss Eliza Pratt, daughter of Professor O. and Mrs. Adeline Anna Pratt.

WELLS FARGO'S STAGES STOPPED.—The Stages of Wells, Fargo & Co., have topped running from this city, on account of the epizootic.

HOME MANUFACTURE.—Much of the type in which the News appears to-day is of home manufacture, made on the premises.

THERMOMETER 23 at one p.m. to-day.

Snowy. Windy.

[FROM TUESDAY'S DAILY.]

THEATRE.—The Rigs sisters were greeted by a large audience at the Theatre last evening. The night was probably the sharpest of the season, but it was dry, though slippery underfoot. The cold—well, nobody minded that. The farce of "A Kiss in the Dark" went off in the lively manner in which Mr. Graham, Miss Kent and the company put those side-splitting trifles through.

The "Icewitch" was very nicely placed upon the stage, with the advantage of attractive scenery and showy costume, and the acting of Misses Walters, Kent and Simons, and Messrs. Cogswell, Graham, Thorne and Dudley carried the piece through with repeated applause. But the feature of the evening was the dashing dancing of the Rigs, and here words fail to describe the high, nimble, and graceful steppings and audacious and elegant terpsichorean contortions of these two most able and accomplished ballet artists. They must be seen to be appreciated, and there is a deal of them to be seen too. They were vigorously encouraged. By mechanical inadvertence the varied and brilliant effects of the calcium light were unavailable at the opportune moment when the splendors of its illuminative properties were intended to enhance the fairy-like magnificence of the scene and the surprising performance of the Rigs.

How is THIS?—Immediately after the decision of Judge C. M. Hawley was given, on Saturday, in the *habeas corpus* cases of A. S. Wright and William Schoonover, a gentleman of this city telegraphed the news to a friend in Brigham City. Yesterday morning the gentleman who sent the telegram received a letter from his friend informing him that the information contained in the dispatch had been anticipated, as the decision of Judge Hawley was known in Brigham City about six hours previous to its being rendered. The writer of the letter stated that a relative of one of the individuals accused of participation in the wholesale cattle-stealing arrangements told another party that the matter was all going to be nicely fixed up, that Judge Hawley was going to decide that the Probate grand jury indictments did not amount to anything, and that the aforesaid Judge, after thus deciding, intended having an examination into the cases at Corinne, where he would sit as a committing magistrate.

Some curious people may want to know how it is that a Judge's decisions can be anticipated before they are rendered. Well, it may be that some of the Brigham City people are excellent hands at guessing. They heard what kind of a decision interested parties wanted in the matter and the decision happened to be just of that character.

The proceedings in the gigantic cattle stealing operations will be watched with intense interest by a large number of people. It is well known that mighty efforts are being made by parties in the interest of the persons accused of participation in those transactions to cover the whole thing up. It is to be hoped, however, that their efforts in this direction will be completely unsuccessful. The investigation into these cases should be of such a thorough and exhaustive character as to show the matter up in the clearest light possible, that if any of the accused be not guilty of the allegations made against them their innocence may be made plain, and that those who are really guilty may be punished according to law, and with the utmost rigor thereof.

It is authoritatively stated that those thieving transactions have been so alarmingly extensive that a prominent industry of this Territory—that of stock raising, has received a powerful check in northern Utah, where those wholesale robberies have been systematically carried on. It is well known that, at least, one extensive stock herder and raiser has, by these transactions, been partially ruined financially. If such dishonest practices should go partially uninvestigated, and the participants therein walk abroad inhaling the atmosphere of freedom when they should be confined within the walls of a prison, the consequences of such a state of things being allowed to exist would not be difficult to determine.

As we have already stated, large interests are at stake in these cases and their progress will be watched with the keenest interest. All those whose actions shall in any way tend to prevent the exhaustive investigation that is so much desired will lay themselves open to the just censure and condemnation of not only the whole of the respectable citizens of this community, but of all the lovers of justice, peace and good order who may become acquainted with the nature of the circumstances connected with the huge robberies in question.

COOK THE EXCURSIONIST.—Mr. Thomas Cook, the great excursion organizer, wrote from San Francisco to England concerning his visit to Salt Lake last fall, on his tour round the world. He says—

"All my party were astonished at the magnitude and business characteristics of Salt Lake City.

"Apart from all religious considerations, the Mormons have done a great work in cultivating the plain and its tributaries, and it would be a sad day if this colony of early and industrious settlers should be depopulated, or their homesteads be forcibly taken from them.

"I called to see one of my once near neighbors a Leicester, who left his home and friends nineteen years since, as a journeyman carpenter. At my request he showed the produce of his farm, which was perfectly astounding.

"Thus it is with great numbers of industrious settlers, and it is earnestly hoped that they will never be disturbed in the possession of such honorably-acquired wealth, for wealth it is of the best kind.

"It is unquestionable that Brigham Young and his adherents have raised a city, cultivated the greater part of the Territory of Utah, constructed railways, and executed other public works, and have pioneered the way to the formation of another State of the Union."

THE STORM YESTERDAY.—Last evening, we are informed, the windstorm, which arose in the afternoon, became so violent northward, that near Farmington the exposed side of the U. C. R. R. carriages were lifted off the track several inches, and it was thought advisable to reduce the speed of the train. Joseph Walker, a young man, while out on the bottom lands near that place, hunting stock, was overtaken by the storm and, not being sufficiently clad to withstand the piercing effects of the gale from the mountains and the dry, driving snow, he came near being frozen to death. He fell off his horse several times, but finally managed to reach the depot, where he was cared for by the telegraph operator. With the aid of a little rubbing and some warm liquid to resuscitate the inner man, the youth was soon restored to himself and the Farmington choir was saved the loss of one of its best members.

ALL OF THEM.—We were informed to-day that all the parties, besides Wright and Schoonover, against whom indictments were found by the Grand Jury of the Probate Court of Box Elder County, charging them with participation in the Corinne cattle stealing affair, had been *habeas corpus*ed by Judge Hawley, and that they were to appear before that judicial functionary at Corinne to-day. That this programme might be carried out the bondsman of the accused surrendered the latter to the custody of the sheriff, in order that the writs might be served on that officer.

Rather peculiar doings these. It is presumable that Judge Hawley and others expect that Box Elder County is going to foot the bill connected with these proceedings, but, if we are correctly informed, and we think we are, the people of that County do not view the matter exactly from that standpoint. Would it be at all wonderful if people should refuse to pay for the privilege of being vexed and humbugged in a superlative degree?

THE RIGGS.—Here is what the San Francisco "Fisker" says about the performance of the accomplished Dancers at the California Theatre:

"The public of this city do not more than half appreciate the ballet, they have not been educated to it; last night, though the corps de ballet executed their dances in a style which reflected the greatest credit on them, the audience reserved their applause for the principals, Misses Emily and Emily Riggs, and were not at all too enthusiastic over the two famous danseuses, who set New York 'ild when they appeared in the 'Black Crook.' Miss Betty is an accomplished danseuse and has much variety of style; her sister, Miss Emily, is a beauty, dances with much spirit and abandon and must become a favorite with any audience."

CELEBRATION.—There has been great rejoicing among the Celestial residents of Commercial Street and the small streets and alleys diverging therefrom to-day, this being the first day of the Chinese new year. The streets and lanes above named resounded during a portion of the day with explosions of thousands of fire-crackers, strings of packages of which, several yards in length, were suspended from trees and poles and let off. There have been feasting, drinking and general merry making and the shouting of the Chinamen, the noise of the fire-crackers, &c., attracted a considerable crowd to the vicinity where those things were being carried on.

FIVE MILES OF GRADING.—Up to Saturday at noon five miles of grading were completed on the Salt Lake, Sevier Valley and Pioche Railroad, and the work is still progressing. The storm which prevailed here more or less from Saturday morning till yesterday afternoon, did not extend very far to the westward, with any degree of severity, as we are informed there was but a light fall of snow, on Saturday, in the vicinity where the work on the railroad was being done, and on Sunday afternoon it rained there for about a couple of hours.

RECEIVED.—"The Galaxy" for February is an interesting number of this popular periodical. Among its contents are "The Wetherell Affair," "Norway," "Life on the Plains," "From London to New York," "Women as Companions," and "Up to London for the Season."

"Lippincott's" for February has illustrated articles on "Searching for the Quinine Plant" and "A Glance at Athens," besides "Country-house Life in England," "The Forest of Arden," "Jack, the Regulator," "Submarine Diving," "John Chinaman," and a full amount of other entertaining reading.

SUNDAY SCHOOL PARTY.—A very pleasant party came off in the 18th District School House, 14th Ward, yesterday, under the direction of the managers of the Sunday School of that ward. In the afternoon the juveniles went forth in the klanee, and in the evening the adults did likewise. The room was not crowded, but the company was sufficiently large to give liveliness and spirit to the occasion, six cotillions being on the floor at once. The school house is large and convenient and a credit to the people who have built it. They are to be commended too for giving the children the first opportunity to enjoy themselves.

ONY-CALCIUM STEREOSCOPIC.

That is nearly as high sounding as the unpronounceable name of the man in a basement store in the Groesbeck Block. It is only the high-falutin, however, for what is known as the new magic lantern, of the wonders of which Brother W. Willis will give an exhibition in the Twentieth Ward School-house on Saturday evening, commencing at 7 o'clock. This is a good chance for a nice entertainment, especially for children. Adults 25 cents, children 10 cents.

Y. M. S. P.—We acknowledge a complimentary to a "Young Men's Select Party," to be given at the City Hall, on Friday evening, Jan. 31. Committee, D. H. Wells Jun., R. S. Wells, Floor Manager, James Currie.

Hawley and the Cattle Thieves.—The Cold.—Stage Passengers Frozen.

CORINNE, 23.—The parties recently held on the charge of stealing cattle in the Probate Court were brought before C. M. Hawley, Associate Justice of the Supreme Court of Utah, on a writ of *habeas corpus*, and discharged, Hon. C. W. Wilson, late chief justice, who is here on a visit, appearing for the defendants. Judge Hawley ruled that the Probate Court had no criminal jurisdiction, that the Supreme Court of Utah had decided them to possess only probate jurisdiction, which latter is the law on the subject. The opinion is spoken of as among the ablest and most exhaustive ever delivered in this Territory. The Judge held parties to answer before him to-morrow any charges properly made.

The Union Pacific blockade is raised and last night's and to-day's trains, consolidated, are expected to arrive at Ogden about eight hours late.

Thermometer at 7 this a.m. 8 below zero.

Despatches on the entire route from Ogden to Cheyenne say the weather equals that of last winter for severity, the thermometer ranging from 20 to 30 below zero.

No additional cases of epizootic reported.

MALAD, IDAHO, 23.—Last night was the coldest of the season, the thermometer 20 degrees below zero. Snow one foot deep in the valley. The stage from Montana was snowed in on the Malad divide last night. The passengers were out 14 hours. S. C. Hera, from Montana, had his feet frozen badly, and one other passenger was frozen considerably.

A PETITION.—A petition was presented to and read in the City Council last night, from Doctors John D. Bush and George B. Nichols, a king that those gentlemen be appointed public vaccinators. The petitioner propose that, providing the Council should accede to their request, an office, easy of access to the general public, be appointed, where persons could go within stated hours and undergo the operation of vaccination. It is also proposed that the City Council have the privilege to limit the fee to one dollar for each person. This latter consideration is well put in, for should public vaccinators be appointed, doubtless there would be many applications for the operation on and as a hundred or two could be attended to each day the business would be tolerably remunerative. It would not, however, be quite so financially beneficial to poor persons, who have large families, and who might wish each member thereof to be vaccinated.

Drs. Bush and Nichols propose to adopt Jenner's plan of obtaining pure vaccine lymph by inoculating a healthy calf with the virus from a smallpox patient, producing in the animal the genuine cowpox. The petition contains an excellent recommendation that the City at once establish a smallpox hospital in the outskirts of the City, which would prevent the existence of so many centres of infection where the disease spread to any extent among the citizens here. The petitioners express their willingness to take charge of such an institution, having had considerable experience in this direction in other places.

The petition was referred to the committee on quarantine.

SHOOTING SCRAPE.—Last night a diminutive Englishman, familiarly known by the peculiar sobriquet of the "Little Chief," accompanied by two other individuals, visited Metz' saloon—the scene of many scrapes, and after being there a short time he proposed to regale all present with a song. The proposition was accepted and a song was sung. One individual who was present, on the ground of objection to the display of the musical talent of the "Little Chief," entered into a dispute with the latter, when the other drew his pistol and commenced shooting, the consequence of which was that the little man received a bullet in the back part of his neck. The police were soon on the track of the shooter, but he, accompanied by another party, made splendid time in the direction of the 7th Ward. Just as one of the officers of the law was close upon the heels of the two fugitives, the latter rushed through the gateway of Dr. Davis' lot and escaped, it being dark at the time. Up to noon to-day the shooter had not been arrested.

MAYOR'S OFFICE.—The Mayor's Office, at the City Hall, has lately been greatly improved in its interior arrangements and appearance. On the floor inside the partition railing, which divides off the part occupied by the recorder and auditor from the main body of the room, an elegant carpet has been laid. An additional partition railing, of bronze, has been run across from the west wall to the other railing, with which it intersects. This latter compartment thus divided off is occupied by Mr. Isaac Groo, City Water-master. The painters, Messrs. Aubrey & Evans, have been at work, painting, graining and varnishing, and the office now has a very cozy and enticing appearance. Other rooms in the same building have been somewhat similarly treated.

THE CHINESE.—A feature of the celebration of their New Year's Day yesterday by the Chinese, was the entire absence of music, it being a time-honored custom among them never to sing or play on that anniversary. There was considerable whisky drinking and opium smoking among them yesterday, and a favorite refreshment with them appeared to be water-melon seeds, which they frequently passed around and freely ate. Sam Lee, a prominent individual among the Chinamen of this City, states that there is not a single genuine specimen of a Chinawoman here, but that they are Tartar women, originally from without the limits of the great Chinese wall, and that the cost of "female Tartars" in their country, ranges from \$150 to \$300 each. Sam Lee speaks fair English, and is quite intelligent. He states that the number of Chinamen in this city is about eighty.