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VOL. XIX.

CHICAGO TRADE.

SALT LAKE CITY, UTAH TERRITORY, TUESDAY EVENING, NOVEMBER 24, 1885.

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BLACK SATURDAY AT BLACK- lawyer, or you would have discovered a nple evidence on which the jury might find a verdict. I will ask you if FOOT. you have more than one wife? For the following account of the

A-Yes sir. proceedings in the District Court at Judge Hays-Then the jury have not Blacktoot, Idaho, on the 7th inst, the convicted an innocent man. Bp. Porter-What is unlawful cooccasion on which eight of our brethhabitation ren were arraigned before Judge Hays and received their sentences, we are

indebted to the Southern Idaho Independent, which paper is deserving of credit for its enterprise in obtaining a sage of the act? stenographic report of what was said :

On Saturday, the last day of the District Court at Blackfoot, the United States cases were again called for the purpose of passing sentence upon the the past three years?

Bishop Porter.—That is the reason I ask the question to know whether I Judge Hays .- Mr. Joseph M. Phelps, you have been indicted by the grand have or not. Judge Hays -- I think you ought to know. Have you lived with more than

jury and convicted by a trial jury of uniawful cohabitation. Have you any-thing to say, why the sentence of the one woman as a wife during the past court should not now be pronounced three years? Bishop Porter .- That is just what I

Mr. Phelps .-- I don't know that I said a while ago, that I have not. Judge Hays .- The jury have found have. I am a little sorry that I am ar that you have been guilty of unlawful cohabitation. In order to constitute raigned here for a practice that 1 beheve to be a divine doctrine. It is part of my religion, and while I am amenathis crime it is not necessary that you ble to the laws of the land, I hold there should hold sexual relations with is a higher law. I wish your honor to them. It is sufficient and a violation take this view. I have endeavored all of the law if you hold them out to the my life to live according to the laws of world as your wives. The law does not require that you shall disown the children. Upon the other hand, it is he land. I tried a good while to find that Mor-

monism was wrong. I am convinced that It is divine I would not give a cent your duty as a good citizen to support those children, though they were born for a religion that does not go further than the bonds of this world. My as a good citizen it would be your duty blood runs as thin as any man's when I | to support the woman that has trusted see the flag of my country. I love my you. You can support her as a brother shrink. I say to you in all kindness, country and I have always endeavored would support his sister, as a gentle but in earnest, that the course which to instill a patriotic spirit in my chil-dren. I do not wish to weary the court, I could say more court, I could say more. Judge Hays. - Mr. Geo. C. Parkinson, or no inmoral purpose as understood by the law.

you have been found guilty of resisting an officer of this court: of obstructing Bishop Porter. - I do not wish to make any promise. I have tried to obey the laws, yet 1 am have tried to justice by securing a fugitive from an flicer of this court. What have you to say why the sentence of the court should not be pronounced upon you? obey the laws, yet 1 am here to-day. Mr. Parkinson. -Nothing more than I do not know how far L may go.) repeat what I have said. I am not Judge Hays. Are the children of your second or plural wife your chilof the crime with which I am charged, that is all. Judge Hays. -I have been informed dren?

A .- She has no children; she had one that you have been advising, since this trial, others who have been convicted to make no promise of obedience to A.-Yes sir, I claim so, but it was

trial, others who have been convicted to make no promise of obedience to the law. Is that information correct,

law for years and years, unless it he but recently taken from you I under- I am an old man and I shall not live m holding these women out as my stand you to say that you claim the long wives. All I ask of you is to be merch right in the future as in the past, to Judge Hays I am sorry you have not

ful, for the sake of my children, as violate the laws of your country. your honor will expect to find mercy. Mr. Leathan -1 cianu that I have you had, because I hate, at your age before the bar of God. I have no more not violated the laws of the country. I have to punish In many things to say.

Judge Hays—Then the jury have not convicted an innocent man. Bp. Porter—What is unlawful co-habitation? Judge Hays—Have you more than one wife? A.—I have. Q.—Have you cohabited with your second or plural wife since the part of the fact in the fact in the portection of the law you reatements to the Court. Claim second or plural wife since the pass-sage of the act? A.—I have not. Judge Hays—I shall be pleased to be and forth accused, convicted and forth accused, convicted and forth accused, convicted and provisions of the United States law in the you have a right to commut.

claim that you have a right to commit there in your case, taxed at one hundred these crimes, and bid deflance to the dollars. Inws of that country of which you ask Mr. Blackburn, you plyad guilty? Source imprisoned in the Territorial

laws of that country of which you ask protection. You come before the Mr. Blackburn, you plead guilty? A. Yes, sir. Court and say that in the future you Q-Have you a desire to say anydefy those laws as you have done in thing further? the past. In other words, you pro-pose to stand here and defend your A NO. SIL

past course, which the government has me no assurance of your future good pronounced wrong, and which the moral sentiments of the civilized A -As

A -As I said before, I suppose 1 am world have proclaimed criminal. I have been palned in listening to you right, in obedience to my God. Q. - And you propose to exercise that right in the future as you have in the

It has been with regret that I have past? A -Yes, your honor. learned since coming to this Territory Judge Hayes. Then accept the that a considerable portion of the peoresult of your course, and accept it ple propose to stand out in deflance to the law and bind themselves together mantully. I believe you will do so. for the purpose of overthrowing and defeating the law of the government. have been somewhat impressed with your course in pleading guilty. Mr. Blackburn. 4 was guilty as the

It is with regret that 1 have learned this fact, but having learned it, 1 perlaw looks at it. ceive that I have a duty to perform, Judge Hays .- The sentence of the law is, that you, Alfred L. Blackburn, be imprisoned for the term of six from which I could not and will not months in the Territorial prison. It is you and your people are pursuing, not only in Idaho but in Utah and in other Territories where they dwell, is one further adjudged that you pay a fine of three hundred dollars. I omit your costs of the prosecution, you having which must inevitably destroy them as I will ask if, in that view, it is your a people. It requires no prophetic offense against the law. purpose to obey the laws of your coan-Mr. Bjorn, have you anything to say why sentence should not now be

pronounced upon you? -I believe not. you say you claim the right to deter Q.-And can you give no promise as to the future? A --- I will say this much: As you

mine what law you will obey and what law to disobey. You claim the right to dispute the law of men. Gentlemen, you are mistaken. A religion that is built upon a foundation of crime cannot stand in this age. 1 say it requires no prophetic power.

my religion. I can prove by that I have done nothing to smite my conbut only to trace from cause to effect, begotten before the Ekmunds law took effect. Q.-State if in the future you will defance to its laws. It will be known

the law, is that information correct, or bave I been misinformed? Mr. Farkinson.—I have given no di rect advise that if in the future you will as to how I would feel if brought up here charsed with an offense, under the law, which is a part of my religion Judge Hays.—I desire that you make no cvasive answer. I have been in-formed that you make made up my mind with the past. I know what I have done in the past. I k allegiance to all other governments and public sentiment which will be crystal-lized. When it acts against you, it will sworn allegiance to this Mr. Bjorn .- When I came to this be effective. You will think it cruel, country there was, to my knowledge but you have no one to blame but your no law against my religion. Judge Hays.-That law has existed some time. If you could not obey the selves. Obedience to the law now wil Mr. Garrison (anapostate).—I would secure to you the protection of the laws of this country, it was your duty erican people. Disobedience must in evitably result in the opposite. to leave it. The government will see that you do obey. The sentence is that you, Andrew I am aware that you are hoping that congress may interfere; that legisla-Bjorn, be imprisoned in the Territorial prison for the term of six months, and tion may go backwards. Some are vile enough to suppose that pecuniary conthat you pay a fine of three hundred dollars and costs of your prosecution taxed at one hundred dollars. siderations may control the legislation of this country. In that you are mis-taken. The American people are in earnest. They have determined that polygamy and this vile system shall be Bishop Porter, there was much in the trial of your case that caused me to be favorably impressed with you, and especially as the testi-mony was brought out in the case of Mr. Garrison. I thought you did your lotted out. You are impressing them by your actions every day. Your conduct here to-day will impress them still stronger with that be-lief. You are arousing a feeling that prevent him from entering into polyg you know not of. You are starting,an avalanche. It is like an avalanche that There are some things that cause me to think unfavorably of you and many of your associates. Evidence was gathers on a mountain peak, very little at first, but it grows stronger and at first, but it grows stronger that stronger antil it sweeps all opposition before it. I say you know not what before it. I say you know not what bad borue a child. The father of that bad borue a child. The stand and he lady was placed on the stand and he seemed to be ignorant of the fact that in the overthrow of your entire system, but will if necessary, wipe you from she was married. I understand from your statements since that she was The laws of the country must be obeyed. It is not for you to say which are to be respected and which are to be held for nought. Some of you are ing to the jury that this child, begotten by you, may have been illegitimate, and probably was, and that this wo-man, whom you had taken to be your American citizens. You owe this government full allegiance. Some have come from foreign climes. You have come here to enjoy the blessings of wife, might be a prostitute. It was free government and you now refuse not your language it was the language of those who spoke for you, and it aroused a deep feeling of indignation in your case. I thought you must blush for shame. Her father came upon the stand and sought to convey o yield to it the allegiance which you have sworn. I say to you, gentlemen, it is a suicidal course. It is not wise. There may be some divine providence that is guiding you on for the purpose of wiping your system from the earth. the same idea by his testimony. An this you and your people justify! Are-you not ashamed of any religion that f so, bow in obedience to it, and ac cept the results. Mr. Pheips, I had hoped and expected better things from you. You are a man of intelligence and are certainly endowed with many manly qualities. I had hoped and expected better things from you, You are a man of intelligence and are certainly endowed with many manly qualities. It was the words of your counsel, you remained silent. It was your duty to have stood forth and have stopped I had expected from you obedience to the law. You claim its protection. 1 learn that you have been industrious, and I understand that you have been them. I would not listen to such charge against a woman that trusted me. That would have been manly. able to accumulate a competency. It is by the protection of the law that you Had you done so I should have exerhave been enabled to secure a compe-tency, and by it you may be permitted cised much more leniency toward to enjoy the result of your industry. I had hoped and I had believed that one endowed with your intelligence In view of the fact that you sought to prevent Mr. Garrison from commit-ting this crime, the judgment of court and with the power to see the future and to see what your present ruinous is that you be imprisoned for the term of three months and that you pay a fine of one hundred and fifty dollars. course must lead to, would accept the situation. You have seen fit to pursue the other course. I have but one duty William G. Garrison, you may stan-Q.-You did when you went to the other course. I have but one duty up, I understand from you that you Bishop Porter and asked a permit to to perform. Painful as it is, that duty are not aware that you were violating shall be performed in pursurnce of the the law of the country, living in the relation that you did with these two women. Did you know that you oath I have taken, without shrinking. The judgment and sentence of the court is that you Joseph M. Phelps be imprisoned in the Territorial prison of violated the law unless you marri more than one? the Territory of Idaho for the term of A.--No sir, I did not. Judge Hays.-There are some things in your case that are still worse; but -No sir, I did not. six months, and you be further fined the sum of three hundred dollars, and in addition thereto you are adjudged your conduct since has been better.] to pay the costs of the prosecution of understand you to say that you have directed that this woman be taken away from your house? A.-Yes sir. Q.-Aud that she is no longer to live with you as a wife? -No, nor in any other way. Q.-You promise and pledge that in the future you will obey all the laws of Mr. Parkinson, your case is different from the others. You are convicted of having sought to resist an officer in your country? A .- That is what I endeavor to do. don't belong to the Church, and I am serving the process of this court. You plead not guilty, but the evidence was clear and sufficient against you. I ask you now if in the future you will desure I am old enough to make out with one woman; I will try it anyway. Q .- Will you advise others to obey the laws? A.-Yes, sir; I have advised the "Mormous" around me. Q.-I would advise you to obey the laws of morality and decency, and in sist from such conduct and devote your attention to minding, your own ousiness. Mr. Parkinson.-I could not say what I will do in the fuare. I have been a law-abiding citizen thus far. doing that you will make no mistake Are you able to pay a fine? A .- No, sir, I would rather be im-prisoned. It would not fall so heavy Judge Hays .- I shall judge the future shield those who are criminal; you ed wrong, your course is just the legit

prison for the term of three months. The prisoners are remanded to the charge of the United States Marshal, and it is ordered that he convey them Q -1 understand that you can give to the prison within thirty days

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a quest results." L. J. Addison, M. D., Pectoral, I found great relief, and an occuchicago, Lib, writes; "I have never sional use of it since that time has, I think, outer, in thirty-five years of continuous extended my life ten years at least " Ma have expressed your deep sympathy toward me, I will say that I know nothing about laws, but there is a tudy and practice in medicine, any prepa- V. M. Thebaud, Montreal, Canada, with broat and hungs; and I constantly recom- The doctor prescribed Ayer's Cherry Promend it to my patients. It not only breaks toral, which cured her of the diphtheria. up colds and cures severe coughs, but is Being still very weak and sick, she began effective in relieving the milt serious taking Aver's Sarsaparilla, which restored



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formed that you have advised some of 1 am perfectly willing to take the pen- and arousing them up and forming a the gentlemen who have been convicted alty of the law if I break it.

Judge Hays .- Mr. Garrison, you have of illegal cohabitation, and who now stand with you before the court, to been convicted of unlawful cohabitamake no promise of future obedience to the law; but on the other hand, you judgment of the law should not now have advised them to state that they would not obey the law. Have you so advised them, counseled, or in any

say a great deal, if you give me the privilege. I have but one wife, I think the court was satisfied of that though I was found guilty. I did not manner sought to persuade them to do Mr. Parkinson.-No sir.

consider that I was. Concerning the Edmunds law I thought it was made Judge Hays .-- I am glad to learn that have been misinformed. Mr. Alex. Leatham, have you anyfor polygamous marriages. I never hing to say why the judgment of the saw the law until after I came to Blackcourt should not now be pronounced against you? You have been found

I wish to say that I have always been nity of illegal cohabitation. Mr. Leatham.-Please your honor, I lovalcitizen. I am a native of the South, and was there during the rebeltook an oath of alleriance to the govlion. I have three scars made by rebel ernment in the year 1863. I have never bullets, trying to kill me because] repented it. I took that oath a dozen was doing secret service for the govlimes crossing the plains. I was willing ernment

I should have tried to put this woman to take that oath, and stand by it, a dozen tunes severy morning before away but she had no home and All I ould do would be to turn her out of breakfast. Soldiers were there, I guess loors. Since I went away I have setabout every ten miles, and we had to be thed up with this lady and have said she must go away. I don't think this court, or any other, will have occasion corralled and asked if we were willing to take the oath of allegiance. I said, "Yes." Down south, about Sanpete, I did military service three months,

e pass sentence upon me again. Q.—Do I understand you, in the presand was every day in active service from sun up until sun down. I still nce of this court and people here asaphold this government, but I must, sembled, to promise that you will in for conscience sake, preserve that the future obey the laws of your coun-heaven-born right that God has given try?

That is my intention I have never illegally cohabited with any woman not my wife. I have had Q.-Will you promise to abstain from llegal cohabitation with more than one

two wives. I had them because of my uan? A .- That is my feeling, and generally when I take a postion I stick pretty thorough conviction that it is the di-vine will of the Almighty. It is part of close to it.

my religion. I hold myself pure and undefiled. Would to God that all men Q -1 have been informed, it has ome to the ears of the Court, that gentlemen who are standing beside you, and upon whom it is expected I have a wife now and ten children, ine of them under ten years of age. All I ask is the privilege of taking care of them, of supporting them, of pro-viding for their wants, honorably, and the law. Have I been correctly inof living my religion as I understand formed?

A .- I don't know if it has been done Julge Hays .- You have only one wife in that shape. The strongest conversation was by other individuals who are not concerned in this matter at all. Q .- What have you to say about obe-Q.-What have you to say about obe-lence to the laws of your country in ne future? Some of these men have said, "You may as well go on with us." One in-dividual urged me to come back into A .- I have to say this, I have a the Church and marry this woman, I do heaven-born right, that God has given | not belong to the Church, and I do not

me, which I desire not to relinquish either to man or the government. expect to any more. Two or three of them may have Q -- In other words, do you claim the been gassing. They said, "You had better come and stay your ful time; if A.—That is part of my religion to have more wives than one. I am fifty years old, and I may never undertake such a thing, but I hold this doctrine to be revealed from God. Q.—You have no promise

-You have no promise, or assur ance of future good conduct, or obedince to the law of your country? marry this woman.

A .- No man knows what he will do in Yes sir. future. I have nothing to say -The Church denied it to you?

had a son-in-law

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