GEORGE Q. CANNON. EDITOR AND PUBLISHER. iaturday, . - - October 14, 1871. the initial point? THE SAN FRANCISCO , Golden Ero makes two very just remarks concerny IN the case of the People of the United readrality of wives as a portion of its creed. We have never heard any objection to this, except in Utah. So far as we know, it is generally conceded that a man cannot receive the teachings of the Old Testament as a rule of faith and Territory of Utah practice without acknowledging that Brigham Young. plurality of wives is a system of Divine institution and sanction. The prevalent idea that the New Testament wars against that system is erroneous, as has been confessed by more than one divine, and by otherwise eminent men, in different ages since the establish" ment of Christianity. We know per- well said: 'Courts are bound to take notice fectly that a man may have more than of the political and social condition of the one wife and be a good husband, a ten-der father, a highly respectable citizen, case at the bar is called 'The People an honorable member of society, a moral, honest, upright man, and in every sus Polygamie Theoeracy.' The govway a truly estimable character. We erament of the United States, founddo verily know that a man may ob" within its jurisdiction another government tain from Heaven as perfectly satisfac-tory a conviction and a knowledge that the system of plurality of wives is from The one government arrests the other in God as he can that any other doctrine the person of its chief, and 'arraigns it at the bar. A system is on trial in the peror any other practice set forth in the son of Brigham Young. Let all concerned Bible is from Him. So that no man keep this fact steadily in view; and let that need be dependent upon the ratiocina- government rule without a rival which shall prove to be in the right. If the learned tion of divines or judges or politicians in regard to the right or wrong of that question. The Era makes another very good polygamic practices charged in the indictpoint. It says that it is not the fact

of a man cohabiting with several women that the hue and cry is raised for, but it is because he marries them, makes wives of them, honors and protects children-these are the reasons for the objections to polygamy. If a man won't marry women, but will take them as mistresses, as distinguished men do all over the Union, disowning them as wives and disowning their offspring, then it will be all hushed up, for he is a "perfect gentleman," society indictment in this case on the ground that receives him with open arms, all honreceives him with open arms, all hon-bas such a proposition been advanced on orable positions are open to him. But argument by any of defendant's counsel let him marry those women with whom he has become practically "one flesh," and he becomes an outlaw at once. The point is well taken by the Era, but it is a sad commentary upon that, with all its powerful progress and enlightenment, there is "something rot-ten in the State of Denmark," fatally rotten. If any presumption is to be indulged in, it is that the defendant is innocent of the charges preferred against him, and that he will accordingly plead "not guilty" to the indictment, and that presumption remains

that will admit of some progress, instead polygamy. It is not in harmony with the break up his household, and send adrift civilization of the age; but under the cir- his wives and children? Certainly not; of bringing the reasoner right back to cumstances the best and easiest thing to do

ing the situation in this locality. The States in the Territory bi Utah versus Era observes that a religiour society based upon the teachings of the Old Testament may reasonably adopt a plu-The editor of the News Letter is in error

> TERRITORY OF UTAH THIBD DISTRICT COURT. The People of the United States,

September Term, 1871. in the Salt Lake City.

To the Hon. Jas. B. McKean, Judge of the above entitled Court.

other way. We the undersigned, of counsel for the defendant in the above entitled cause, respectfully except to the following language of your honor in your opinion upon the motion to quash the indictment herein:

the following-"The Supreme Court of California has country which they judicially rule." versus Brigham Young, its other and real title is Federal Authority vered upon a written constitution, finds telegraph correctly reports the court. will be put upon a jury to try a burglar, or

counsel for the defendant will adduce authorities or principles from the whole range of jurisprudence, or mental, moral or social science, proving that the plains of being injured. Nor does this asment are not crimes, this court will at once overt act of the challenged juryman. He asks, Are you a member of the church of quash this indictment and charge the grand jury to find no more of the kind.

The indictment in this case charges the defendant with "lascivious cohabitation," citizen answering yes verily, he is ordered and not with polygamy or treason. The to stand aside. statement of your honor that a system of them, and recognizes and cares for their polygamic theoeracy is on trial in this case in the person of Brigham Young, coupled a legal tribunal into a Lynch court, where with your intimation to us to prove by authorities that the acts charged in the indictsustain. And this is the legal treat to ment are not crimes, is most prejudicial to which we are invited. a fair trial of the defendant, in that it as-Polygamy is a vile practice, but all thoughtful minds will concur in expresssumes that the defendant has been guilty of the acts charged in the indictment, and ing the belief that we procure its annihilathat the law and not the alleged fact will tion at a heavy cost when we destroy our be on trial. courts and fetch justice into such con

No motion has been made to quash the tempt. the acts charged therein are not crimes, nor

EVENING NEWS, DEGE Q. CANNON, DITOR AND PUBLISHEE. DITOR AND PU

THE MORMON CRISIS.

THE MORNONS.

were they so disposed they would find is to ignore its existence and let the custom it absolutely impossible to do H. This die out. Our advice is, let the old wives matter was extensively discussed du

alone, but if new contracts are being enter- ring the agitation caused by the Cul-

Mormons. Thousands of women who MR. ROBT. MCWADE, when he says that the religion of Jesus have entered the Mormon marital state only allows one wife, as he will find if he in good faith and under the belief that who will appear in his great specialty of RIP attempts to prove his assertion from the their marriage was sanctioned by VAN WINKLE, which will be produced with teachings of Jesus. But the statement that

the present attack on "Mormonism" is an stigma of prostitution and their chilthrown on the cold world with the attempt at black mailage is pretty close to dren branded with bastardy. No rightthe truth, and the nail is hit exactly when thinking man could desire such a conthe editor says the crusade is neither cred- su mmation, and yet it is impossible to itable nor respectable. It is eminently the see what other result could follow the itable nor respectable. It is eminently the

carrying out of the measures in-sugurated by the Federal officers in Utah.

The only sensible plan for extinguish-ing polygamy without entailing a world of degradation and misery on The Washington Oupitol of Oct. 8, has thousands of innocent women and

We are promised a crisis, a real crisis, in Mormondom. On inquiry we learn that this crisis is effected by an open packing of a grand jury, and by the same process a petit jury. We are averse to polygamy. But after a careful investigation of the pro-posed legal suppression, we are driven to any that it is our judiciary, and not polygamy, that is being tried, and sorely tried, if the talegraph correcting matrices and the pro-talegraph correcting matr might be made for the protection of

Whether the judge is really so ignorant such women as choose to seconde. This as not to know his duty, or so vicious as to is a very grave question, the solution of disregard it, or both, we are at a loss to say; which ought not to be left to a Federal out with a cool audacity that is without Satrap. It properly belongs to Cona parallel since the days of the infamous Jeffries, he sets up a religious test, and through it alfts out his jury. He says in his address, "Is it expected that burglars will be put upon a jury to try a burglar, or

a bigamist to try one charged with that offense?" Poor devil, he fails to see the difference between a crime when a wrong is done an innocent party and the State, and an immoral practice when no one com-who are on the right aide, as we fully from beginning to end, but it can work CERTIFIED who are on the right side, as we fully tute expounder of law even inquire into the believe we are.

Latter-day Saints, and do you believe in the practice of polygamy? The questioned The following letter is from an influ ential citizen of Omaha to a gentleman residing in this city :

This is a religious test unknown to the OMAHA, Nebraska, Oct. 6, 1871. law, and when asked and acted on passes Dear Friend .- Your letter with enthe judge violates the law he is sworn to closures and President Smith's "Anawers to Questions," came during my absence from Omaha, which will explain the delay. I have become deeply interested in the affairs of your city and church since my visit there with Prof. Humiston, and shall study the little work you so kindly sent with real The fact is, this so-called judge belongs pleasure. The very courteous treatto a corrupt ring that bought its way into ment we received from you all has en-



MUCH of the speculation of the newspapers concerning the position and the defendant or his counsel. In so plead-prospects of what the world terms say that the acts charged in the indictment "Mormonism" has the peculiarity of are not crimes, but that he is not guilty of reasoning in a circle-it ends where it Then there will be a question of fact for begins, and the public is just as well informed and as near a satisfactory conclusion after reading such reasoning as before reading it. as before reading it.

An extract from the New York Her ald, published in the NEWS yesterday, has this same peculiar quality. The Herald thinks the present a very unpropitious time for the "coming wholesale divorcement" of "Mormon" women, which it takes for

granted is immediately at the doors. The time is particularly unfavorable, system of marriage, if not generally gentleman.

adopted elsewhere, should, at the very least, be left undisturbed by the rash hands of officious official intermeddlers, who have nothing better nor half so good to offer in its place, and are perfectly to remain on file.

bewildered which way to go to escap the dilemms into which they have recklessly rushed. As the Herald says, "The whole subject presents a most

women have a vote upon it," "they the Sainta, after the death of Sinita, re-ceived a new revelation, went forth into the ceived a new revelation, went forth into the wilderness, and some twenty-five years ago brought up in the valley of the Great Sait Lake, and commenced the building of a new temple, under the leadership of Brigham Young.

cial head in Washington.

until the defendant elects to plead either guilty on a special plea of justification, which latter has not been suggested by either have stained the earth with blood, nor the greedy ring that hope through war to fill their pockets.

FITCH & MANN, HEMPSTEAD & KIRKPATRICK SNOW & HOGE, HOSEA STOUT. A. MINER, LEGRAND YOUNG.

At the time of reading and filing the ham Young for a violation of that law. foregoing the Prosecuting Attorneys were He is too ill to be taken in custody, but it is understood that the authorinot in court.

They entered the court room shortly to trial as soon as he is able to appear in court. Under the instructions after, when Mr. Baskin suggested to strike for the reason that it is one "when the exception from the files, alleging that of of Chief-Justice McKean, the Terri-torial judge, his conviction is inevit-able; the facts are notorious; that he has lived and does live in cohabitation woman's great numerical preponder- there was no authority for such a paper. ance over the other sex, makes her, Mr Maxwell regarded it either as a perso" with all her acknowledged aweetness, nal attack on the Judge, or the proceedings a 'drug' " in the world's market, a of the court, or as a "political exception." with several women said to be "sealed" to him as wives is easily provable. The very excellent reason why the Utah To the insinuation of the last named jury, under the principle laid down by

gentleman. Mr. Fitch replied that it was no more a "political exception" than the opinion plurality of wives is simply adultery; which elicited it was a political ruling. The Court said that without establishing a precedent it would permit the exception

THE MORMON TROUBLE.

would certainly dictate that it would be far better to save all the time and anx-iety and labor expended over the per-plexing subject and let it be "left for circumstances to unravel," not only "finally," but originally, from Alpha to Omega, first, last, and altogether. Meantime, says the Heraid, "Let the women have a vote upon it," "they empt at once to take a vote upon it." peculiar faith; but they will have to a make it; for the government has now gone too far if the business to recede. We have reports of large purchases of arms and secret drilling by the Mor-

mons; but this need not cause unensi-ness. The feeble population of Utah Territory will not undertake a rebellion in which they would be almost annihiisted. The government is concentrat-ing troops near Salt Lake City, and has already there a sufficient force to keep the Mormons in check till an army could be sent forward from the east and

We submit that no "political and social condition of the country" can relieve the have their greedy eyes on the rich mines prosecution of the task of proving one or more of the acts alleged in the indictment, and that unless and until such proof is treasure. And while this learned, highmade the guilt of the defendant ought not toned expounder of legal morals is holding lieve the people of Ut in have the symthe civilization of the day, manifesting to be assumed or even conjectured by the forth in Utah, the gravest charges of cor-upt practices preferred by an United acquainted with them and their history. States Senator are hanging over his judi-

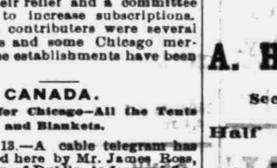
> Now weare assured by the more thought-REJOICING .--- Some of the religious ful who have visited Utah during the past year that polygamy is rapidly dying out before our Christian civilization that railoprnals in the east are beginning to sing peans over the supposition that "Mormonroad facilities and a desire for gold have ism is doomed." Don't be in a hurry, brought in contact with the barbarism. But friends. That hoped for eventuality is an this sort of thing does not suit the persecuold but hitherto false prophecy. ting Newmans who, from the earliest day,

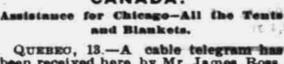
> > THERE ARE MESSAGES at the W. U. T. Office for P. T. Ware, William Dougal, and George Pierson.

Correspondents at Salt Lake City tell FOREIGN NEWS. us that matters there are approaching a crisis, and indeed it begins to look as though there must be a collision or a

CREAT BRITAIN. Aid From London.

back-out. The U. S. grand jury, in their enforcement of the anti-polygamy law, has struck at the tallest pillar in LONDON, 12 -A large meeting was heid to-night at Langham hotel with the Mormon church, by indicting Brigminister Schenck in the chair. Deep interest and sympathy were expressed for the suffering people of Chicago. Ten thousand pounds sterling was ties will apprehend him and bring him raised for their relief and a committee appointed to increase subscriptions. Among the contributers were several Confederates and some Chicago merchants whose establishments have been burned.





been received here by Mr. James Ross, from the city of Dublin, to for ward five hundred pounds sterling to Chicago. and they will not hesitate a moment over their verdict. The head of the church will be convicted and condemn-

ed, and this wil be, in fact a conviction and condemnation of the Mormon and acknowledging the noble assistance

church. The sentences will be light, as the object of the authorities calamity. A committee was appointed is chiefly to test the efficacy of to collect subscriptions. A sable dis-the law; and it may be that the patch has been received from the Eng-

one for a people who have been wed-ded for twenty-three years to a system that is the life and strength of their peculiar faith; but they will have to

ARRIVALS.

TOWNSEND ROUSE

Ocr. 13th. Alfred Rose, Meibourne, Ang. J E Einner, Ronoluin, H '; W Arthur, New Zealand, Pro-Billitman, Mrs Stillman, New Haven; James Server, N Y; James W Christiane, UPB & E H Parson, Tinue; E C Jacobs, Corlume.

OCT. 14th. James Findiny, San Francisco, E.M. Johnson, Clocinnati, MrL P Bidgeway, Mr Bronks, Miss Lake, H Hoffman, San Francisco, H Mollowell and wife, London, Eug: O B King and wife, Waterton, Comp; Misser D snut & Benvi is, ID; ON Minnis, Fa: Mrs D L Northrop, Brook-ign, Y; E Madeon, San Francis, L. Scienter, R. Dean, Oci 2 W Crosby and wife, Sie Bran-cisco. 7 Ocr. 14th.

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