

THE DESERET NEWS.

TRUTH AND LIBERTY.

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TERMS IN ADVANCE.

GEORGE Q. CANNON,
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Editors and Publishers.

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SALT LAKE CITY, October 23, 1878.
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Local and Other Matters.

FROM TUESDAY'S DAILY, OCT. 29.

Rifle Match.—The ladies rifle match, yesterday afternoon, was well attended, about 20 of the fair sex competing for the prizes. The highest score made was 30, by Mrs. John Sharp, Jr., the next 29, by Mrs. G. A. Meears.

Emigrants.—We learn, by telegraph from New York, that the company of emigrants on the steamship *Wyoming*, which left Liverpool on the 19th inst., arrived in New York, this morning, and will leave for the west to-morrow. This is the last company this season. It numbers 143 souls. Elder W. C. Staines, Church emigration agent, will leave for home next Monday.

"Star"-light.—We glean the following from the *Millennial Star* of the 7th inst: W. Budge returned to Liverpool on the 2d inst. from a visit to Scandinavia, he left Liverpool on the 16th ult., and met President N. C. Flygare on the 19th ult., at Hamburg. They traveled together.

"The work is prospering throughout the Scandinavian Mission, a greater number having lately been added to the Church by baptism than ever before, in the same length of time, since it was established.

"Much pleasure was derived from the visit, not only on account of the information derived concerning the general condition and prosperity of the work in that portion of Europe, but also from the personal association with President Flygare, who is devoted to the cause, and the Elders generally in Scandinavia are active and diligent in their efforts to spread the Gospel."

Elder Ole Ellingson arrived at Copenhagen Sept. 11th. He was set apart to labor in the Christiania Conference, and left for his immediate field of labor on the 13th.

Elder Thomas F. Howells, of the Welsh Conference, is appointed to labor as Traveling Elder in the London Conference.

Elder W. D. Major is appointed a Traveling Elder in the Bristol Conference.

President A. F. Macdonald wrote from Glasgow, October 2nd: "Elder Meldrum is visiting about Edinburgh and westward to Bathgate and Falkirk; he writes me the few Saints in Edinburgh are enjoying their meetings there. We will baptize two persons this evening. A few are being baptized throughout the Conference, and we stir up many interested inquirers. On the whole we anticipate a good winter's work."

Elder William Bramall, President of the Nottingham Conference, wrote under date of October 3rd: "We are having good times among the Saints; meetings well attended. Yesterday four persons were baptized, two of whom are new converts. On Sept. 23rd, five new converts were baptized at Church Greasley Branch."

The Miles Case.—Yesterday afternoon the examination of George Reynolds continued. The witness said that he wrote on a piece of paper, the names of persons passing through the Endowment House;

and that his duty ended there. In his labors he was directed by the Council of the Apostles. He was directed at the Endowment House by the person in charge of the House. He did not receive particular instruction upon this subject, it having been generally understood for some time past, that he should go to the Endowment House and take the names of persons passing through there. Believed a book was kept containing the names of such parties. Did not know who was its proper custodian; but had seen it in the Church Offices and in the Endowment House. Could not tell where it was; presumed that some of the clerks had recently written in the book. Saw the book about a week previously. The book belonged to the Church, and was properly kept wherever the authorities of the Church dictated. He saw the defendant at the Endowment House on Thursday last. Did not see any person who was called Emily Spencer nor who was called Julia Spencer. Did not see Mr. Miles in the Endowment House at any other time. Did take the name of Caroline Owen Male.

The witness was then asked what was usually done in the room which people passed into from the reception room. He declined to answer the question; and the prosecution pressing for a reply, the defense objected to the question as having no possible connection with the defendant.

After arguments, the objection was sustained.

The witness was excused.

Miss Dora Young was recalled. The substance of her testimony was as previously given. The prosecuting attorney asked the witness to tell the exact position in which Mr. Miles and Miss Owen were, while in the Sealing Room in the Endowment House. The lady declined to tell; and asked the protection of the Court, on the ground that to answer the question would be to give evidence which might lead to her own criminality. A discussion was had on the subject, the prosecution claiming that the Court should determine whether the answer would criminate the witness, and the defense maintaining that it should be left to the discretion of the witness, and, pending a decision by Commissioner Sprague, Court adjourned till this morning at 9.30 o'clock.

This morning, on the opening of Court, Miss Dora Young was placed upon the stand. The question heretofore stated, which the witness had refused to answer, was again asked by Judge Van Zile. The witness still refused to give any further reply than that already reported. The prosecution demanded that the Court compel the witness to answer the question. The defense objected on the ground of immateriality. Arguments ensued and the objection was sustained.

The witness did not remember hearing anything said at that time. She did not remember having seen Daniel H. Wells at the Endowment House on Thursday last. She did not take part in the marriage ceremony; but was at the House for her own pleasure.

Judge Van Zile then sneeringly asked the lady what was pleasant in there. In a lady-like but positive tone she answered, "The spirit that fills the House." No more questions were asked the witness.

Daniel H. Wells recalled for the prosecution. The witness met Emily Spencer one year ago last spring. Had never seen her since. Was at the Endowment House on Thursday. Could not say that he remembered seeing either Miles, Miss Spencer or Miss Owen at that time. The witness and Joseph F. Smith solemnized marriages on that day. He was not at Mr. Cannon's either Thursday afternoon or evening. He had no means of refreshing his memory with regard to marriages officiated in by him. He believed that there was a record of marriages kept. He had no idea where a book containing such a record could be found. He thought that he saw the book referred to about a year ago. Had not seen it since, to his knowledge. Could not remember having seen, nor having performed any marriage ceremony for John Miles on Thursday last.

Did not think that he could find any record or register which would refresh his memory.

Counsel for the prosecution asked the witness if he would not do them the favor to refresh his recollection by a perusal of the record. Witness replied that if counsel would show him the book, he would comply with the request; otherwise he did not care to interest himself in the matter.

The witness was thereupon excused.

James Jack was next sworn. The witness said that he did not know of, and had never seen a record of marriages or endowments. The witness was chief clerk in the office of the Trustee-in-Trust. So far as his knowledge extended there was no clerk under his supervision who had charge or control of either of the books mentioned. The duties of the witness were only to act as cashier in the office and to attend to financial business. He had met Mr. Miles in the office of the Trustee-in-Trust. Never in the Endowment House. Did not know Emily Spencer.

George F. Gibbs was sworn. Did not know of a record of marriages or of endowments. Had seen a record of marriages some seven or eight years ago. Had never seen such a record or book since the time mentioned. Did not know to whom he would go if he wished to see the book. Did not know on whom would devolve the duty of designating the custodian for such a record. Had not conversed particularly with any person relative to the book. Had merely related to some persons a synopsis of the trial up to last evening.

The witness was excused. Court took a recess till 2 p. m.

FROM WEDNESDAY'S DAILY, OCT. 30.

Returning Missionaries.—The following are the names of the missionaries returning with the season's last company: G. Barber, David Milne, A. F. McDonald, Jr., J. McCarthy, Thomas Barratt, J. W. Taylor, — Bunce, Wm. Ashworth, — McFarlane, Aurelius Miner and A. W. Carlson.

Fatal Accident.—We learn from the *Journal*, that Mr. Silas Napp, of Richmond, Cache County, went into the woods a few days ago, and while felling a tree, met with a fatal accident. While chopping he felt a presentiment of danger, and ceasing a moment, went around to the other side of the tree, looked up and said: "Is this log going to kill me?" He then continued chopping, and shortly afterward, the log fell, dragging him to the earth, breaking his leg, and inflicting other severe injuries. He was taken home and medical assistance summoned, but the sufferer succumbed to the destroyer last Friday. He leaves a wife and a large circle of friends to mourn his loss.

The Miles Case.—Mrs. Foreman placed upon the stand for the prosecution. The witness was at a wedding party in the house of A. M. Cannon, on Thursday evening last. Saw there the defendant and Miss Emily Spencer. Heard Miss Owen say to Mr. Miles that he called Miss Spencer his wife. He did not deny the assertion. Did not see nor hear any particular quarrel. Was in another room and heard loud voices in the parlor. Heard Miss Owen say to Miles that he had tried to seduce her. Did not hear nor see Mr. Miles attempt to control Miss Spencer in any way. Did not hear nor see anything said or done by Miles which would induce her to believe that Miles and Miss Spencer were man and wife. Did not hear Miss Owen charge Miles more than once with being married to Miss Spencer. At this point Miss Owen left the room for a short time. Miss Emily Spencer was sitting in the parlor not saying nor doing anything. Did not see Miles afterward.

Cross-examination; Miss Owen said she would not come into the room to play for Miles' wife—Miss Emily Spencer; that Miles had called her wife and Miss Owen wanted to know what she was. Did not hear Miles say anything in

reply. Did not hear Emily Spencer called by any other name than Miss Spencer. Miss Owen in her remarks to Miles called the other lady by the name of Miss Emily Spencer.

Re-direct; the witness said that it was customary to address plural wives by their maiden names rather than by the names of their husbands. The witness knew as a matter of fact that two marriages were to be celebrated at the house of Mr. Cannon. Mr. Miles was the husband in the case.

Re-cross-examination—the witness did not see Miles married to any person. Did not know that Miles was married except by common report. Heard members of Mr. Cannon's family say that two marriages were to be celebrated that evening. Did not hear any other person make such assertion.

Leo Dykes sworn. Said he was 13 years old. On the evening of Thursday last he was on the porch of A. M. Cannon's house, and, with some of Cannon's boys was looking through the window. Could see what was done and hear what was said inside the house. Saw Miles and Miss Owen there. Did not know Miss Spencer; but saw a lady, not Miss Owen, sitting on the music stool, whom Miles called his wife. Miss Owen went up to the lady on the stool, saying, "I said I would and I will." Miles said, "She is my wife," meaning the lady sitting on the music stool. Miss Owen slapped the other lady, and Miles said several times that he was ashamed of her. Did not hear him call her wife more than once.

Cross examination elicited nothing particular aside from a statement that the windows were all down, and that the persons referred to were about 20 feet away from witness, with several people intervening.

Miss Eliza Foreman called and sworn. She was at A. M. Cannon's house on the night in question. The greater part of her testimony coincided with that given by her mother, Mrs. Foreman. She had not, however, heard that a plural marriage was to be celebrated. Understood that the occasion was a wedding reception given to Mr. Miles and Miss Owen.

President John Taylor then came into court and took the witness stand. [For his testimony see another column.]

Court adjourned till this morning at 9.30 o'clock.

Miss Katie Connelly was then sworn. Said that she had known the defendant for three weeks. Was acquainted with Emily Spencer Miles, with Miss Caroline Owen, and with the family of Angus M. Cannon. Was at Mr. Cannon's house last Thursday. Went there to attend the wedding reception of Mr. Miles and his two wives. About 40 people were present. On entering the room she was introduced to Mrs. Emily Miles and other members of the company. Miss Owen came into the room with Miles, said it was no place for her, spoke to witness and left the room. Mr. Miles then went out and Miss Owen soon returned with him. She demanded that Emily should get up from the piano stool. Mr. Miles told Emily not to arise. Miss Owen slapped Emily, and when Miles remonstrated, threatened to do the same by him. The brother of witness attempted to calm Miss Owen. Mr. Angus M. Cannon then came into the room and said that he could not have such proceedings in his house; that so long as Miss Owen behaved as a lady she was at liberty to stay, when she could not do that she could leave. Miss Owen left the room. Miles said that she could have her way no longer, and that he would not put his wife, Emily Miles, out of the house the first night they were married. Miss Owen came in at supper time and said that she did not know if she had the right, but she would take the head of the table. Witness considered that it was a marriage supper. Mr. Cannon said that they should be thankful for such a supper, and not make any trouble about it. Miss Owen was requested, after supper, to play for the company to dance. She said she would

not do it if Emily danced. There was no dancing. Miss Owen left the room. She came back and asked Miss Williams if she had been introduced to the squaws. Mr. Miles and Misses Emily and Julia Spencer left the house when witness did. The witness was introduced to Emily Spencer Miles by the defendant, who said, Miss Connelly, this is my wife, Mrs. Miles. The witness thought that the trouble between the wives was because Miss Owen could not be the first wife. Both Miss Owen and Mr. Miles said so. Miss Owen said that Mr. Miles had bought a sewing machine for Emily Spencer, that she had been to Mr. Taylor, and she could not be the first wife, and that Miles had promised that she should be. Miss Owen said that Emily was to be first, herself second, and Julia third. The ceremony was to take place the Thursday following. Witness said this conversation was at her brother's house two weeks previous. Heard at the reception that Julia Spencer had backed out, but that the other ladies had been married. Defendant, though present, did not take part in this conversation. There was very little said during the evening about the marriage ceremony. Several persons called Emily Mrs. Miles. There was no person present beside Emily Spencer, Miss Owen and Miles' step-mother, that was called Mrs. Miles.

Court took a recess until 1.30 o'clock p. m.

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Frank Leslie's Illustrated Newspaper, June 29th, says: "The combination method of operating in stocks is the most successful ever adopted."

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FROM Church Pasture, one grey HORSE, eight years old, branded I on left thigh, dark mane and tail.

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ESTRAY NOTICE

I HAVE in my possession: One black BEEF, 18 months old, bob tail, no brand. If not claimed by November 6th 1878, will be sold at the estray pound, Fillmore City, at 5 p. m. JOHN ASHMAN, District Poundkeeper, Fillmore City, Oct. 26, 1878.