

# THE DESERET NEWS.

TRUTH AND LIBERTY.

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## DESERET NEWS:

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### LOCAL NEWS.

FROM TUESDAY'S DAILY, JAN. 11.

**Diphtheria at Peoa.**—We learn, by letter, from J. A. Marchant, of Peoa, Summit County, that diphtheria is still making ravages in that place. A child of his fell a victim to the disease on the 4th inst., George Wardell lost two little ones from the same cause within the last few days and there are seven new cases of the complaint.

**Bank Directors.**—Yesterday was election day for the various national banks throughout the country. At a meeting of the Deseret National Bank stockholders last evening the following were elected Directors for the ensuing year: H. S. Eldredge, Feramorz Little, John Sharp, W. W. Ritter, L. S. Hills, John A. Groesbeck and James T. Little.

Several gentlemen who hold stock in the Ogden National Bank and the First National Bank of Provo, went to those places yesterday to be present at the election.

**A Successful Company.**—The annual meeting of the Co-operative Wagon and Machine Company was held at the company's office on First East Street last evening. The following were elected directors for the coming year: H. J. Grant, G. T. Odell, John Henry Smith, C. S. Burton, J. F. Wells, J. F. Grant, F. M. Lyman, Orson A. Woolley, W. W. Ritter, Jos. F. Smith and George Romney. The business of the past year has been very large. The company merits the patronage of the people in their line of business—agricultural machinery of all kinds.

**Sanpette Items.**—Mr. David Candland, from Chester, Sanpette County, dropped in on us to-day. He reports all things comfortable; there is no sickness and all at peace. Brother Peterson is making a tour of the country in the interest of the Temple, which is nearly completed. There is less snow than here. The Sanpette Valley Railway will be pushed on to Mantle under the auspices of the Denver and Rio Grande Western, which will run on to Payson, Tintic and over to Sanpette. Mr. Candland is looking as well as of yore and enjoying the meeting with old-time friends.

**Information Wanted.**—Brother J. Kissick, of Nephi, Juab County, Utah, requests us, through Brother William Willes, to publish the following, with a request for other papers to copy:

I have two brothers and three half-sisters in some part of the Eastern States, and I would like to know their whereabouts.

1st. I enlisted in her Majesty's 57th regiment on the 16th of December, 1840, at Belfast, and landed in the East Indies on the 2nd of July, 1841, where I remained until the 6th of April, 1848.

2nd. I was born in Lifford, County Donegal, Ireland; lived at Magherafelt, County Derry, Ireland, before I enlisted. My father's name was Joseph.

Should this meet the eye of anyone who would like to know the particulars of John Crawford, of Magherafelt, who enlisted in her Majesty's 64th regiment a short time before I did, I shall be happy to furnish any information, as I was personally acquainted with him for 13 years.

**Loathsome Depravity.**—Sunday night a lad giving the name of Jenkins, a stranger in this city, applied at the city hall for lodgings, as he had no place to stop at. He was informed that every place was full except the prison building, and if he would accept of what accommodations it afforded he would be afforded shelter. He readily accepted and was placed in a room in which were confined five of the young criminals who have been committing various thieving and other depredations during the last few weeks. It appears that these wicked young wretches,

during the night, committed upon young Jenkins an unmentionable and beastly crime. The names of the reprobates are: Willie Paddock, Arthur Curtis, John Leadford, Richard Bubbles and Dan Henry. It seems that this gang has reached about the lowest depth of depravity to which mortals are liable to descend.

**Supreme Court.**—The Territorial Supreme Court met at 10 o'clock this morning, Judges Zane and Henderson being present.

Mr. Maloney stated to the Court that he had moved for the admission of George J. Marsh to practice as an attorney, knowing that the latter had been acting as claim agent for the D. & R. G. W. for several years. In listening to the examination, however, he had learned that Mr. Marsh had not "brushed up" sufficiently to apply for admission. He therefore asked leave to withdraw his motion, which was granted.

Judge Sutherland, on behalf of the committee on examination, asked and was granted until to-morrow morning to make a report, omitting any reference to Mr. Marsh.

(In reference to the report as prepared, it was generally understood to be adverse to Mr. Marsh. In his examination yesterday afternoon, it was developed that he was a "Mormon," and he was closely pressed by Mr. Rosborough as to what position he would take in case of a conflict between the laws of God and those of the United States.)

In the case of D. V. Tarpey vs. the Deseret Salt Company, Mr. Varian stated that it was impossible for him to get ready for trial by the day for which the case was set, and asked an extension of time.

The suit of John Brooks vs. Elisha Warren was called for trial, but Mr. Rawlins, counsel for the appellant, asked that it be continued until to-morrow, so that Judge Boreman would be present. The reason for this request was that Judge Henderson had already presided at a trial of the case, and held views adverse to the appellant. The request was granted.

A motion for dismissal in the suit of the Corinne M. C. & S. Company vs. Wm. Johnson was then argued and submitted.

The resignation of R. S. Lipscomb, of Frisco, Beaver County, as United States Commissioner, was accepted.

Court adjourned to 10 a. m. to-morrow.

FROM WEDNESDAY'S DAILY, JAN. 12.

**Supreme Court.**—The Territorial Supreme Court met to-day, the three Justices being present.

In the suit of the Corinne Canal and Stock Company vs. Wm. Johnson, the Court ordered counsel for appellant to file a printed brief, giving their excuse for not filing the record within 30 days. The case of John Brooks vs. Elisha Warren was argued and submitted.

**Death of Charles C. Hyde.**—Brother Charles H. Hyde, of this city, received a telegram to-day, conveying to him the sad intelligence that his cousin, Charles C. Hyde, of Kaysville, died at 10 o'clock this morning, at that place. The deceased was aged about 27 years, leaves a wife and two children, and was much respected in the community where he resided. He was a surveyor for the County of Davis, a position which he occupied for several years. The cause of death was ulcer in the stomach.

**Large Sale.**—Faust & Son yesterday sold to Burton & Sheets, through their agent, Bishop Henry Burton, nine heifers, three cows and two calves. Among the bunch were some that belonged to the celebrated Childen and the Elgin families. Some of the mothers have milk records of seventy-five and eighty pounds of milk in a day on grass. They have now only a few head of bulls, some of which are related to these heifers and one is from the celebrated cow Lady Katherine which has a record of ninety-one pounds in a day.

H. J. Faust, Sen., is preparing to start on a lecture tour through the Territory. The subject will be stock in general and fine stock in particular.

**Wm. Crackles Discharged.**—This morning the case of the United States vs. Wm. Crackles, continued until to-day, was taken up before Commissioner McKay. Mr. Dickson prosecuted, and Mr. Moyle represented the defendant, whose plea to the complaint accusing him of unlawful cohabitation, made by D. W. Reuch, was not guilty.

Mrs. Crackles and her daughter, Mrs. Scott, were the only witnesses examined. They had never heard that the defendant had a plural wife, and were positive that he never did have. Close questioning by the District Attorney failed to elicit anything on which to base even a suspicion that the charge against the defendant had any foundation in fact, and at the close of the examination Mr. Crackles was discharged from custody.

**Carp.**—The News is in receipt of a note from Mr. A. M. Musser on the

carp question, with an enclosure. He says:

Please give place to the enclosed letter from Joseph Adams, Esq., of Meadows, Millard Co., in which he gives such good cheer to carp farmers. My investigations assure me that there are now tons of marketable carp in the ponds of the Territory, many of which are two feet long and weigh from ten to twelve pounds. Persons wanting carp at the next distribution should not wait till the car reaches Utah, as many have done in the past, but they should mail their applications to me before October next to insure success in getting them:

MEADOW, Millard County, U. T.,  
Dec. 24, 1886.

Mr. A. M. Musser: Dear Sir—Seeing a piece in the DESERET NEWS of the 14th of December, in regard to carp, I thought I would write and tell you my experience with them. I had eleven German mirror carp, in March of 1883, and now I have thousands of them. I have a half acre pond from which I took out last spring and fall 210 from three to fifteen inches in length, which I have sold, besides what I have taken out for family use. I have also a two acre pond with about 100 yearlings and two-year-olds. I have also a small pond with about 200 scale carp. Quite a few of my friends besides my own family have tasted them and call them a first-class fish. I have been selling for stocking ponds, the yearlings at \$10 per dozen, but if any one takes a large amount I make a great discount.

After the "Druggists."—It has been frequently alleged, regarding parties in Provo City, that under the guise of conducting other business, they have been disposing of liquor in violation of the city ordinances. One of those arrested for this offense was R. S. Hines, a druggist, who is charged with selling whisky under the name of paregoric. On Saturday Jan. 8th, two young men went to Hines' and asked for "paregoric," but the liquid furnished them was whisky, and the proprietor of the place was arrested and his trial commenced yesterday afternoon.

Another arrest for a similar offense was that of Dr. Shoebridge. Of his case the Provo Enquirer of yesterday says:

"The case as developed shows that on Saturday night Ernest and Edwin Greene entered the drug store of the alleged doctor and asked for paregoric. They were very quickly understood to be calling in symbols for something whose real name is of late too sacred to be uttered in the hearing of the vendors of physic. They wanted whisky. The doctor lead them straightway into the inner precincts of his establishment, and after satisfying their inner craving with a drop of the alleged 'paregoric,' the unrecognized customers made a purchase of a half pint of whisky, as much alcohol and a bottle of beer. The latter they proceeded to open and sample on the spot, but were suddenly disturbed in their innocent pastime by the abrupt appearance upon the scene of Sheriff Turner and Tom Thurman. In brief, the boys were detectives. When the merits of the now altogether painful situation burst upon the vision of the thrifty druggist he made a pass for the beer bottle which he obtained and put out of sight very quickly. The boys observing another bottle standing upon the counter at once took possession of it in place of the one which the doctor had seized. Yesterday Mr. Shoebridge was tried in the Provo Police Court for the offense, and being adjudged guilty, was fined \$75, and sentenced to imprisonment for 20 days. He took an appeal to the First District Court.

FROM THURSDAY'S DAILY JAN. 13.

**A Bad Fall.**—This morning President Jacob Gates was on his way to the Utah Central depot, to take the train for Provo, and when on the sidewalk at the corner of Fourth East and First South Streets, he slipped and fell on the ice. His left hip was severely injured, but he was anxious to continue his journey, and a gentleman who was passing at the time took him to the depot and assisted him on to the train.

**A Shooting Trophy.**—John Hill, Jr., is at present in possession of a beautiful gold badge, emblematic of the rifle shooting championship of the Territory; it was made by Swann & Co., and is an appropriate and finely executed design. It has been shot for only once, when it was won by Mr. Hill; but according to the rules of the club that had it made, it must be won five times by any person to become his personal property. The next match comes off on the 21st, and one occurs each third Friday in every month. The Mill Creek boys are the undisputed masters of the field so far, and are open to all comers.

**A Pleasant Occasion.**—Yesterday, as is their annual custom, Brother and Sister Savage invited a large number of the aged people of the Twentieth Ward and others to their house to participate in a sociable entertain-

ment. The company assembled at 2 o'clock in the afternoon and remained till near 10 in the evening. They were regaled with plenty of good things, and with social conversation, songs, recitations, and brief speeches, the time sped pleasantly. One of the most attractive features of the occasion was the entertainment furnished for the veterans by a bevy of children, members of the families of Brothers Savage, Dunbar and Sansom. Their part of the programme, arranged and formulated by themselves, consisted of solo and concert songs, recitations and tableaux, all of which were neatly and ingeniously executed. Some instrumental pieces were also performed, and while the proceedings were in full play, a trio of young men serenaded the company with string instruments and a clarionette. Toward 10 o'clock the guests retired, leaving their blessing with the kind-hearted host and hostess.

**Meetinghouse Re-opened.**—Yesterday afternoon the Eleventh Ward new meeting house was well filled with members of the ward and others on the occasion of the re-opening of the house, which has been closed for several weeks for alteration and decoration. At half past two the meeting was called to order and an interesting programme of songs, recitations, etc. was given by the ward choir and others, in good style. There were present as visitors, President A. M. Cannon, Bishop H. Sperry, Brothers R. Campbell and R. R. Irvine, the latter of whom, by special request, sang "The March of the Cameron Men." Speeches were made by the visitors congratulating the people of the ward on the beautiful appearance of their building. A number of incidents connected with the early history of the Church were related by some of the Saints who had lived in Nauvoo.

The decorating of the meeting house was done by Brother W. C. Morris, and the harmonious coloring presents an attractive appearance.

A dance was given in the building last evening, at which a large number of the members of the ward were present, and had an enjoyable time.

The Eleventh Ward now have one of the most convenient and pleasant places in which to hold meetings in the city, and the Saints there are to be congratulated on the commendable energy displayed.

Special to the DESERET NEWS.]

PRISCOTT, Arizona, Jan. 12. — Governor Zuleick sent his message to both houses of the Legislature to-day. It is an able document dealing largely with the questions of irrigation, revenue and other subjects affecting the interests of the Territory.

Under the head of elections and election laws the Governor says: "I respectfully call your attention to act number 87 of the 13th Legislative Assembly intended to

### DISFRANCHISE MEMBERS

of the Mormon Church on account of religious beliefs. It is a dangerous innovation by legislation upon that religious liberty which has been the firm foundation upon which were built the republican institutions of America. The imposition of no religious test shall ever be required as a qualification to any office of public trust. Article 13 of the Bill of Rights is as follows: 'The civil and political rights of no person shall be enlarged or abridged on account of his opinions or belief concerning a matter of religion,' but the liberty of conscience hereby secured shall not be so construed as to excuse acts of licentiousness or justify practices inconsistent with the safety of the people. The ballot box is supposed to be the

### FREEMAN'S PALLADIUM.

not the assizes for test oaths of religious belief. The enactment in question is had in both law and morals. A man may be an advocate of bigamy or polygamy or belong to the church that so believes; but until he puts forth his belief into practice, he has offended no law. Legislation should control actions, not opinions; for, as has been truly said, that to suffer the civil magistrate to extend his power into the fold of opinion and to restrain the profession or propagation of principles on supposition of their ill tendencies, is a dangerous fallacy which at once destroys all

### RELIGIOUS LIBERTY;

that it is time enough for the rightful purposes of civil government for its officers to interfere when principles break out into overt acts against peace and good order.' The Mormons, like other citizens, are responsible to the law for overt acts, but not for religious opinions. If the regulation of religious faith is within the province of legislation, then the religious faith is left to the uncertainty of each recurring Legislative Assembly, which in turn may persecute the Jew, the Gentile, the Christian and the Mohammedan.

The believer and the infidel cannot be indicted or convicted on account of religious beliefs, nor can you deprive an

### AMERICAN CITIZEN

of the ballot on account of his belief. Every man stands equal before the law. Each is amenable to its behests and all are subject to its injunctions. It knows neither creed, color nor condition. Its benefits and penalties fall alike upon all men. Among its benefits guaranteed are the rights of religious belief and freedom of speech; from its penalties none can claim immunity, nor for acts in violation of its mandates. The sanction of conscience is inviolate; but overt acts, though based on religious belief, are punishable. If there were no law to punish bigamy or polygamy, it would be our duty to pass one. Such practices, revolting to the civilization and moral sentiment of the age, should not be tolerated in any community. Being encouraged under religious teachings makes them only more reprehensible. But Congress, by the passage of the

### EDMUNDS ACT,

has defined the crime and fixed the penalty. By the rigid enforcement of this law, society is sufficiently protected against the crimes of bigamy and polygamy, which I understand are no longer practiced in this Territory; and since the act in question, passed to disfranchise all members of the Mormon Church, whether polygamists or not, is in violation of the Organic Law of the Territory, I recommend it be repealed.

### REPEALING THE TEST OATH.

The following special dispatch to the News was received this afternoon:

PRISCOTT, A. T., Jan. 13.—A bill introduced by Stevens, of Graham County, to repeal the anti-Mormon test oath law of the last session, passed the Council by a vote of 10 to 2, Goodrich, Republican, of Maricopa, voting with the Democrats for the repeal.

### CORRESPONDENCE

BRIGHTON, Bannock Stake,

Jan. 7, 1887.

Editor Deseret News:

Brighton was put in running order last spring; while Brother John W. Taylor was at our conference, he organized our ward. Since then we have been pretty busy. We have just got our meeting house finished. It is a log building, 30 by 20 feet inside.

Our Sunday School scholars had a splendid time on New Years day. Our Sabbath meetings are well attended and the Saints feel like doing better in the future. The meetings of all our organizations are well attended.

We have had a good winter so far. The stock is doing well. There is about five inches of snow at present; the weather is mild.

There is plenty of land to be taken up in Brighton, there being room for 500 more families. We have a town laid off. The city lots are about half taken, and the climate of this country is good. This being a very healthy place, sickness does not bother us much. There is a strong opposing element to the Church. There is also some falling away from the Church. They are the worst and bitterest of all. However, the people are doing well, all having good tempers and plenty to eat and wear, and the "Mormon" crops are abundant.

ROBERT GREENWOOD.

The real estate transfers at Los Angeles, Cal., last week amounted to over \$1,500,000.

Mr. Buchter, a well-known citizen of Lancaster, Pa., has used St. Jacobs Oil, and considers it an excellent remedy in cases of swellings, bruises and burns.

For Throat Diseases and Coughs. Brown's Bronchial Troches, like all really good things, are frequently imitated. The genuine are sold only in boxes.

### THE LITTLE DOCTOR.

A neat, unique and most comprehensive little pamphlet is the "Free Advice" sent out by the Charles A. Vogeler Co., Baltimore, Md., to those using St. Jacobs Oil or Red Star Cough Cure, and can be had by patients sending to them a statement of their case, with a two-cent stamp. Nearly all such publications are in almanac-form, cumbersome in shape and overburdened with matter entirely foreign to the treatment of diseases. But the one noted is gotten up in pocket edition size, convenient for the work-basket or bureau-drawer, and is brimful of useful counsel to the sick and afflicted. It is of itself a little traveling doctor and is worth a thousand stamps to every home. It is intended as a helper to those using these remedies, to relieve suffering and to make a cure in each case certain.