

THE DESERET NEWS.

TRUTH AND LIBERTY.

No. 2.

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TERMS IN ADVANCE.

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SALT LAKE CITY, November 18, 1878.

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Local and Other Matters.

FROM TUESDAY'S DAILY, FEB. 4.

Correction.—In noticing the death of Ezra Oakley an error occurred as to the date of his birth. It was printed April 10, 1778; it should have been April 10, 1788.

Release and Appointment.—Elder William N. Williams is released from the position of Traveling Elder in the Welsh Conference, and appointed President of the Welsh Conference.—*Millennial Star*, Jan. 13.

District Court.—The February term of the Third District Court adjourned till to-morrow at 2 o'clock, when the case of Louise Bopp vs. H. J. Bopp will come up for adjudication. Efforts will be made to complete the session of the Supreme Court by noon to-morrow. General R. T. Burton's counsel announced that they were preparing for the trial of his case on the 17th inst., a week from next Monday.

Information Wanted.—A letter has come to this office containing inquiries concerning James Falkenburg, who left Crawford County, Pennsylvania, in 1862, the writer thinks. One letter was received from him, in which he said he was in Salt Lake City and was married here. Any information concerning him may be sent to S. W. Falkenburg, Spartansburg, Crawford County, Penn., and will be given to his aged parents, who are very anxious to know whether he is alive or dead.

Good Wishes.—We clip the following from the Ogden Junction of this morning:

"Born—In this city, February 2nd, 1879, to the wife of Mr. C. C. Richards, a fine daughter."

We can do no less than congratulate the happy young parents, and hope that the little lady thus announced may in her future life display the fine looks, the amiability, and, better than all, the real goodness which she has so perfect a right to inherit from her parents and grandparents.

Supreme Court.—Proceedings at the Supreme Court yesterday, Chief Justice Schaeffer and Associate Justice Emerson and Boreman on the bench.

E. Anthony et al., respondents, vs. C. R. Savage, appellant. Argument on motion for new trial in progress.

In the case of the People of the Territory of Utah, respondents, vs. George Gough, appellant. An appeal on motion for new trial was ordered filed.

Court adjourned till this morning at 10 o'clock.

Pine Nuts.—We recently saw in a California paper a short article from a doctor in San Francisco, in which the virtues and medicinal properties of pine nuts are set forth. These well-known nuts are very common in the southern and south-eastern and perhaps in nearly every part of this Territory, but except in a few cases, no one has ever taken the time and trouble to secure any large amount for sale. To be sure, the Indians, especially the Piutes, consume large quantities of them, and in fact, during certain

of the year, they live almost entirely upon them. It is a noticeable fact among observant people that where the piñon pine tree is well supplied with cones there the Indians are fatter, better-natured and more noble-looking. The physician above referred to states that his examinations have convinced him that where these nuts are generally eaten bronchial diseases are unknown, and that the slight taste of pine or balsam which they impart, and which is by no means unpleasant, is one of the surest preventatives for all throat and kidney affections. It is also hinted that in the rarified atmosphere of this Territory they will certainly be found more healthy than the tropical nuts, of which so many tons are annually sold. Give the home production a trial!

Funeral Services.—The funeral services over the remains of Elder Dimick B. Huntington were held on Sunday, at 12 m., in the 16th Ward Meeting House. A large assembly of the friends and relatives of the deceased were present. The services opened by the choir singing the "Resurrection Day," after which a prayer was offered up by President Angus M. Cannon. The choir sang "The Invocation," and comforting and instructive remarks were made successively by Bishop Hardy, Elders Theodore McKean, Jesse Fox, Joseph E. Taylor, President John Taylor and Bishop Kesler.

The life and labors of the deceased were reviewed, and his honest, earnest and useful career highly commended.

The last speaker prefaced his remarks by reading a request of Brother Dimick's, regarding the manner in which his funeral should be conducted.

The closing prayer was given by Elder D. O. Calder and the meeting came to a close.

The members of the martial band were present and formed a part of the funeral procession, one clause of the request named being that they should play on the occasion.

A spirit of peace and comfort rested upon all the proceedings, which were very satisfactory in every respect.

Sunday School Union.—Last night the regular monthly meeting of the Deseret Sunday School Union was held in the 14th Ward assembly rooms, and as usual the hall was far too small to accommodate the number of persons present.

The question called for consideration was in relation to prizes and the best mode of distributing them.

Remarks were made by a number of the superintendents of the city Sunday schools, and most of the speakers expressed themselves in favor of giving prizes as inducements to punctuality and general merit, though there was a diversity of ways to distribute them.

One of the Sunday school missionaries reported having visited most of the Sunday schools on the west side of Main Street, in this city during the past two months, and spoke of the cordial reception he and his associate had received and the good spirit and influence felt in the Sunday schools.

Superintendent Goddard and his assistants, W. Willes and S. L. Evans, had visited a number of the wards since the last meeting. The latter expressed the pleasure he had had in being present at the jubilees in the different wards, and the satisfaction it gave the children to have their parents witness the improvement made by them through attending their Sunday school.

Superintendent Reynolds spoke of the benefit to pupils of having them pursue a course of study on special subjects, and then reviewing them every quarter.

The 14th Ward choir furnished the singing, and judging from the attentive audience and good order preserved, all seemed to enjoy themselves.

FROM WEDNESDAY'S DAILY, FEB. 5.

Erratum.—In our notice of the funeral of Bro. George W. Young's child yesterday, we stated that

Bishop E. D. Woolley assisted at the funeral services. It should have read Bishop Samuel Woolley.

Sunday Liquor Selling.—Two gentlemen, both proprietors of liquor saloons, were arrested to-day for selling liquor on Sunday in violation of the city ordinance which prohibits such sale. Their examination was to take place at 3 o'clock to-day.

Ogden Items.—The eastern-bound Central Pacific train was thrown from the track near Elko last evening, the engine, baggage and mail cars being derailed, and the train arrived considerably behind time. The cause of the accident is not known.

Arrived Home.—Mrs. E. B. Wells and Mrs. Zina Y. Williams, who left this city for Washington, Jan. 3, as delegates to the Woman's Convention, arrived home last evening. During their stay in the capital, they were very busily engaged and were treated with much courtesy by the influential men and women of the nation, whom they met. They did all in their power to remove prejudice existing against the people of Utah, and to faithfully represent the cause of the women of this Territory. Their visit was well timed and will no doubt result in much good. We bid the ladies a hearty welcome home.

Supreme Court.—Proceedings of the Supreme Court yesterday, Chief Justice Schaeffer and Associate Justices Emerson and Boreman on the bench.

E. Anthony et al., respondent, vs. C. R. Savage, appellant. Arguments concluded and case submitted and taken under advisement.

J. E. Burham et al., respondents, vs. Anson Call et al., appellants. This cause coming on regularly for hearing, was argued, submitted and taken under advisement.

The People of the Territory of Utah, respondents, vs. George Gough appellant. Arguments on the appeal on motion for a new trial in progress.

Court adjourned until this morning at 10 o'clock.

City Council.—Proceedings at the City Council on Tuesday evening, Feb. 4th, 1879, Alderman Speirs presiding.

A petition was received from W. L. Perkins and 49 other citizens, referring to the soap factory erected by Henry Snell, in the 19th Ward, complaining that no proper place had been made for carrying off deleterious water coming from the manufactory, other than through the water ditch from which the citizens obtained their water for culinary purposes, and the petitioners asked that a committee be appointed to examine into the matter and endeavor to compel the proprietor to provide other means than the water ditch by which to carry off the deleterious water complained of.

A special committee, consisting of Councilors John Henry Smith, Elias Morris and George Reynolds, was appointed to look into the matter.

A petition was received from Jas. T. Wilson, asking the privilege of leasing the Tenth Ward Square for one year, for agricultural purposes, for which he offered to pay a rent of \$105. Referred to the committee on public grounds.

A petition was received from Mrs. L. A. W. S. Gilroy, representing that she is a widow, running a restaurant on Commercial street, and owing to the dullness of business, asked that the license be remitted for the next three months. Referred to the committee on license.

A petition was received from Louis Reggel, asking for an auctioneer's license for one year, from Feb. 11th, 1879. Petition received and granted.

The committee on claims, to whom was referred the bill of Jesse W. Fox, jr., for \$96.50 for services as city surveyor, reported recommending that the sum be paid. Report adopted and amount appropriated.

A verbal petition was made by Mr. F. Bolwinkle, requesting the opening of the street known as Apricot street, between Center and Quince, 19th Ward, as it occasion-

ed him great inconvenience to have the street as it now is. The petition was referred to the committee on streets and alleys.

The report of the police court for the month, showing the collection of \$438 in fines, was presented and adopted, and the Alderman's fees allowed and appropriated.

The Marshal's expense bills for the month ending January 31st were presented, showing a total expenditure of \$167.88. Report adopted and the amount appropriated.

The following monthly bills were presented and the amounts thereof appropriated: To fire department expenses, \$180.70; to gas bill, \$1,066.30; to Dr. S. B. Young, for care of three insane patients, \$79.65; to policemen, salaries, \$1,022; to S. Rogers, janitor at City Hall, \$15; J. A. Wright, guarding water tanks, etc., \$45; to W. R. Adkins, labor on Union Square, \$10; to collecting dog tax, \$17; Abram Gould, car load of coal, \$75.

Some additions to the bill for an ordinance regulating the distribution of waters flowing into the city, were presented by Alderman Raleigh, which, with the bill in question, were referred to the committee on municipal laws.

The Council adjourned till next Tuesday evening, at 6.30 o'clock.

FROM THURSDAY'S DAILY, FEB. 6.

Supreme Court.—The Supreme Court adjourned until Monday morning, at 10 o'clock, when decisions in some of the cases now under advisement are expected.

Our Agent.—Elder O. F. Whitney, starts, to-morrow, on a business trip for the DESERET NEWS, and friends visiting all the settlements of Cache Valley, and will be absent for three or four weeks. We commend him to all friends of this office.

Ogden Items.—A pigeon shooting match between the crack shots of Ogden and Corinne is to take place to-morrow near the former city.

Two carloads of fine imported horses were landed in Ogden yesterday. They are consigned to Salt Lake, and after a few days rest will be brought down here. Their breed is mostly grade and thorough bred Norman. The band consists of seven stallions and twenty-three mares.

We select these items from the Junction.

The Tax Case.—In the suit of the Wasatch and Jordan Valley, and Bingham Canyon and Camp Floyd Railroads against George Crismon, County Tax Collector, a decision was rendered yesterday afternoon by Judge Schaeffer. The collector levied on property for delinquent taxes, and the plaintiffs asked for an injunction of the Court restraining such seizure. The full text of the decision is appended, from which it is seen that the injunction asked for will issue preventing the seizure of property for delinquent taxes prior to the year 1878, but for the taxes for that year the injunction is denied. To certain clauses of the decision the plaintiffs except, and to other clauses exception is taken by the defendant's counsel. Twenty days are allowed to file answers.

Wasatch and Jordan Valley Railroad vs. George Crismon et al.; rule to show cause why injunction should not issue.

December 28th, 1878.

The defendants file a motion to strike out certain parts of the amended complaint, and also a demurrer to the same, and this motion on rule to show cause, etc., coming on to be heard on demurrer and affidavits, exhibits and oral testimony, and the arguments of attorneys for the respective parties, and the same having been taken under advisement by the court, and the court having duly considered the same and being now fully advised, doth now, on the 5th day of February, 1879, tender the following decision and order therein, to wit:

1.—The motion to strike out certain parts of the amended complaint is overruled in whole and as to each part, to which the defendant, by his attorney, excepts.

2.—The demurrer to the amended complaint is overruled, to which the defendant excepts.

3.—As to the tax claim for the year A. D., 1878, the injunction prayed for is denied and refused, and the restraining order heretofore issued is hereby revoked and rescinded in so far as it affects the said tax for A. D. 1878, to which the plaintiff duly excepts.

4.—As to the tax claimed for the years A. D. 1874, 1875, 1876, and 1877, a temporary injunction will issue as prayed in the amended complaint, but not to restrain the defendant from instituting or prosecuting any suit or action at law for the collection of any tax that may be due; such injunction to issue upon the said plaintiff filing an undertaking in the proper form in the sum of \$500, with sureties to be approved by the court or clerk of this court. The said undertaking to be filed within ten days from this date, and the restraining order heretofore issued is to remain in force in the meantime as to the said claimed taxes for the years '74, '75, '76 and '77 respectively, to which the defendant duly excepts.

The Bingham Canyon and Camp Floyd Railroad Company vs. George Crismon, et al. The same decision and order are made as in the above case, as to all, with the exception of the year 1874.

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NOTICE

IS HEREBY GIVEN, that a meeting of the land owners of the Leamington Irrigation District will be held in the house of Joseph Anderson, on the 15th of March, 1879, at 1 p. m., for the purpose of electing the officers of the Leamington Irrigation Company, and to vote the tax for the present year.

P. D. LYMAN, J. D. TALBOT, THOMAS MORGAN, Trustees.
JOSEPH A. LYMAN, Secretary.