

Reports of the Grand Jury of the Third District Court, presented September 2nd, 1876.

Territory of Utah, County of Salt Lake.—In the District Court of the Third Judicial District, Hon. M. Schaeffer, Judge.

In closing our official labors we desire to submit to your Honor the following report:

Contained in Judge Emerson's instructions at the time of empanelling this grand jury was the charge to give special attention to violations of the law of Congress concerning polygamy. In compliance with these instructions we have been diligent in that branch of our investigations.

The limited number of indictments which we have been able to present to the court against the violators of the law in question is not, in our opinion, due either to the lack of energy upon our part nor to the lack of infractions of the law forbidding polygamy, but to the extreme difficulty in getting proof of polygamous marriages. This marriage ceremony is a secret one, and attended only by interested parties and those who either counsel its performance as a religious duty or profess to believe its divine origin. Under these circumstances we think it unreasonable to expect to gain sufficient evidence to convict except in very rare instances. Witnesses leave the grand jury room and boast that we have been unable to compel them to give any information against parties accused of being in polygamy; while it is a notorious fact in the neighborhoods in which they reside that these same witnesses are themselves so-called "plural wives," and many of them mothers of children the issue of such marriages. Neither have we been able to get proof from those who officiate at these polygamic marriages, they testifying that they neither knew of a record of such marriages nor have any recollection of the names of parties to them. Hence we are convinced that until the law against polygamy is amended or made more effective, the crime must, to a great extent, go unpunished.

We desire herein to acknowledge the faithful support rendered us by the Court and its various officers. We were compelled to invoke the authority and power of his Honor Associate Justice Phillip H. Emerson, then acting Judge of this district, to aid us in making certain official investigations, and the support asked for was most promptly given. We most heartily acknowledge the efficiency and constancy of his aid as well as his uniform courtesy in all his official relations.

We cannot close this report without reference to the valuable assistance given us by United States Prosecuting Attorney Sumner Howard. His time and service have at all times been at our disposal, he never seemed to weary in his efforts to promote the efficiency of our labors. The ability which he has shown as well as his courteous bearing have secured for him the profound respect and personal friendship of every member of this grand jury.

And now, having transacted all business brought before us or practicable during the present term of court, we respectfully ask your honor for final discharge.

Respectfully submitted by the grand jury, September 2nd, 1876.
A. B. EMERY, Foreman.

Territory of Utah, County of Salt Lake.—In the District Court of the Third Judicial District, Hon. M. Schaeffer, Judge.

We, the Grand Jury for the April term of said Court, beg to submit to your Honor the following:

On the first day of June, 1876, a report was presented by the Grand Jury to the district court, on the books and accounts of the Salt Lake City Corporation, which said report was duly filed in said court on that day. On the 24th day of June, 1876, an affidavit was filed in said court by John T. Caine, denying the truth of the following clause in said report:

"We are informed that the Theatre was used for giving a ball at this time, and that Clawson & Caine sold admission tickets for \$5 each, they being managers of Brigham Young's Theatre."

On the first day of August, A. D. 1876, it having been made to appear to the court that the above statement was made without sufficient information on the part of

the Grand Jury, the said clause was by order of the court stricken from the report, thereby making it appear that the Grand Jury had reported a false statement, to the direct injury of certain members of this community.

We now beg leave to submit to the Court the following report, which is based upon positive proof which we have in our possession, showing conclusively to the Grand Jury that the allegation made in the clause aforesaid referring to the sale of tickets by Clawson & Caine at the Railroad Celebration Ball given at the Theatre in this city, in the month of January, 1870, is true, and that the affidavit of Jno. T. Caine, filed June 24th, 1876, as aforesaid is, untrue in so far as it denies the sale of tickets and the receipt of moneys therefor, for admission to the Railroad Celebration Ball above referred to. That this report is not made upon information and belief merely, but upon the positive testimony of reputable witnesses, given under the sanction of an oath administered in due form of law.

Respectfully submitted,
A. B. EMERY,
Foreman of Grand Jury.
September 2, 1876.

To the Grand Jury of the Third Judicial District of the Territory of Utah.—April term, 1876.

Gentlemen:—We, your committee, appointed for the purpose of examining the books and records of the counties in this Third Judicial District, respectfully submit, that we have made a thorough examination of the books and accounts of Assessor and Collector R. J. Golding, as also of the books and accounts of County Clerk, Dirk Bockholt.

The County Recorder keeping no books but those of record, your committee are unable to report further than that the books of record in the office seem to be efficiently kept, and the clerks in the recorder's office are attentive in the discharge of their duties. The County Clerk, Mr. Dirk Bockholt, either under a mistaken idea of his duties, or a disregard of the position of the Grand Jury and their right to appoint a committee to investigate his books, was disposed to dispute, and did dispute our right to examine his books, and it required the full power of the Court to compel him to open out for our investigation the county records and books of account.

Your committee also report that, in their opinion, the County Commissioners and County Clerk have been derelict in their duties, in their not examining into the accounts of Collector Golding and enforcing a prompt settlement of his collections as by the law prescribed.

The books kept by Auditor Wm. Clayton show that his biennial reports made to the Legislature are correct statements of the condition of his books.

Mr. James Jack, being interviewed by your committee, advised them that he kept no books of account, and that the Auditor kept all the books necessary. The only records in his possession being the stubs of receipts given by him for moneys or scrip received, warrants for moneys paid out by him and cash or scrip on hand.

Very respectfully submitted,
B. A. VANPRAAG,
Chairman.

Adopted by the Grand Jury, September 2d, 1876.

A. B. EMERY,
Foreman.

By Telegraph.

AMERICAN.

CHEYENNE, Wyo., 4.—The Sioux Commission left Fort Laramie this morning for Red Cloud and Spotted Tail agencies. Captain Egan's company of the Third Cavalry escorting them.

The Black Hills telegraph is finished to a point fifteen miles this side of Hat Creek. Communication with Custer City will be open the last of this month.

The coach last night brought in over one thousand ounces of gold dust. Several gulches are not being worked on account of the scarcity of water. Deadwood and Whitewood creeks still have sufficient water for mining purposes. As yet no quartz mill has arrived at Deadwood, although two are now enroute, one of which left here a week ago.

A man named Nicholson was killed in the mines, to-day, at Rock Springs, Wyoming, by the falling of a rock.

CHICAGO, 4.—The *Tribune's* Washington special says: General Geo. P. Buell, Lt. Col. of the 11th Infantry, has been ordered to the Cheyenne Indian agency on the Missouri River, in Dakota, to command the troops recently ordered there to arrest and disarm all hostile troops coming there. General Buell has just arrived from the department of Texas with his whole regiment.

LITTLE ROCK, 4.—The election has been the most quiet and orderly ever held in the State, conceded to the democrats by an overwhelming majority.

NASHVILLE, 4.—A white school teacher, named Harris, a native of Sumner county, was assassinated at Anderson station on Saturday night. A reported misunderstanding in the district as to the selection of a teacher is supposed to be the origin of the murder.

NEW ORLEANS, 4.—The *Democrat's* special from Bastrop, La., says: On Friday last, from Island Desand, it is announced that the negroes there were up in arms. Citizens immediately armed, mounted and left for the scene of the reported trouble. After scouting for them the most part of the forenoon, and finding no armed bands anywhere, they broke up in small squads. As one of these squads of about fifteen men, under command of Jason James, was riding homeward, three men were thrown out about three hundred yards in advance as a guard. While passing Ross Place, nine miles southwest of Bastrop, they were suddenly fired upon by a band of negroes under cover of a ditch on the roadside. The three scouts immediately charged the negroes, who fled, closely pursued by the men, and when they arrived at a fence, some hundred yards further on, the fugitives turned and delivered another ineffective volley. The three young men continued to fire from their revolvers, killing one and wounding four. The negroes then dispersed; one wounded negro was taken prisoner and is now in jail in Bastrop. He says they were put up to taking arms by white men, of whom was one Low, who last year murdered Mayor Phelps.

Nick Evans was shot last night by a negro assassin while going to visit a sick neighbor. A negro named Morgan, whom Evans had discharged from his plantation, is supposed to be the murderer. No arrests.

NEW YORK, 4.—Mr. Seymour in his letter of declination says: For some months past my health has been infirm, and recent illness has unfitted me for mental or physical exertion.

The democratic State convention is officially requested to convene on Wednesday, Sept. 13, at noon, at Saratoga, to renominate a candidate for governor in place of Horatio Seymour, declined.

SAN FRANCISCO, 4.—A Portland, Ogn., dispatch says the Nez Percés Indians have made a formal demand on the commandant at Fort Walla Walla for two men who killed an Indian near there last Spring, threatening to burn every house in the valley within two weeks if refused. The settlers are much alarmed. A company of cavalry has been sent to protect them.

Edwin Booth opened in Hamlet to a packed house at the California Theatre to-night. He received an enthusiastic reception.

NEW YORK, 5.

This morning shortly before ten o'clock a fatal explosion occurred at the government works at Hell Gate, by which three men were killed outright and a number of others more or less wounded, some seriously. A number of men were employed on the barge fixing the primers for the final explosion when the premature explosion occurred.

WORCESTER, Mass., 5.—The Republican State Convention assembled here to-day. Alvan H. Beard was chosen temporary chairman. A resolution giving the woman a voice and vote at the primary meetings of the party was received with applause and hisses, and referred without debate. Hon. Geo. S. Boutwell was selected chairman, and addressed the Convention at great length.

On motion of Geo. F. Hoar, Alex. H. Rice was nominated for Governor, with but a single dissenting voice. Horatio G. Knight was nominated by acclamation for

Lieut. Governor. The ticket was completed as follows: H. B. Pierce, Secretary of State; Julius L. Clark, State Auditor; Chas. Edicott, State Treasurer; Chas. R. Train, Attorney General.

PHILADELPHIA, 5.—The cool weather has increased the attendance at the Exposition.

On account of a foul claimed by Higgins, of the London club, in the single scull race, yesterday, Higgins and Luther were ordered to row over the course again this morning. Higgins appeared and rowed over the distance in 23 25, but Luther failed to appear. Higgins claimed that he was not treated fairly, and says he would not row here again for any money.

The single scull race between Hanton, of Toronto, Plaisted, of New York, and Luther, of Pittsburgh, was won by Hanton; time 21.54; Plaisted second.

The pair of oar race between the two Thames boats, containing Higgins and Spencer, Green and Thomas, was won by the latter; time 21.44.

The second trial between Josh and Gil. Ward, and Faulkner and Regan, the latter won; time 20.28. Ward Brothers sixteen seconds later.

LEAVENWORTH, Ks., 5.—A terrible storm passed over this county on Sunday night, damaging crops, stock, etc., to the amount of \$50,000.

ST. PAUL, 5.—Intelligence by the way of Bismarck is, that on the 31st of August, Crook was near Glendive, south of the Yellowstone, en route for Glendive for supplies. Terry was on the north side of the Yellowstone, fifteen miles below Glendive, marching toward the Missouri. Eight miles below him the *Josephine* saw a large, fresh trail, leading north, which Terry should have struck on September first.

The *Josephine* reports thirty inches of water in the Yellowstone on the 30th, with fifteen inches on the rapids, which she passed over at that stage.

The *Far West* is above the rapids and will winter in the Yellowstone.

CHICAGO, 5.—The *Tribune's* Washington special says, Secretary Chandler has gone to New York on business connected with the republican campaign committee. It is expected during his absence that some very important documents relative to Tilden will be made public in New York.

A number of fugitives from the Savannah yellow fever district have arrived here. A gentleman doing business there says the panic is indescribable, and all persons able to do so have fled. There is a general feeling among the citizens there that the fever is much worse than reported. Three thousand people have left in alarm.

The *Tribune's* Washington special says: At a conference here yesterday with Secretary Cameron, it was decided to instruct General Ruger to so dispose of the troops in South Carolina and other southern States, that political meetings will be protected from interruption by armed mobs like Butler's bandits. Senator Patterson, of South Carolina, says the only way to get the Union vote out is to hold large meetings at central points, for republicans would not dare risk their lives by attempting to go on plantations to talk to the negroes. The plan adopted by the armed bands of white liners to attend in large numbers all republican meetings, and interrupt them by demanding and enforcing a division of time in speaking has, in many cases, so frightened the negroes that they fear to attend other meetings, and may not have confidence enough to go to the polls and vote. Application has been made for the distribution of a number of companies of United States troops at points throughout Florida, where a great portion of the population are colored. It is claimed that the stationing of troops there would protect and give a feeling of security, and would secure radiating points whence the troops could concentrate at a moment's warning. A proposition has been made from Florida to the republican national campaign convention to recognize the following as the regular republican ticket for Florida: For governor, M. L. Stearns; for Lt. Governor, David Montgomery; for Congress, first district, W. J. Putman; second district, Horace Bisby, Jr. The committee has been requested to proclaim this as a true ticket.

ST. LOUIS, 5.—Gen. Jeff. Thompson, of New Orleans, died this afternoon at his old home, St. Joseph, where he had been visiting for his health for some time past.

MONTPELIER, Vt., 5.—The republicans throughout the State are jubilant. The complete returns cannot be known before to-morrow. Out of 112 towns represented, 101 are republican, eight democrat, and three unknown.

WASHINGTON, 5.—The following is the President's reply to the Emperor of Germany's letter of congratulation on the Centenary of American independence:

"Ulysses S. Grant, President of the United States of America, to William, Emperor of Germany, King of Prussia, &c.

"Great and Good Friend—Your letter of June 9th, in which you were pleased to offer your cordial congratulations upon the occasion of the Centennial Anniversary, which we have recently celebrated, was placed in my hands on the 4th of July, and its contents were perused with unfeigned satisfaction. Such expressions of sympathy for the past progress of this country, and of good wishes for its further welfare, as are contained in that communication, are more gratifying because they proceed from the head of a great Empire with which this Republic, during the whole century of its existence, has maintained relations of peace and friendship, which have been conspicuous alike in prosperity and in adversity, and have become continually firmer with the increasing progress and prosperity of both countries. It is my sincere desire that this mutual cordiality and this prosperity which have been the lot of the two countries during the first century of our independence, may be vouchsafed during the century which is to come.

"Wishing you a long reign of health and happiness, I pray God that he may have your Majesty in his safe and holy keeping.

"(Signed)

"U. S. GRANT, Pres.,

"By HAMILTON FISH,

"Secy. of State.

"Washington, D. C., July 18, 1876."

SAN FRANCISCO, 5.—The last rail of that portion of the Southern Pacific Railroad connecting this city with Los Angeles was laid this afternoon at Lang's station, forty-two miles from Los Angeles, in the presence of a large concourse of spectators, including a party of prominent railroad men, city officials, capitalists, journalists, etc., from this city. A force of five thousand laborers was present, who laid the last thousand feet of the track in five minutes. Charles Crocker, president of the Southern Pacific, completed the work by driving the golden spike with a silver hammer presented by the city of Los Angeles. At the conclusion of the ceremonies the party continued the journey to Los Angeles, where they will be entertained as guests of the city this evening. The road is now complete to within one hundred miles of the Colorado River, which will probably be reached before the close of the year.

James Lick has notified the trustees of the Lick fund that he relieves them of their trust, and has appointed a new board, consisting of Abraham Block, president of the Odd Fellows' Bank, Charles W. Plum, merchant, Louis R. Lull, secretary of the California Pioneers, and another name as yet unknown. Lick is understood to be dissatisfied with the old board because they refused to expel his son John, who was one of their number, because he refused to sign certain papers. It is not yet known what action the board will take.

Congressman Piper arrived this evening, and was escorted to Platt's Hall, where he briefly said that the affidavits published, charging him with saying he had bought his election, were infamous lies, manufactured to defeat his election, and that he never heard of the parties whose signatures they bore.

NEW YORK, 6.—The *Herald's* Washington special says, since the publication of the action taken at the Treasury department in regard to the alleged false returns of income made by Tilden, Representative Hewitt, of New York, has addressed a communication to the Secretary of the Treasury asking for all the facts and official information had by the department in connection with the internal revenue returns of both Tilden and Hayes, the two respective presidential candidates of the democratic and republican parties. This letter has been referred to Gen. Roun, the commissioner of inter-