

They seek and single out one of the criminals for which others are equally responsible. They are not equal and the tags of heated passions rise above all law; but this to my mind is no reason why laws should be abolished. **REPLY.** But we are told, if this charter is passed, we are given time a definite period, say five years, to consider whether we cannot do better at once. If gentlemen are willing to vote for a charter reserving, or granting less privileges, and suffering less powers, why not do so at once? Why not give up the idea of a charter, and at once give to the people the rights and benefits we intend to confer upon them at the expiration of five years? **ANSWER.** We do not wish to impose any man's measure upon the people. We are not a despotic government. We are not a despotic gentleman known that even a despotic gentleman, no matter how much resisted, after the old one is repulsed, cannot pass the Senate. We are

a rather disordered head of black hair
His countenance was dark

we were hazy and sunk to a considerable depth in his head, over which, stretched out his heavy dark eyebrows, indicating a continual scowl knit closely together, giving him at once a savage and heartless look. During the progress of the examination, he flourished a pearl handled dirk knife, which he played with considerable dexterity in the cavity of his ample mouth, which filled the office of a tooth-pick. Not to be tedious, he seemed the reality of some one of those desperate characters so often portrayed upon the pleasant page of romance; and we might have imagined in our midst the gloomy presence of one who helped make up the history of the bloody THREE SNAKES.

The Court was called to order by Esquire Johnson, at whose request Esquires Wells and Higbee took the Bench, as associate justices. Esquire Stiles appeared as counsel for the State, and Esquires Sweatland and Backman for the Defence. The State urged the postponement of the trial a short time for the procuring of important witnesses. The defence objected and demand-

The court decided to proceed.
EVIDENCE FOR THE STATE.
John Scott examined.
He knew nothing personally, but sufficient upon which to found an affidavit for arrest. Stood aside.
Daniel Avery examined.
Question. Mr. Avery, are you acquainted with the prisoner?
Answer. I

Q. Did you ever hear him threaten the lives of Joseph and Hyrum Smith?

A. I will relate. I became acquainted with Mr. Elliott on the 2nd of December, one year ago. He was one of the persons who assisted in kidnapping me, on that date. I was at Doty's mill, in this county. They there took me by force and tied my feet under the horse's belly; when Mr. Elliott took the reins of the bridge, and they started; he forcing me through brush and over ravines, in a cruel and unfeeling manner.

was anything but humane. They shunned the main road as much as possible, as I supposed, to prevent detection. The most that I counted in this company, at any time, were eighteen or twenty men. They were cursing and swearing continually about the Mormons, threatening their lives and the lives of Joseph and Hyrum Smith in particular. - Mr. Elliott declared he was ready at any time, and a moment's

warning, to assist the Missourians, or any body else, to take their lives. He said Joe Smith, (as he called him,) was a d—d villain, and that he would take his life. [If I witness] know any thing of the nature of a covenant; they certainly entered into a covenant that night to take the lives of not only Joseph and Hyrum Smith, but of all the leading men of the church. Said they: We have got me d—d Mormon (meaning myself) but this is just a commencement; for we will not cease our exertions until we have got them all.

During our march they tried to ascertain from me where certain men lived (calling their names) who belonged to the Mormon church; but I thought that to be a time when the truth was not to be spoken in every instance, and I evaded their enquiries. Under the dark cover of night, they conveyed me to the shore of the Mississippi river, where they dislodged me from the

Q. I supposed their intention was to drown me—I had no other idea. I concluded my hour had come to pass and I made up my mind to meet my fate. But I was mistaken. They conveyed me across the river into the State of Missouri, where (no thanks to Mr. Elliott) I was afterwards released. Q. Mr. Avery, how do you know Mr. Elliott was in that company? A. I recognize him from his appearance.

Q. Did you know the name of any other person engaged in that transac-

A. I heard them call the name of Col. Williams.

Q. Do you know the date on which the murder of Joseph and Hyrum Smith was committed?

A. They were murdered on the 27th of June 1844, some six or seven months after they had covenanted to take their lives.

Rev. Beekman examined.

Q. Do you know anything about Mr. Elliott's being engaged in the murder of Joseph and Hyrum Smith?

Witness. I will answer as far as I know: I was not work for a man who hired his team to carry baggage for the troops, and I was sent to drive it. When we got to the crossing of the

When the rail-road, the troops were disbanded. A company of volunteers were then raised to go to Carthage, and my team

ARREST OF ELLIOTT.

sins of Joseph and Hyrum Smith, in Carthage jail, last June, has created

ment. They have in all times of trouble been ready to stand by us, and to lend a helping hand, both personal and pecuniary. For a full account of the situation of the church in Saint Louis, we would refer our readers to a com-

a man of some twenty six or eight years; near five feet eight inches tall; stoutly built, and athletic. He had on a jeans coat, with large pearl buttons, which was united at the upper part of his breast in a careless manner. His pants were taken for chisnott and were considerably tattered. His dress was covered by an overcoat, cut from a green Mackinaw blanket.

Q. Do you know anything about Mr. Elliott's being engaged in the murder of Joseph and Hyrum Smith?

Witness. I will answer as far as I know: I was at work for a man who hired his team to carry baggage for the troops, and I was sent to drive it. When we got to the crossing of the railroad, the troops were disbanded.

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GREAT REMEDY

CONSUMPTION OF THE LUNGS;
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AMONG all the famous remedies
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A CASE OF ASTHMA.

The following is from a distinguished Lawyer of the city of New York, who has been afflicted with the Asthma for twenty years: "I was, and am, a confirmed sufferer from this disease, and after trying such remedies as I could obtain, I have at length discovered the efficacy of this medicine."

New York, January 25, 1843.

I have been afflicted with spasmodic asthma for 24 years—sometimes so severely as to be confined to my room for weeks; and although attended by various medical men, I received the highest relief and skill in this country, the relief was but partial and temporary—the disease proved nearly fatal to my life.

and
Some few weeks ago I commenced tak-
ing Winter's Balsam of Wild Cherry
which gave me instant relief, and a single
bottle produced in a few days what I be-
lieve to be a radical and perfect cure.
A. WILLIAMS, Attorney at Law,
No. 88, Williams st., New York.

We are acquainted with the writer of
the above, certificate, and his statements
are entitled to the full confidence of the
public.

F. A. TALMADGE,
Recorder of the city of New York.

JOHN POWER, D.D.,
Vicar General of New York.

P. S. The above certificate may be
seen at No. 125 Fulton street, New
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Rt 13-42-3in

ADMINISTRATORS NOTICE.

The subscriber having taken out letters of administration from the court of probate of the county of Hancock county, Illinois, on the estate of George Calhoun deceased, late of said county, requests all persons having claims against said estate, to present the same to him or the court of probate of said county, for settlement by Wednesday 19th of March next. All persons indebted to said estate are requested to make no immediate payment to the undersigned.

CHARLES LAMBERT,
Administrator.

Feb. 4th, 1845—40—4

ADMINISTRATORS' SALES

PUBLIC notice is hereby given that by virtue of an order of the Hancock Circuit Court made at its session on A. D. 1843, of said County the undersigned will sell at public vendue to the highest and best bidder on the premises in the town of Appanoose in said county, on Wednesday the 5th day of March next, between the hours of 9 o'clock A. M. and 6 o'clock P. M. of said day, the following described real estate, to-wit: 25 acres & a part of a wharf, so l1. 7, p. 8.

Also an individual third part of ferry and privilege, including lands, boats, &c, belonging to the same between Appanoose and Fort Madison, and the following town

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	
not in the town of	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z
County, to wit:																										
Lot	3.	5.	6.	9.	9.																					
	4,	7,																								
	2,	3,	4,	5,																						
	2,	3																								
	6,	7,	8																							
	10																									
	3																									
	1,	2																								

being real estate of which Edward White
late of said county deceased, seized of
and which said real estate was by order
of said court, directed to be sold to pay
the debts of and deceased. Terms of
sale as herein provided with approval
security will be required.

SAMUEL S. WHITE,
NANCY WHITE,
Administrators.

Nauvoo, Jan 1, 1841.