MORNING APPEAL.

SUNDAY.....NOVEMBER 9, 1879

STOCKS.

The main feature of yesterday's market was a movement in the water stocks. This was owing to reports of a strike in Hale & Norcross. The dividing line between Sierra Nevada and Union is now stated to be 47 feet south of the Sierra Nevada incline. The Callison and Mount Diablo suit has been compromised, which accounts for the activity in the stocks. The following were the quotations of yesterday:

MORNING BOARD.

Ophir, 31¾.
Mexican, 33 33¼.
Gould & Curry, 11⅛
Best & Belcher, 21 20½
California, 5⅝
Savage, 16, 16¼
Consolidated Virginia, 5½
Chollar, 8¼, 8⅝
Potosi, 5⅝
Hale & Norcross, 19, 18¾
Yellow Jacket, 15⅜, 15½
Imperial, 1.
Sierra Nevada, 56, 55¾
Utah, 20½.
Exchequer, 4 90.
Justice, 2 90.
Overman, 9.
Union Consolidated, 8½ 8¾
Succor, 2 c
Bullion, 6½
Kentuck, 4
Belcher, 3 95.
Confidence, 10½, 11
Alpha, 14 13¾
Alta, 5⅝.
Lady Bryan, 55c.
Julia, 3 55, 3 45.
Caledonia, 2 25, 2 30
Challenge, 2 60
Occidental, 2 30
Silver Hill, 1 30. 1 20
Leviathan, 60c.
New York, 50c.
Lady Washington Con. 1 10 1 05
Ward, 2 40, 2 30.
Andes, 1 15 1 20
Scorpion, 4 95 4 70
Benton Con., 3 60 3 50
Golden Gate, 2 15
Con. Dorado, 2 90
Flowery, 50c.
North Bonanza, 1 15, 1 20
Mackay, 15c
Plutus, 2 40
Raymond & Ely, 1 50.
Eureka Consolidated, 25
Northern Belle, 5¾.
Belmont, 90c
Leopard, 50c.
Gila, 50c.
Metallic, 1 10
Grand Prize, 2 25.
Argenta, 1
Navajo, 65c.
Independence, 1 50.
Tuscarora, 1
Belle Isle, 4¼.
Day, 1 20
Hillside, 1 50.
Paradise, 1
Mount Diablo, 11½ 12
Bodie, 14.
Bechtel, 1 50.
McClinton, 40c.
Tioga, 3 40
Summit, 1 60
Syndicate, 6
Bulwer, 11½
Goodshaw, 40c.
Del Monte 6
Oriental, 20c.
Champion, 15c, 20c.
Tiptop, 1 35
Booker, 95c.
Mono, 7.
University, 30c, 30.
Jupiter, 1 95 2
Addenda, 50c
Mammoth, 7.
Dudley, 1 25
Noonday, 4 95 5
Atlas, 40c
Orient 45c.

BRIEF MENTION.

See notice for bids under head "New To-day."

D. Abell of the Carson City Mint has patented a steam generator.

There is a dispatch at the Western Union office for Gievona Francisco.

Mrs. Cavin will indulge in a grand opening of millinery goods on Monday.

The ball given by the Good Templars at the Opera House on Friday evening was a pleasant success, financially and socially.

Col. M. G. Gillette has resigned the Superintendency of the Savage mine and John P. Kelly of Pioche has been appointed in his place.

Mrs. Olive A. Wood, of Cambridgeport, Mass., desires to obtain information as to the whereabouts of George Morrill Currier, Geo Morrell, or J. Crosby.

M. Burke, Jr., Recorder of Mammoth Mining District, is in the city. He speaks in the highest terms of the district, and thinks when Spring opens it will boom.

THE CARSON REFORM CLUB.—There was a very interesting entertainment given at Moore & Parker's hall last evening by the Reform Club. The following was the programme: "Jim Wolf and the Tom Cats," (Mark Twain) S. J. Hedgkinson. Song, "When the Quiet Moon is Beaming," Miss Rosa Sheyer. Reading, "Jack Johnson," Judge C. N. Harris. Reading, "The Coquette Punished," Prof. H. H. Howe. Song, "Did you ever take tea in Arbor?" For an encore, "Balmoral," Col, S. Fulton. "The Witch's Daughter," S. H. Mason. The entertainment which was all good, closed with remarks by Rev J. R. Thompson.

TO COAL CONSUMERS.—Now that the cold weather is coming on, the contraction of the beam of the coal dealer's scales will be noticed. These scales are so sensitive to heat and cold that a variation of 500 pounds of coal in a ton is not an unusual thing. Coal can easily be measured in a box. If you use hard or anthracite coal, a box whose dimensions are 32 cubic feet will hold a ton; for soft or bituminous coal, a box of 35 cubic feet holds a ton. Get your boxes of the right size and insist on their being filled. This will be dreadful hard on some coal dealers in Nevada but the consumers will like it.

RELIGIOUS NOTICE. — Rev. Dr. John Thompson, of Oakland, Superintendent of the California and Nevada Bible Societies will preach at the Presbyterian Church this morning at 11 o'clock. The Methodist Church will unite in this service, and form a union service.

PARKINSON'S SENTENCE

Review of the Legal Points by the Court and Remarks to the Accused.

MOTION FOR NEW TRIAL AND STAY OF SENTENCE OVERRULED—THE FINE FIXED AT FIVE HUNDRED DOLLARS AND COSTS — AN APPEAL TAKEN.

The case of Richard R. Parkinson, charged with illegal voting and fraudulent registration, was called in the United States Circuit Court yesterday morning. This was the time fixed for the sentence of the accused, he having been previously convicted of both offences by a jury. General Clark, the attorney for the defendant, moved for a stay of proceedings and an arrest of judgment. The principle points raised were that the court erred in charging the jury that there was no legal proof of his naturalization before the court; that the ruling in casting the burden of proof upon the defense was unwarranted; that the complaint had made no sufficient allegation of the offense. The defense also held that from the fact that the prosecution failed to prove that the accused voted for a member of Congress in 1876, the United States Circuit Court was without any jurisdiction in the matter. These points were argued by Gen. Clark and Jonas Seely for the defense, and United States District Attorney Varian for the prosecution, until 5 o'clock in the evening. The court then reserved its decision until 7 o'clock.

THE RULING OF THE COURT.

On opening the session in the evening the Court remarked that, it had not taken the pains to review all the points raised by the defense from the fact that they had been sufficiently argued and disposed of during the trial. On all points in which the Court was in doubt, as much care as the time would permit had been occupied. The Court held that the prosecution after making a negative statement, the support of the allegation by any shadow of testimony was legally held to cast the burden of proof upon the defendant. The defense in all such cases as the present one must prove that it had been registered and was legally entitled to vote in the United States. It would be absurd to hold anything less. The defense had failed to produce any such proof. The motion for new trial was therefore denied. On motion for an arrest of judgment the Court held that it had strictly followed the law in refusing to admit the testimony of the accused as to his registration, as the law is explicit in requiring a certified copy of a registration as the only proof allowed to show a naturalization. As far as the jurisdiction of the Court was concerned the law had made a special provision for such cases. It also held that any illegal vote deposited on a day of election in which a member of Congress may be elected is sufficient to constitute an offense against the United States Government. The record of the poll book showed that the defendant had cast a vote on such a day. The motion for arrest of judgment was overruled.

THE SENTENCE.

The defendant was then ordered to stand up and receive his sentence. Mr. Parkinson here rose to his feet and stood leaning back upon his cane. The court then addressed him: You have been charged with two offenses, false registration and illegal voting. You have been granted every indulgence by this court, and you have had ample time to prepare your defense. You have been convicted by a jury which you accepted to try the case. Have you anything to say why sentence should not be passed.

Mr. Parkinson—I have much to say, but don't propose to say it.

The Court—You can sit down if you like.

Mr. Parkinson—I am able to stand, sir.

The Court—There is a disposition in this country to lightly treat offenses against the elective franchise. Such offenses sap the very foundation of government, and the public sentiment which heeds them lightly could not be too severely condemned. I have no sympathy with those who impunged the motives of the prosecuting attorney. He has done his whole duty as required by law. Mr. Parkinson here sprang up and remarked, "Judge, for God sake spare me and sentence me; don't lecture me this way, but sentence me at once." Here the defendant walked up and down the room terribly agitated for several minutes, producing quite a sensation in the court. The court told him to be seated, and his counsel, Gen. Clark, endeavored to calm him. The court continued: If you had been allowed to go on the stand to prove your registration in 1855, you would have been confronted by your admission of a naturalization in 1851. There could have been no naturalization in 1851, as there were no courts in existence in California at that time. I have no hesitation in saying that I believe you guilty. You are a man of intelligence, and your violation of the law was deliberate and inexcusable. The fact that you have gray hairs and a family is a proper subject for Executive clemency to take into consideration and I should rightly leave it with the Governor in case he should be appealed to. I admit, however, that I am unable to entirely free myself from these influences, I shall therefore not sentence you to imprisonment but shall fix your sentence at $500 fine and the cost of Court. You shall stand committed until such fine is paid.

The defendant then asked if he must go to jail at once or give bonds. This was left with the Prosecuting Attorney, who said that bonds with two good surities would be accepted. General Clarke then guaranteed that a bond would be forthcoming immediately, and the Court adjourned.

The usual exceptions were taken. Notice of appeal was given and the appeal will be taken on Monday morning.

HANK MONK.

A STRING OF ANECDOTES ABOUT HIM—SOME OF HIS AWFUL ROMANCES.

The *Argonaut* contains the following story about Carson's old reliable stage driver:

Hank Monk, who drives the stage from Carson City to Lake Bigler is considered the cleverest off-hand liar in Nevada. He made the yarn about Greeley out of whole cloth. One day when crawling up the steep grade from Carson to Lake Bigler the stage stopped at a little station and a man rushed out with his face full of anxiety and asked:

"Say, Hank, did you see Bill at Carson?"

"Saw-him-this morning," drawled Monk.

"Did he say he was comin' up soon?"

"Said he'd be up to-morrow."

"Sure?"

"Sure!"

They went up the hill, when Hank said:

"Wonder what Bill that feller meant?"

"What Bill did *you* mean?" asked a passenger.

"Way-bill," quoth Monk.

AS A FAMILY DISTURBER

Hank ranks high. One day, seeing a lady leaning over a front gate, whose husband he knew to be at the Lake, he walked over and the following conversation took place:

"When did you git down from the Lake?"

"I haven't been there this season."

"Why, I thought sure I saw you yesterday afternoon, ridin' out with your husband. Guess 'twas some other woman."

In less than half an hour the woman was on her way to the Lake in a private conveyance to overhaul her lord. There was an awful row, and she finally found that Hank had given her one of his dreadful "joshes." He has played this little joke on half a dozen women in Carson and on two occasions there came very near being divorce suits. Hank talks with such an air of seriousness that the most suspicious can not doubt him.

HIS JOKE ON MRS. DAGGETT.

One Summer, when Congressman Daggett's wife was visiting the Lake, she had a Saratoga trunk along almost as big as a wood shed. Daggett incidentally remarked that he despised such mammoth trunks and Hank of course took the cue. After the stage arrived Mrs. Daggett asked Hank if he had brought the trunk.

"Brought half of it," was the reply.

"What on earth do you mean?"

"It was so cussed big that we had to saw it in two; sawed it with a cross-cut saw. I'll bring the other half to-morrow."

Daggett, who was enjoying the fun, chipped in with:

"If you have injured any of the contents I shall make the stage company pay."

"I sawed it across the grain of the packin' but I guess the company's good for it."

Mrs. D. said nothing, as no known language was adequate.

HIS EVER READY BEAR STORY.

Hank is never at a less for some yarn to lend additional interest to the scenery.

"That is a curious rock," remarked a British tourist one day.

"You bet; I can't ever forgit that rock. I killed the biggest grizzly there in '62 you ever saw, run agin him with the stage and cut him clean in two with the for'ard wheel. Split in two like a mackerel from end to end."

He vows that he only relates these romances to the Britishers who ride on top.

HANK AND GRANT

Hank and Grant drove down the grade on the occasion of his last visit here. Grant insisted on taking hold of the ribbons. Hank yielded up the lines with some reluctance, but in a few minutes took them from the General's hand with,

"You may be a tolerable good fellow to run a government, but I'm d——d if you was cut out for a stage driver. You see the horses know the second a greenhorn gits hold, and they're liable to jump clean over the flume in a holy minute. Don't tell any body I let you drive, I'd git discharged the same day.

Grant promised secrecy, hardly realizing that if Hank should leave the company an indignation meeting would result in Carson immediately.

REFUSED TO DRINK.

One day when asked to drink at the top of the grade he replied with a fine show of suppressed indignation:

"I don't drink, sir."

A few minutes later he was in the saloon surrounding a good horn.

"Thought you didn't drink."

"I'm drinkin' to keep my mad down."

THE DRUMMER CASE.—T. S. Merchant was tried before Justice Cary yesterday on the charge of soliciting the sale of goods without a license. The complaint alleged the soliciting of goods on a certain day of the month and the defense proved a clear *alibi*. The case was accordingly dismissed. This disposal of the case was simply made on a defective complaint, and does not in any way invalidate the drummer law.

PRESBYTERIAN CHURCH.—Preaching in the Presbyterian Church at 7 P. M.

THE CARSON GUARD PRIZES.

The following prizes have been donated by citizens to the Carson Guards to be shot for at Treadway's Ranch to-day: J. R. King a gold and silver medal; H. G. Parker a Sharp's rifle; Judge Beatty, $20; Dr. White, dressing case; John Cheney, 100 pound sack of flour; C. C. Atherton, sack of barley; G. C. Thaxter, case of coal oil and feather duster; Gibson & Dealey, box cigars; J. Tobriner, cigar holder; L. Morris, shirt studs; J. Platt, sleeve buttons; F Boskowitz, silk hat; J. Fraser, $5; J. Kaufman, chromo; P. A. Wagner & Co., castor; G. W. Kitzmeyer, mirror; W. Pearson, two dozen bottles of St. Louis beer; J. G. Fox, meerschaum pipe; M. Gilligan, slippers; Olcovich Bros., sleeve buttons; Antoine Borges, six months' chin-scraping; E. J. Parkinson, *Tribune* one year; E. Hanley, 100 postal cards; G. B. Webb, walnut corner whatnot; Geo. Perasich, box apples; Decker & Co., four bottles of Rock and Rye (for coughs); C. W. Friend, sleeve buttons, scarf pin and studs; James Marshall, box of cigars and marriage license; H. S. McLaughlin, onyx and gold target charms; J. Muller, two months razoring; Hill & Ferris, hind quarter of beef; A. S. Marston, keg of lager; Keyser and Elrod, sack of bran. Cagwin and Allen, chromo; Carson APPEAL, one year's subscription, to be given to the man making the lowest score. The gold medal will be shot for by everybody. The silver medal will be shot for by second class shooters only. Members are requested to be on hand as early a possible.

THE MINT.

The U. S. Mint in this city is not closed, as many people suppose. There is only a reduction of the force. Bullion will be received and business transacted as heretofore.

HANK MONK has agreed to give the Carson Guards a bound copy of his Lake Bigler Romances bound in brass and riveted at the back, to be shot for at the match to-day, the man making twenty consecutive bull's eyes to take the book.

ROOMS FOR RENT.—Finely furnished rooms to let, single or en suite, with bath room attached. Board can be had if required. The suite of rooms face the south. Enquire at this office.

METHODIST CHURCH.—M. E. congregation will unite with the Presbyterian at 11 A. M. Sunday School at 2 P. M., and Sunday school concert at 7 P. M. to which all are invited.

ST. PETER'S CHURCH.—Regular service at the Episcopal Church to-day at the usual hours. Sunday School at 2:30. Public invited. Geo. R. Davis, Rector.