

a writ
 in behalf of the Smiths, depositions and said. Some
 time in June ~~last~~ I attended two or three Danite
 meetings, and it was taught there as a part of the
 duty of the band, that they should support the
 presidency in all their designs right or wrong;
 that whatever they said was to be obeyed, and
 whoever opposed the presidency in what they said,
 or desired done, should be expelled the County,
 or have their lives taken. The three composing
 the presidency was at one of those meetings, and
 to satisfy the people, Dr. Avarad called on Jos
 Smith Jr, who gave them a pledge, that if they
 led them into a difficulty, he would give them
 his head for a foot ball; - and that it was the
 will of God these things should be so. - The
 teacher, and active agent of the Society was Dr
 Avarad, and his teachings were approved of by
 the presidency - Dr Avarad further taught as
 a part of their obligation, that if any one betrayed
 the secret designs of the society, they should be killed
 and laid aside, and nothing said about it. -
 I heard Sidney Rigdon's sermon, commonly called
 the salt sermon, and its purport and design was
 about as other witnesses have stated them, by
 me. When process was filed against Joseph
 Smith Jr and others, in my office as clerk of the
 Caldwell Circuit Court, for trespass; Jos Smith Jr told
 me not to issue that writ, that he did not in-
 tend to submit to it; that it was a vexatious thing
 and I had a right to judge whether a suit was
 vexatious or not; and that he would see me out of
 it; Hiram Smith (who was not a defendant in that
 suit) also joined him in this promise. ^{If I would not issue the writ} This was
 previous to the last term of the Caldwell Circuit
 Court. - I considered myself not as a proper judge
 as to whether it was a vexatious suit or not. Jos
 Smith Jr said it was a vexatious thing, and that he
 would not suffer it to be issued; and I felt
 myself intimidated and in danger if I issued
 it. Knowing the regulation of the Danite band,
 On the Monday prior to the last Daviess expe-
 dition I heard Mr Rigdon say that those who had
 heretofore been backward in taking up arms
 in defending themselves, ought to be put
 upon

upon their horses with bayonets and pitch-forks
~~and forced~~, and Smith said forced into the front
 of the battle, and that the property of those who
 would not go into the war, should be consecrated
 to the use of those who did. Mr Smith said their
 beef, corn and potatoes they would take -

I went in the expedition to Daviess, in which
 Gallatin was burnt, as I felt myself compelled to
 go from the regulations which had been made.

It was generally understood that every move-
 ment made in Daviess was under the direction &
 supervision of the first presidency, of whom
 Jos Smith & Hiram Smith were in Daviess.

The following of the Def^{ts} were in that expedition to
 Daviess, viz: Jos Smith Jr. Hiram Smith, R. P
 Pratt Lyman Wight Caleb Baldwin, Alanson
 Ripley, - John Buehannon was not there, George
 W. Harris was there, Darwin Chase was there, Elijah
 Newman was not there, Isaac Morley was not there,
 Moses Clawson I think was there, Alex. McKim was
 there, John S. Higley I think was there, Edward
 Partridge was there, David Frampton was not
 there, Sheffield Daniels I think was not there,
 Dardearn was there, James H Rawlings was there,
 Maurice Phelps, I think was there.

Of the troops at Diahmow in this expedition some
 were sent on one expedition, and some on another,
 but all were there mutually to aid and assist
 each other in all that they undertook or did on
 that occasion - When we first went to Da-
 viess, I understood the object to be to drive out the
 mob, ^{which should be called this} but when we got there we found none. I
 then learned the object was, from those who were
 actively engaged in the matter, to drive out all
 the citizens of Daviess, and get possession of their
 property; It was understood that they burnt
 mormon houses, as well as the houses of the citizens,
 the burning of the mormon houses was to bring the
 mormons into Diahmow as I understood it - It
 was said by some that the mormons were burn-
 ing their own houses, and by others that the
 mob were burning them, and so much was
 said about it, that I did not know when I got
 the truth - I heard of one B. Huntingdon
 one of the mormons say, that the mis-
 -

sorvians at Gallatin had taken the goods ^{stottings} out of
~~the~~ store, and piled them up, and set fire to the
 store house, and had gone off for waggons to haul
 off the goods, but that our waggons had got there
 first and had hauled them off. - I understood
 that the goods were deposited with the Bishop of
 the Church at Diahmow as consecrated property
 to the Church. A great deal of other property
 was brought into the mormon camps, but
 know where it came from, but understood it to be
 consecrated property. It was frequently ob-
 served among the troops, that the time had come
 when the riches of the gentiles should be conso-
 -rated to the saints. - From the time of the
 return of the troops from Diahmow the town of
 Far West was kept under military rule, troops
 paraded, and disciplined every day. It was
 a generally prevailing understanding among the
 troops, and seemed to be so much so towards
 the last, that no other impressions prevailed, that
 they would oppose either militia or mob, should
 they come out against them; for they considered
 them all mob at heart. - This was about the time
 the militia arrived there. - As to Hiram
 Smith personally, I have thought him to be a good
 meaning man, but in connexion with others, un-
 -der the order of the Danite society, I thought I had
 as much to fear from him as from others.
 As to the constitution testified of, by Dr. A. W. I
 never heard of it until he disclosed it when he
 was taken prisoner - I did not attend the first
 meeting, in which the Danite band was formed.
 I did not see Hiram Smith in the last expedition
 to Darius have arms upon his person, but he
 constituted one of the Counsellors of Joseph Smith Jr. &
 it was not usual for any of the Presidency, com-
 -posed of Pres. Smith & his Counsellors, to take arms
 & go into the ranks. When I arrived at Diah-
 mon, I staid the first night at Lyman Wight's house
 & informed Wight that Gen. Parks was coming out,
 with the militia. Wight answered that he did not
 wish Parks to come out, & sent an express to him not
 to come, he remarked that they could settle the difficulties
 themselves. And further this deponent saith not.

John A. Lemmon.