

and without warrant of law. Wherefore your petitioner prays that the said unlawful practice of paying such unauthorized salary be discontinued, so that each of said justices may receive their lawful fees.

Referred to the city attorney.

Police Justice Laney—"The statement that Mr. Kesler has been deprived of his fees for cases tried before him during my absence is incorrect. I informed him plainly before my departure and since my arrival that his fees would be forthcoming at the next regular payment of salary."

Mr. Kesler—Your Honor, would you like to hear the other side of the story?

Mayor Scott—You will be allowed to make your statement before the committee, Mr. Kesler.

PARLEY'S CREEK CONDUIT.

The city engineer presented a profile of line and sections of masonry and conduit to be constructed thereon to convey water from Parley's Creek to this city. The engineer reported that the line was a close approximation to the location; and was the foundation of his estimates of costs. The conduit sections were designed to carry 15,000,000 gallons in twenty-four hours and to be built of a combination of concrete and brick masonry. He recommended that the work be adopted in time to be of service during the ensuing summer.

The engineer was ordered to make specifications.

STREET COMMITTEE'S REPORT.

The committee on streets reported as follows: That the petition of E. Sells and others to have Twelfth East Street graded be granted; that the petition of the Carey-Lombard Company for permission to put in a switch from their yard be granted. In the matter of a sidewalk on Second South Street, the committee reported that a flag walk would be too expensive, and a cheaper walk would answer all requirements. They intended to report further on this subject later. The committee recommended that the petition of J. H. Mellon, for permission to cut ice on Ninth West Street, be not granted; in regard to the communication of W. L. Pickard and others relative to the condition of Third South Street west, the committee reported that the railroad company had satisfactorily explained the matter, and they recommended the petition be not granted. Adopted.

THE JOINT PUBLIC BUILDING.

The committee on improvements submitted a contract to be entered into with Architect Kletting for the revision of the Apponyi plans for the city and county building and supervising the erection of the building. The contract provides that Mr. Kletting shall be paid \$2000 to revise the plans so as to ensure a safe, durable and suitable building; that if in the judgment of the committee it is thought advisable, the revised plans shall be sent to Prof. Ware for approval, the architect to pay \$250 towards the expense of the examination, and the revision of the plans to be completed by April 1st next; the cost of the building is not to be more than \$300,000, exclusive of the tower; in case the lowest bid for constructing the building exceeds \$300,000, then the architect is to change the plans so as to reduce

the cost to the amount named; that the architect shall furnish a bond in the sum of \$30,000; that the compensation of the architect shall be 1 1/2 per cent of the cost of the building, exclusive of the work already done; that the architect shall furnish the city and county with a complete set of plans.

After considerable discussion the contract was approved.

The city attorney also submitted a lease to be executed by the city to Henry Barnes and Edward Byrne for the Warm Springs property. Adopted.

SLANDEROUS ARTICLES TO BE REFUTED

Councilman Pembroke—I wish to call the attention of the City Council to a series of articles that have recently appeared in the *Illustrated American* entitled 'Extermination of the Mormons,' in which it is alleged that the 'Mormons' want war. Such stuff is all bosh. The 'Mormons' are peaceably inclined and have the building up of the city and county at heart, the same as other citizens have. The publication of these libelous falsehoods should be squelched.

Councilman Hall—I have read the articles referred to with a great deal of disgust and am of the opinion they will injure the city.

Councilman Pembroke then offered the following resolution, which was unanimously adopted:

"Whereas, the impression obtained by reading the articles bearing upon the Mormon question published in the *Illustrated American* is such as to unsettle the eastern public confidence in the soundness of the commercial interests of this city, be it

"Resolved, that a committee of this Council be appointed to officially refute, by telegram or otherwise, the statements contained in the December 27th issue of the *Illustrated American*, to the effect that Utah is about to make war upon the United States; and be it further resolved that the committee be requested to obtain the co-operation of the Territorial officers and the Salt Lake Chamber of Commerce in this refutation, and that the same be caused to be published in the *Illustrated American*."

Councilmen Hall, Karrick and Pembroke were appointed as committee to refute the charges referred to.

PAVING ORDINANCE.

An ordinance providing for the levy and collection of a paving and curbing tax for First East Street came up. It provides that the tax may be paid in yearly instalments, allowing ten years time to liquidate.

City Attorney Merritt said that it would be necessary to issue bonds, which must not be sold below par.

After some fruitless discussion the ordinance passed.

WANT THEIR SALARIES RAISED.

The committee on police reported in favor of increasing the salaries of the police force. The report was referred back to the committee on police.

APPROPRIATIONS.

The following appropriations were then made:

Walter Baird.....	\$ 400 00
T. O. Bookledge.....	2,868 00
H. G. McMillan.....	27 00
Idelman Bros.....	194 00
Total.....	\$3,289 31

THE MAYOR'S MESSAGE.

The reports of all of the city officers

and the annual message of the Mayor were then submitted, after which the Council adjourned until Friday evening, January 30th.

A special session of the City Council was held Jan. 30th for the purpose of accepting and considering the first annual report of City Engineer Doremus. Mayor Scott presided and called the Council to order promptly at 7:30. The following councilmen answered to roll call: Cohn, Lynn, Anderson, Armstrong, Pendleton, Wolstenholme, Heath, Pembroke, Karrick, Spafford, Noble and Parsons.

That portion of the city engineer's report treating on the water question was read and provoked much animated discussion.

Engineer Doremus stated that the net cost of constructing a pumping plant at Liberty Park, with a pipe line twenty-four inches in diameter to First South Street, would be \$142,000. This is independent of the general distribution system of water to be brought in from Parley's Canyon. The two proposed systems would cost \$217,980.

Mr. Pembroke—I am strongly opposed to the pumping system, but will give my heartiest support to bringing in the needed water from Parley's Canyon. I offer the following resolution to that effect:

Resolved, That it be the sense of this Council that we should proceed at once with the construction of a conduit of brick and cement to convey the waters of Parley's Canyon Creek, as being the most economical and promising the most satisfactory results.

A dispute then arose as to the amount of water that could be obtained daily from that source.

Engineer Doremus—The average daily flow during the last year was 10,000,000 gallons.

Mayor Scott—In the summer of 1889 the average daily flow did not reach 4,000,000 gallons.

Mr. Pembroke—I do not think it is a fair proposition to estimate the amount of water that emanated from that source two years ago; we had a year of drouth that is without precedent in the history of our Territory.

Mr. Cohn—Is it not a well known fact that the flow of water from the Liberty Park wells has never amounted to 5,000,000 per day?

To this Mr. Doremus replied in the affirmative. He also stated that one of the wells in that locality, which for a time had furnished a supply of 200,000 gallons of water per day, had ceased flowing entirely. To depend upon these wells was the height of folly. The gravity system was the only successful method of water supply.

This was the opinion expressed by the water commission of 1889. It was their opinion today. If the pumping system was to be adopted it should be the last resort.

Mr. Noble—I concur in the expressions of Mr. Doremus, and am assured by members of the old City Council that the water problem will never be solved other than by putting in a good gravity system.

Engineer Doremus—I will here take the liberty of using the name of J. Fewson Smith, Sr., civil engineer, as a man of unquestioned ability, and one who has given the water question more thought and careful considera-