

## REPORT ON SALE OF CITY BONDS.

Mayor Morris Returns and Tells  
Of Conference With Mutual  
Life People.

## SUIT WILL BE INSTITUTED.

Is for the Purpose of Testing Legality  
Of the Bonds—Letter to  
Council.

A report was made to the city council last night by Mayor Morris upon the result of the trip to New York, taken by himself, Atty. P. S. Richards and Councilman Wells to confer with the officials of the Mutual Life Insurance company in regard to the sale of the city's special water and sewer bonds in the amount of \$1,000,000. The committee returned from New York yesterday afternoon. Mayor Morris stated that there was no question but that the sale of the bonds would go through without any great delay, as the only thing to be done before the money in paid is to bring a friendly suit to test the legality of the bond issue and have the supreme court pass upon it. City Attorney Day and Atty. Richards commenced work today on such an action, which will be in the nature of an injunction suit, brought by some private citizen, raising all the points the company desires to have a legal ruling on.

## LETTER TO COUNCIL.

Accompanying the letter of the committee to the council, was the following letter submitted by the committee to the general council for the company, a copy of which, together with the committee's report, was spread upon the minutes of the council:

In your letter of the 15th inst. reference is made to Judge Day's statement that the city was ready to comply with any safeguards it could offer to the satisfaction of your company to the end that the proceeds of the bonds would all be utilized in extending the water and sewer system, and in substantial compliance with the scheme presented to the voters, and you said that Judge Day wanted to write you again. We are authorized to say for him that he expected you to suggest such safeguards as would be satisfactory to your company in this matter, and waited to hear from you on the subject. Hence the delay. You also say in your letter that if we desire to submit further considerations you will be happy to consider them and advise the company thereon.

## WILL STICK TO PLAN.

In the very beginning we desire to assure you in the most emphatic terms that the city expects to follow in every substantial particular the scheme that was submitted to the voters. There has never been any other intention on its part and there are no obstacles in the way that cannot be overcome. The plan submitted was for "increasing the water supply of the city by laying pipes and establishing a water system to conduct water from Big Cottonwood creek and Mill creek and their tributaries to Salt Lake City and acquiring water and water rights in said streams and in Utah lake, and by improving and extending the present system of water distribution by which water is now distributed throughout said city."

In the committee's address to the taxpayers, page 5, it appears that the city has a daily supply of over 40,000,000 gallons of Utah lake reservoir water, which it desires to exchange for portable water, as it has the power to do under article II, section 6, of the Constitution of Utah; and on page 6 and 16 of the address it appears that the city has option for reservoir water for "one-half the water of Big Cottonwood creek." These are the options which have been referred to in the correspondence, and as they expire on July 1, 1905, it is very important that the sale of the bonds be consummated as soon as possible, so the city will be in a position to complete the exchange before the time for so doing expires.

## CRISIS OF GIRLHOOD

### A TIME OF PAIN AND PERIL.

Miss Emma Cole Says that Lydia E. Pinkham's Vegetable Compound has Saved Her Life and Made Her Well.

How many lives of beautiful young girls have been sacrificed just as they were ripening into womanhood! How many irregularities or displacements have been developed at this important period, resulting in years of suffering!



Miss Emma Cole

Girls' modesty and oversensitiveness often puzzle their mothers and baffle physicians, because they withhold their confidence at this critical period.

A mother should come to her child's aid and remember that Lydia E. Pinkham's Vegetable Compound will at this time prepare the system for the coming change and start the menstrual period in a young girl's life without pain or irregularities.

"Miss Emma Cole of Tallahassee, Tenn., writes:

"Dear Mrs. Pinkham:—

"I want to tell you that I am enjoying better health than I have for years, and I owe it all to Lydia E. Pinkham's Vegetable Compound."

"When fourteen years of age I suffered almost constant pain, and for two or three years I had nervous and painful side headaches and was dizzy and nervous, and doctors all failed to help me.

"Lydia E. Pinkham's Vegetable Compound was recommended, and after taking it my health began to improve rapidly, and I think it saved my life. I sincerely hope my experience will be a help to other girls who are passing from girlhood to womanhood, for I know your Compound will do as much for them."

If you know of any young girl who is sick and needs motherly advice ask her to write Mrs. Pinkham, Lynn, Mass., and she will receive from her a letter which will put her on the right road to strong, healthy and happy womanhood.

## MEDICAL EXAMINER

Of the United States Treasury Recommends  
Pe-ru-na.

Prominent Physicians  
Endorse Pe-ru-na.

DR. LLEWELLYN JORDAN, Medical Examiner of the U. S. Treasury Department, graduate of Columbia College, and who served three years at West Point, has the following to say of Peru-na:

"Allow me to express my gratitude to you for the benefit derived from your wonderful remedy. A few short months has brought forth a vast change and I now consider myself a well man after months of suffering."

"Follow-sufferers, Peru-na will cure you."—Llewellyn Jordan.

Doctors have been loathe to endorse a catarrh remedy because catarrh and catarrhal diseases have puzzled the medical fraternity for many decades.

More prominent physicians use and endorse Peru-na each year.

Dr. A. Morgan, 311 Gater street, Indianapolis, Ind., writes:

"Regular physicians do not, as a rule, endorse patent medicines. I have, however, found in my practice that Peru-na is a notable exception and not at all like any other medicine generally sold as 'patent medicine.'"

"In examining it I find that it is a scientifically prepared medicine, composed of herbal remedies of high medicinal value."

"It is a specific for catarrh of the head, lungs or stomach, a fine remedy for female troubles, and invaluable to mothers and children."

"After fevers or other protracted illness, it is one of the best tonics I know of to restore the system to normal condition, and I recommend it to convalescents."

"It is a high class family remedy, good for young and old."—A. Morgan.

Peru-na occupies a unique position in medical science. It is the only internal systemic catarrh remedy known to the medical profession today.

Catarrh is a systemic disease curable only by systemic treatment. A remedy that cures catarrh must aim directly at the depressed nerve centers. This is what Peru-na does.



DR. LLEWELLYN JORDAN,  
Medical Examiner United States  
Treasury Department.

## Pe-ru-na Contains No Narcotics.

One reason why Peru-na has found permanent use in so many homes is that it contains no narcotics of any kind. Peru-na is perfectly harmless. It can be used any length of time without acquiring a drug habit. Peru-na does not produce temporary results. It is permanent in its effect.

It has no bad effect upon the system, and gradually eliminates catarrh by removing the cause of catarrh. There are a multitude of homes where Peru-na has been used and on for twenty years. Such a thing could not be possible if Peru-na contained any drugs of a narcotic nature.

## TWENTY YEARS AGO TODAY.

### (DO YOU REMEMBER?)

At New Bedford, Mass., Charles Fox walked into the office of Philip D. Sloan and deliberately shot him dead. He then fired a bullet into his own brain.

A report reached St. Petersburg that the Amerer of Afghanistan had been murdered by his suite.

### TEN YEARS AGO TODAY.

At the marriage of Miss Florence Sloan, granddaughter of Mrs. William VanDerbilt, to James Abercrombie Burden, Jr., \$1,000,000 was spent.

### FIVE YEARS AGO TODAY.

A serious difference was imminent between Russian and Japan over the landing of Russian troops at Tsaku.

Young Maddocks, the band leader who wounded two soldiers from Fort Douglas, was held to the district court.

In a position to complete the exchange before the time for so doing expires.

## BUT ONE DIFFICULTY.

It will be seen from the foregoing that there are no difficulties in the way of acquiring the water rights. The only difficulty is the claim of the Utah Light & Heatway company that it has the right to have the water of Big Cottonwood creek flow down the stream to a point below the place where the city desires to divert it into the proposed conduit. The city not only questions the validity of the company's right, but has the undoubted power to condemn any right it may have in the premises. No legal steps have been taken to determine or condemn the right, because the company has offered to convey the same to the city as consideration for a consolidation and extension of certain franchises which it now holds from the city. A bill for an ordinance intended to accomplish this purpose is now pending in the city council and will doubtless be disposed of soon. There are good reasons to believe that an early right it may have in the premises adjusted, but if not the city will proceed to condemn whatever rights may be necessary for the consummation of this purpose, that is, the acquisition of the waters of Big Cottonwood creek and the extension of its waterworks system so as to conduct the same into the city.

## RIGHT OF EMINENT DOMAIN.

Perhaps in passing a few words should be said about the city's right of eminent domain, in explanation of Judge Day's first letter. Our statute, section 558, revised statutes, 1905, as amended in 1901, provides that the power of eminent domain may be exercised for roads, streets and alleys, and all public uses for the benefit of any city, incorporated city or town, or the inhabitants thereof.

This statute was taken from the California code, and has been held by the supreme court of that state to authorize the condemnation of water rights. Indeed, it is the well settled rule in this country that the furnishing of water to a municipality is a public purpose for which the right of eminent domain may be exercised to procure either land or water necessary for the purpose. (See briefs referred to by Judge Day in his letter of March 21, 1905.)

Although it is now generally conceded and is not disputed by the council for the company that the city's power of eminent domain are ample to enable it to fully accomplish its purpose, these powers were not so well understood at the time the Legislature was in session, and it was then considered desirable to have the law so amended as to expressly state that water rights might be condemned. It is now clear that this can be done under the existing law.

## PLAN IS FEASIBLE.

As we understand the objections mentioned in your letter to Judge Day dated March 20, 1905, they are founded upon the assumption that the city might not succeed in carrying out the plan proposed in regard to the purchase of water rights, etc. We have endeavored to show how the city can do this, and we think it is entirely feasible and will be carried out in every essential particular. This being so, there would seem to be no necessity for the test case which you suggest in your letter. However, the only objection the city has to having such a case made is the delay that will necessarily result therefrom, and if you insist upon having our supreme court pass upon the validity of the proposed bond issue, such a case will be instituted and prosecuted to final determination as soon as practicable. Before doing so, however, it is important to know whether there are any other objections for the court to pass upon those mentioned in your letter, which, as we understand, require a judicial construction of article 14, section

There's no difficulty in  
selling good tea on money-  
back terms; we shouldn't  
enjoy it with poor tea.

As your money returns your money if you don't like  
it, it's a test.

mind you that the proceeds arising from the sale of the proposed bonds are to be used in the enlargement and extension of the present waterworks system, which is now owned and controlled by Salt Lake City, and is valued at about \$1,500,000. Under our present constitution in 1900 Salt Lake City issued water bonds to the extent of \$200,000, with the same conditions existing and for the same purpose for which the present issue is desired. Our supreme court decided that they were legal and a similar decision was rendered in the Logan City case referred to in Judge Day's letter of March 21, 1905. We respectfully request that said letter be considered in connection with this communication.

In conclusion, we desire to assure you that the city is not only ready, but willing and able to fully carry out the plan which was submitted to the taxpayers. If you are willing to do so it must consummate the sale of the bonds in time to exercise its options for the exchange of water before they expire. It is willing to give any and all assurances within its power that the proceeds of the bonds will be applied to the purpose for which they will be issued. If you are consistently wavering, we will be equally consistent in the face of the fact that you do so, however, in spite of the fact which in our opinion seem to render such a case unnecessary you still insist upon it. We desire to know, definitely just what point or points you want raised in the case, so we may have assurances that when a favorable decision is rendered there will be no further delay or delay in consummating the sale of the bonds.

Full of Tragic Meaning  
These lines from J. H. Simons, of Casper, Wyo., think what might have resulted from his terrible cough if he had not taken the medicine about which he writes: "I had a fearful cough, that disturbed my night's rest. I tried everything, but nothing would relieve it. Until I took Dr. King's New Discovery for Consumption, Coughs and Colds, which completely cured me. It instantly relieves and permanently cures all throat and lung diseases; prevents grip and pneumonia. At Z. C. M. 1. Drug Store, guaranteed, 50c and \$1.00. Trial bottle free."

Big match sprint race at saucer tonight, Walter A. Bardgett vs. N. C. Hopper.

## IN THE FREMONT SCHOOL.

Teachers' Examinations Will be Held  
There Beginning June 9.

The Salt Lake county teachers' examinations will be held in the Fremont school in this city on June 8, 9 and 10, and the schedule for the same has been arranged by County Supt. of Schools Smith as follows:

Thursday, June 8—Morning session, 9 o'clock, arithmetic, orthography. Afternoon session, 1:30 o'clock, physiology, theory and practice of teaching.

Friday, June 9—Morning session, 9 o'clock, grammar, writing. Afternoon session, 1:30 o'clock, geography, reading.

Saturday, June 10—Morning session, 9 o'clock, United States history, drawing. Afternoon session, 1:30 o'clock, nature study.

## Don't Borrow Trouble.

It is a bad habit to borrow trouble, but the worst thing you can possibly borrow, is trouble. When sick, sore, heavy, weary and worn-out by the pains and poisons of dyspepsia, indigestion, biliousness, and similar internal disorders, don't sit down and brood over your symptoms, but fly for relief to Electric Bitters. There you will find a permanent forgetfulness of all your troubles, and your body will not be burdened by a load of distress. At Z. C. M. 1. Drug Store. Price 50c. Guaranteed.

Big match sprint race at saucer tonight, Walter A. Bardgett vs. N. C. Hopper.

## TEACHERS' VACATIONS.

Where Some of the City Pedagogues Will Spend the Summer.

Already many teachers in the city schools are preparing to take their summer vacation, and will leave in the course of a few days for different sections of the country. Following is a partial list of those who will spend the summer in other localities:

High School—Miss Dukes, New England; Miss Ruth, Chicago and Pennsylvania; Miss McKelzie, Kentucky; Miss Boyd, Kansas; Mrs. Jennings, Massachusetts; Mr. Gillilan, Toronto; Mr. Larrabee, New England.

Lafayette—Miss Jones, Idaho; Miss Russell, Iowa; Miss Gallagher, Indiana; Miss Martin, Iowa; Mr. Coombs attends the U. of U. summer school, Lincoln, Neb.; Powers, Portland, Washington and probably Alaska; Miss Cobb, Alaska; Miss Palmer, Paris, France; Miss Schwarz, California and Illinois; Miss Kinton, California; Miss Washington—Miss Lamson, Columbia college; Misses Shipp and Walker, Yellowstone park.

Petties, Ill.; Miss Outcalt, California; Miss McKelzie, Montana; Misses Catherine and Mary Caulfield, California; Miss Shield, Montana; Miss Tompkins, Missouri; Mrs. Royce attends the N. C. U. Miss Quistrom will be at the U. of U. summer school.

Jackson—Mr. Nelson will probably attend the N. C. U. Miss Walker goes to Indiana; Miss Butts and Curtis, Kansas; Miss Clay, California; Miss Miller, Portland, Oregon; D. B. Coombs goes to the Pacific coast.

Union—Misses Boyd and Nolan go east, the former to Pennsylvania, and the latter to New York.

Supt. Christensen will spend the greater part of the summer in the city.

Smoking in a Powder Magazine  
Is causing death more suddenly but not more surely than neglecting kidney disease. Bright's disease, which will cause a slight disorder in a few days and its continued use will cure the most obstinate cases, has cured many people of Bright's disease and diabetes who were thought to be incurable. If you have kidney or bladder trouble, commence taking Foley's Kidney Cure today, before it is too late. For sale by F. J. Hill Drug Co.

Big match sprint race at saucer tonight, Walter A. Bardgett vs. N. C. Hopper.

PHILADELPHIA, NEW YORK, BOSTON, WASHINGTON, AND ASBURY PARK, N. J., VISIT THEM ALL.

June 29-30-July 1-2 Agents of the Pennsylvania Short Lines will sell tickets to Asbury Park along stop-overs at the above cities at very low rates. An excellent vacation trip. For further information address Geo. T. Hull, D. A. City 11th St., Denver.

## GETS BENEFIT OF \$500 DOUBT.

Discrepancy in Figures of Inspector  
and P. J. Moran Decided  
In Latter's Favor.

## BOARD SEVERELY CRITICISED.

William Solis Demands Damages for  
Injuries Received While in  
The City Jail.

During the early part of the city council session last evening, there was some little trouble over the bill of P. J. Moran for \$1,000.00 for lowering the Bell Telephone company's conduit on east South Temple street. In the discussion the inspector and the board of public works were criticised for not attending to their work more closely. The mayor vetoed the appropriation and had the bill referred to the city engineer to be audited. He discovered a discrepancy of several hundred dollars in the figures, the appropriation being that much in excess of the amount due the contractor according to the inspector's book. The council sustained his former action and passed the appropriation over the mayor's veto by a vote of 11 to 4. The mayor vetoed it on the ground that the bill was not checked up by the city engineer. The city engineer, however, for one week while the city engineer checked up the account. He figured out that the city was only indebted to the contractor in the sum of \$1,555.92.

## WILKINS EXPLAINS.

Clerk Wilkins of the board of public works, called upon the city council last evening to explain the discrepancy in the figures and he stated that the board used Moran's books in figuring up while the city engineer used the books of the inspector for the board of public works. The clerk said that the figures of the inspector did not tally with those of Mr. Moran's timekeeper about half of the time, but that he did not report such discrepancy to the board. His figures were therefore discarded and those of Mr. Moran were used in making out the bill. He thought that the inspector was to blame for the mixup so the board gave Mr. Moran the benefit of the doubt and used his figures. Several of the councilmen, when voting on the subject, took occasion to censure the board for not keeping a closer check on its inspector and for still keeping him in its employ.

## PETITION FOR PAVEMENT.

A petition was submitted by the Houston Real Estate Investment company and 15 other prominent property owners on East Temple street asking that the street be paved with asphalt from Fourth to Ninth South street. The committee on engineering will consider the matter.

## CLAIMS FOR DAMAGES.

William Solis submitted a claim of \$1,000 against the city for injuries received by him while in the city jail on the night of April 22, 1905. Solis claims that he was arrested by Officer Bush and was locked up in a cell with one T. K. Quigley, a malicious, powerful, wicked and dangerous man, who attacked him during the night and struck, beat, kicked and wounded him in a serious manner to his damage in the sum stated above. The matter was referred to the police and prison and claims committee.

## CRIMINAL CASES.

City Recorder Critchlow reported that 412 cases were disposed of in the criminal division of the city court during the month of May for which the sum of \$1811 was received in fines and forfeitures. In the civil division of the court the receipts were \$160.50 and the receipts of the juvenile court amounted to \$109.

## It makes no difference how long you have been sick, if you are troubled with indigestion, constipation, liver and kidney troubles, Hollister's Rocky Mountain Tea will make you well, 35 cents. Ask your druggist.

## The June Sale will run throughout the week.

# The Sample Sale

Has Crowded Our Store With Buyers Every Moment of the Day.

Such a Buying Opportunity is Seldom Offered to the Public in a town the size of Salt Lake City. 15,000 Samples from the Immense Establishment of Carson, Pirie, Scott & Co., Purchased by us at One-Half Regular Wholesale Price from O'Brien Bros. of this City.

These samples consist of everything offered to the retail merchant and in every degree of quality. NO TWO ARTICLES ALIKE. We place the entire stock on our counters at from 10 to 25 per cent less than they can be purchased by any merchant regularly.

SUITS & WAISTS away below Cost.  
HOSIERY & UNDERWEAR to per cent below cost.  
UMBRELLAS & PARASOLS at half price.  
ALL JEWELRY, full Half Price.  
BED SPREADS to per cent below cost.  
CORSET & WAISTS AT HALF PRICE.  
LADIES' FANCY COLLARS 25 per cent below cost.

STAMPS WITH ALL PURCHASES.

## A Guarantee!

We refund the money on any article where the original value is misrepresented by a clerk or the purchase proves unsatisfactory to the buyer. SALE LASTS ALL THE WEEK.

# New York Cash Store