## EVENING NEWS Hohed Daily, Sundays .....

# AT FORE O'CLOCK-

PRINTED AND PUBLISHED BY THE DESERET NEWS COMPANY. CHARLES W. PENROSE, EDITOR.

Friday, - - August 92, 1884.

## MEMORIAL SERVICES

At a meeting of the Apostles now in this city held on Wednesday, Angust 20th, 1884, at 2 p. m. President Joseph P. Smith presiding, it was resolved that Memorial Services be held in the protest against

F. Smith presiding, it was resolved that Memorial Services be held in the various Stakes of Zion on Sunday, August 24th, at 2 p.m., when the funeral services will be held at Kannarah and Paradise over the remains of Elders W. S. Berry and John H. Gibbs, who were martyred for the word of God and the testimony of Jesus Christ, at Condor's Farm, Lewis County, Tenn., on Sunday, August 10th, 1884. The Presidents of the various Stakes will please take notice and make the inccessary arrangements for these servrecessary arrangements for these serv-

ices. We recor ices. We recommend that moderation and the patience of the Gospel be observed in all these ceremonies, rendering honor and respect to the slain, and remembering that our mis-sion is not to wreak vengeance on the ungodly, but to preach pasce on earth and good will to all men. Joseph F. SMITH. Sait Lake City, Ang. 20, 1884.

nexed communication:

MORONI CITY, Utab, Aug. 19th 1884.

### Editor Deservet News:

Editor Deseret News: The San Pete Valley Railway, has suryeyed and is now grading a road through our little burg, which is to be built to Chester this season. The company has not attempted any settlement of claims for right of way, with the people through whose laads they are now grading, though claims have been presented, and objections made to their jiands being so appro-priated. The work goes on in spite of protests, the Supt., Chiming that the company has a perfect right to use what hand they need, and that no land need be paid for until the road is built in this Territory. But at the same in this the interior, and that no land in this Territory. But at the same time the settlers, the public, the owners of land have rights as well as corporations, and these should be maintained. There is a proper way to settle all these differences, and that is e's titles to the land through which

is road passes. Is it really true that our good and induigent "Uncle" has been so very considerate with R. R. corporations, and so forgetful of the rights of private

persons? Do the laws of Utah Territory allow any more than the right of way for surveys for railroad purposes, without first receiving compensation for the lands claimed by them for said pur-poses, either amicably, or by a course of law? any more than the right of way for surveys for railroad purposes, without first receiving compensation for the poses, but to seize land which they covet that cannot be brought in any lands claimed by them for said pur-poses, either amicably, or by a course of law? Is there any law that permits a rail-road company to proceed with the con-struction of a road through private

hose lands at pleasure without the at of the own

hatever.

water, te

The law mys, "If any such comi-pany cannot contract for the purchase of any real estate, or any right, title or interest therein necessary for any of the purposes gloresoid," then it may file a petition, etc. It is clear, then, that the company is expected to first endeavor to acquire tittle pencetally from the owners, by purchase. If it falls in this, then comes the right of petition to a court. But the language of the law shows that is for obtaining possession of lands for a road still in contempla-

f lands for a road still in o ith remarkable pro tion; it is for a "proposed road;" for ands "which said company desire to appropriate for the purposes me

his nation reject the messa and continue in wickedness the full-It is evident that time is yet conness of the everlasting Gossel would be withdrawn from them and great disruption and destruction fall upor ated in the Act for the owners to

ind treat it with dea

persistent and herculean assaults with-out its progress being impeded in the slightest degree, every attack but serv-ing to develop its vitality. There is another thing to be of He said it would be a marvelous work and a wonder, which the Lord was about to do in the latter days. "Mormont to do in the latter days. Mor-montsm" as it is erroleously called, is one of the wonders of the age, being admitted generally to be an almost up-paralleled phenomenon in its line. Joseph Smith asserted that the testl-mony of the Elders and their rejection RIGHTS OF RAILROADS AND OF THE PUBLIC. WE received this morning, the annexed communication: Sair Lake City, Aug. 20, 1884. Serioe such regalations in relation to it as may be necessary for the protec-tion and welfare of the innabitants of the city. This right is conferred in its charter in connection with Sec-tion 9 of the Act (of 1880 on Highways. which provides that, "Every gas, by the world would be followed by the testimony of earthquakes and great disaster. This is an epoch of earthquakes and catusraph or railroad corporatrophes. On the same day that the

tion has the right of way through the public ways and squares in any city, village or town, with the consent of the tion has the right of way through the public ways and squares in any city,

village or town, with the consent of the suthorities thereof, and under such rea-sonable regulations as said authorities and the law prescribe." It will be seen from the foregoing, that the railroad people who are run-ning things with such a high hand are not on such firm ground as they appear to imagine. It would be wrong in principle as well as very bad policy to obstruct or hinder the pro-gress of any valid railroad enterprise where it would first break out is named, together with other details which have been strictly fulfilled. But the evidences favoring the claim

set up by Joseph Smith to being Divinely called and inspired are so numerons as well as striking that they maintained. There is a proper way to settle all these differences, and that is not by violence. No lawlessness should be attempted or countenanced. But favors cannot be expected by a com-neary which not only seeks to occupy to an end of set aside, as they constitute the server of stubborn facts and use private property without the consent of the owners for railroad pur-poses, but to seize land which they reasoned away.

truth in regard to it will not hurt any, but a one-akied search with a pre-

letermination to repudiate, indicates

mind. We have no doubt that the genuine truth-seeker who calls for

Divine assistance to aid him in his ire-

searches will come to the conclusio

that Joseph Smith was a genuine Pro-phet of the Most High God.

a warped and illiberal con

while the great bulk would rep It would be received by it as the record of fireir for troops and destroy the war ma if and stores accumulated the lich are of immense value. This a a is intended as a reprisal for the loss of the Chinese at Langson. A same time the French off Kelun indered to occupy the port and blees as security for the indem-temanded by France. former prophecy is an ancompliable fact, while the other is in progress it asserts prophetically that "escret combinations to get power and gint" would exist and multiply in this day,

be a source of great perplexity and destruction among the nations, and

Fight all the same.

that the blood of the Saints would be shed by them and cry to the Lord for The Pull Mail Garctic this after tys: China will not issue a do on of war, but will inform ngeance. These have been verified repetition of the Kee La as an attack on Chinese b ad as an igro ficto decin war. China will ask ot tzined in that wonderful record is to he effect that should the Gentiles of tion of war. China will ask other powers and especially England to be strictly neutral. The English colony at Hong Kong has been the base of op erations against Tonquin. China ex-pects that in case the Flench atanck is renewed, the English consul will be warned of their duties as neutrals. I is quite certain the Chinese will imme-diately cross the southern frontier and invade Tonquin.

### THANKS.

In behalt of the family and relatives of my deceased brother, W.S. Berry, f desire to make a public expression of thanks to his fellow laborers in the South who have exerted themselves to get his body, to the Saints who befriended him during his mission, to those who stood by him to the death and risked their own lives to save his, to the railroad companies for many favors in the transportation of his remains, and to all who have in any way contri-buted towards causing his family relief by the bringing home of his mortal body. JOHN W. BERRY.

Nearly Suffocated.-Mr. Samuel T. Sodbe, superintendent of the Cave line, Beaver County, had a narrow scape from death a few days ago. He had entered the mine, in company with the foreman and others, and had got about 1,200 feet into the tunnel when he was overcome by the foul air, and swooned. His companions succeeded in getting him out, but it was some time before he could be resuscitated. The injurious effects of the accident were temporary, and at last accounts he was in usual health.

The Dam Difficulty.-New devel-opments have just come to light in the fordan canal and the dam matter. A number of Utah County men yesterday came down to the point of the mountain, armed with the necessary tongs. etc., and just simply removed the planks which have figured so largely in the high water controversies this summer. Word was conveyed by horseback to those interested in this county, and the ones who did the removing are mostly known. It is claimed that the dam is not now and has not for some time interest the light for some time injured the Utah County Holks at

noval of the planks will not affect the

waters in any of the canals, except the Utah and Sait Lake Canal, which runs

long the Sand Ridge toward the point

For Furniture and Up-

DEATHS.

RAND-In Lowestoft, Suffolk, July 21st, 1994, Captain John Bowler Rand, aged 61 years. Deceased, though not a member of the Church, has been for many years a true

riend to the Latter-day Saints, and the

took pleasure in entertain at his house, and afforded

niways took pleasure in entertaining the Elders at his house, and afforded material aid to the branch of the Church at Lowes-toft. He was also ever ready to defend the principles of the Gospel, and was evidently fully convinced of linear truth, though he never embraced them. Pence to his ashes.

SALT LAKE THEATRE.

SPECIAL ANNOUNCEMENT.

WALLACK SEASON.

Commencing TUESDAY, Aug. 20. VERY NIGHT AND SATURDAY MA IEE. By arrangement with Mesars. GU AVE & CHARLES FROMMAN the Ma

GULAE STONK COMPANY FROM

ENNY, ADELA MEASOR, STONE, GERALD EYRE, STTE, ENID LESLIE, EMON, MES SOL SMITH, MISS BLAISDELL,

WALLACK'S THEATRE, W.Y.

With the Original

in to the remembered in that region will believe remember him with gratitude. He

co-op FURNITURE CO.

of the mountain west. That one, how-

We suggest that it would be wise for hose railroad people to "go a little low" until some equitable arrange-

over is nearly dry.

GRAND EXCURSION Announcement Extraordinary SAT A VER RELATION AND THE AVERA

TUESDAY, AUG. 19th.

A NIGHTS OSLY :

The Bijon Opera Bouffe Company in the Brilliant Operated Havingond

From Sait Lake to Logan and Return, \$1.00. " " to Frauklin " 2.50. " Ogden to Logan and Beturn, 2.00. " Franklin " 2.50. Trains will leave Balt Lake at 7:30 a Parties wishing to lay over for ten day in do no by paying half regular fare. Tick tor the at Dwyn's and Raybould's Roo pres, at Firemen's Hall and of the Com A PARTY OF win, S. F.

Great Company of 40 Artists! Costumes Brilliant and No

a, S. Skidmors, H. J. Hooper, B. Sim d, H. Brower, S. P. C. Larsan, J. J. shing and H. Habert. ting Dances - Lively Che Laughable Hits, Etc., Etc.

IN OT IS: This company carries an entire car load concert and Mochanical Effects, direct for he Bijou, New York, the production is sing made identical with the original CHEAP EUROPEAN EXCURSION A SPLENDED OPPORTUNITY TO VISIT THE OLD COUNTRY AND RETURN IN SEX MONTHS.

being made identical with the original abu complete in every detail. as-Regular Prices of Admission. No ex-tra charge for Reserved Seats. Box Office open on Monday, at 10 a.m. 1000 1000

A Special Cheap Excursion will leave Salt ake Oity, Saturday, August Soth, 1984, for NGLAND, IRELAND, SCOTLAND, PA-IS, ANTWERP, HAMBURG and BOT S. ANTW PASTURAGE FIFTY CENTS PER WEEK. ONE MILE South of Sixth Ward Bridge. d tw N. H. CLATTON. FARES FOR THE ROUND TRIP: To Liverpool, Boltast | \$155.00 RAN AWAY. These Special Low Rates will entitle each paisenger to Second Class accommode-tions on Railroads and Steamships, with the privilege of returning any time within six months from date of starting. All who intend availing themselves of this pication for tickets to insure a comfortable berth on the Steamer. As only a limited member of tickets will be sold, they should be secured not later than August 20th. For further information apply to JOHN A. MAYNES, Agent, On MONDAY EVENING, JULY a from South Temple Street, one d brown Horse, 4 years old, branded

A suitable reward will be paid for its re-turn to G. F. CULMEE & BROS. LOST.

ON THE EVENING OF AUGUST THIS 9th, 1884, between this City and J. T Gilmer's residence, a diamond in gold sait ing. The owner will pay a liberal reward if left at the Tribuss office.

JOHN A. MAYNES, Agent, "Herald" Building, Salt Lake City. P. O. Box, Y Z.

### LOST.

ONE LARGE BROWN HORSE, BRAND TS, 3 white feet, star in forehead, two ront feet and right hind foot white, sprang n one knee; lost July 20th. Any person from information of the same, will be berefly reversed by leaving it with **U. S. DEPOSITORY.** 

erally rewarded by leaving it with DURST & VAN HORNE, Half block East of Descret Bank dtf

And a Large Assortment of

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ar Call and examine.

ELIAS MORRIS,

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VEILSON & EGGINTON

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riam City,

erican Fork.

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BRICK!

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9th, 1884.

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THE ABOVE REWARD WILL BE PAID

for the arrest and conviction of any. one having unlawfully in their possess sorses or cattle bearing the brand 🐨 J

(all other brands vented). / Horses branded on left thigh, cattle on left side. THOMAS JAMES, Frisco, Beaver County, Utah, August

ROLLER MILL FLOUR, BRAN, SHORTS, GRAIN, CHOPPED FEED,

LEGAL NOTICE.

the Probate Court in and for the Cou of Sait Lake and Territory of Utah.

in the Matter of the Estate of Martin H. Peck, Decensed.

of time and place for the hearing of tor admission to Probate of Will.

UANT TO AN ORDER OF SAIL

UANT TO AN ORDER ourt in said maiter, notice is hereby but Thursday, the filst day of August, 864, at 10 o'clock a. m., at the County House in Sait Lake City, Utah Ter-, in the court room of said court, has appointed the time and place for the appointed the time appointed the second second second appointed the time appointed to the second second second appointed the time appointed to the second second second appointed the time appointed to the second second second appointed the second s

a admission to probate of a cortain to be ent therewith presented, purporting to be e inst will and testament of Martin H. eck deceased, when and where all persons terosted may appear and oppose the pro-ate of said will, or the granting of letters ate of said will, or the granting of letters examentary to them as prayed for in said

Dated at Salt Lake City, August 7th, 1984.

CITY TAXES FOR 1884

BOARD OF EQUALIZATION.

TO THE TAX PAYERS OF SALT

CITY:

d 10t.

JOHN C. CUTLER, Probate Clerk, Salt Lake Co.

16 HEREBY GIVEN THAT hty Council of Sais Lake City Board of Equalization on Tues-19th, 1864 at 4 o'clock p. m., in

if or the year loss be board will also co remission of taxes i (to an amount not to to imane, idiolic, in

a, as the law

HEBER M. WELLS,

x payers are hereby rominded by means provided by law for t griovances in regard to taxatic cation to this Board, before it out roll for the genr is finally ay

rder of the City C

BALT LAND CITY, MAy 15th, 1884 State of the state of the state H. S. Eldredge, Rog., Supt. Z. C. M. I. L-I am the owner of a Miller Wrought Iron Range ivated oven shelf, which I purchased from you and at capital. I believe it coasumes less fuel than the 7 Stove: It is roomy, and have enough for a family of a; it have well and has the best attachments for ho a; it have well and has the best attachments for ho as regulring no extra fuel to keep forty gailons at 0.7

w. requiring no extra fuel taker up but little room, is in, in fact it is homelike and neins ati in January last, I

ter being in con

over sixteen years, was apparently as good as new. only know of three defects with it, it has to be set in place, i o be cleaned occasionally, and you have to buy Coal or Wood for you can find something that obviates these inconveniences, do you cannot, then buy a Miller, and you will always find your appy, and your food well cooked. Yours truly, E. H. De proved

E. H. PARSONS, 547 Second South Street E

BALT LANE CITY, May 19th, 1884

GRNTLEMEN.-The Miller Wrought Iron Range I purchesed from you, gives the groutest satisfaction as regards its Baking and Coeking qualifies and also its Wator Heating Apparatus; I do not believe its equal can be found, and as an economizer of fuel I can cheerfully recommend it. Yours vary truly, JOHN H. GROESBECK.

Marida Meiders have Shart The

### A DEGILIZED BALT LASE CITY, April 25th, 1884.

GENTE.-The Miller Wrought Iron Range I purchased from you nine years ago, is still in use and giving entire satisfaction; I would not sell it at any reasonable price if I could not get another of the same kind. I would recommend all wishing to get a First Class Hange, to buy the Miller. Yours truly, WILLIAM NAYLOR,

WILLIAM NAYLOR, Thirteents Ward, Sait Lake City.

SALT LAKE CITY, April 20th, 1884.

GENTLEMEN. -- I cheerfully recommend the Miller Wrought Iron Eange as by far the Best Cooking Range that we have ever used, our experience emtracing several kinds. As an Economizer of Fuei it is apparently perfect, and as a Boller Attachment Heater, I know of none so good. Very (ruly yours, BENJAMIN HAMPTON,

BENJAMIN HAMPTON, Twelfth Ward, Salt Lake City

L'ER DOM

GENTLEME'.-- I take great pleasure in endorsing Mr. Hamp-ton's Testimonial, from a grateful experience during the past year. GEO. T. ODELL, Twelfth Ward, Sait Lake City, of Grant, Odell'& Co Yours respectfully,

200.000 H. S. ELDREDGE, Freedent. WM. JENNINGS, Vice-Prest. FERAMONE LITTLE, JOHN SHAMP, WM. W. BITER, DIRECTORS 2. C. M. I. L. S. HILLS, Cushier, JAS. T. LITTLE, Asst. Ca

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WEDNESDAY, AUG. 27, '84.

PARMI

ar Makes Collections, remitting proceeds

THE WORKINGMEN'S STORE CIDER MILL--- A BARGAIN Carries a full line of Best Brands of

NEW KEYSTONE CIDER MILL, for Sale. Those desiring a Bargain by for particulars to HENEY MCEWAN, asw Deseret News Office. daāw

DESERET NATIONAL BANK, SALT LAKE CITY. \$200,004 BERRE THE FALL NO. LONG

H. L. S. S.

...

1 70

Z. C. M. I.,

Z. C. M. L.



course as this is law! needs but little more than the organiza-tion of a railroad company on paper, to destroy the value of most valuable property in any part of our Territory. Please to answer so much of the foregoing as you may think necessary, in the columns of the NEWS, and oblige many of your readers

ONE OF THE NUMBER.

The powers of railroad corporation in this Territory are quite extensive. They have not been made so by "Uncle Sam," but by our own Legislature. The General Government has made provisions in certain cases for right of way, etc., over the public domain, but has not extended it to private property. Neither has the Legislature of Utah vided that private property can be en for public or corporate uses hout adequate compensation. The rial statute in relation to rallcorporated in the Territory urpose of surveying a route rosed railroad, by its officers tees to "enter upon the lands and waters of any person, subject to ibility for all damages that may accrue:" also to acquire such real estate as may be necessary for the con-struction and accommodation of such railroad, by purchase, grant or dona-tion. And further, to "enter upon and take possession of and hold and manner they may deem proty as the directors may deer

ads not exine rods wide, with such apand may be deemed necesland wherever they think proper," for making embankments, ditches, etc. This is very broad and sweeping. But there is a saving chose to it in appended to the language a quotist in the minuter routided," This qualificaound of the power of railroad comal property, as it states that the be becoments for the purposes said, in the manner bereinafter ded." All this will be found in a 477 of the Complied Laws of

rided?" No provide is a

on the manner in which title to

as prescribed in the Act.

or any right, title or in

ave of any real es-

curs. We find in the following sixteen the hate of the world, wh

ow of the doctrine for th he whole Church as a hody at the promise was not an em the fundamental reason for the wil-lingness of the Saints to sacrifice f necessary, rather that to the truth and me alpwreck of their faith and hope, as randly illustrated in the recent.masere of Elders and Saints in Tennes Now, what is "the manner herein From the beginning the Propher clared that those who accepted message would be unbjected the fires of persocation "horeinafter" must refer to the Act

baged to the Church establish

tire distory of the Church has been rerification of the prophecy. Togeth Smith Sectored from the Se-

main that the Elders should so a

nto every accessible part of the earth and warn the people, and that these

It is popular, without investigation to repudiate the claims of Joseph Smith to being an inspired Prophet, raised up BY TELEGRAPH. PER WESTERN UNION THLEGRAPH LINE. by Divine Power to accomplish a spe-clife work in the present age. It is AMERICAN. only fair that those who assume any LATEST BY LIGHTNING attitude on this important question should consider the evidence in favor Cattle Querouting ELD. Ill., 29.-Inview of the position taken by this remark-able man, instead of setting upon breasence of pieure - pneumonia the State veterinarian has sent notice to all owners of infected herds, compell-ing them to maintain strict quarantime until notified to the contrary by the State authorities. verything that appears to support the ther side [that, prejudicial leanings instead of a desire for genuine infornation may be gratlified. Serious Trouble Between Whites and Blacks in Iowa. There is no end of evidence support ing the theory of the divine calling of the Prophet, a limited portion of which Des Mourse, Iowa, 22. — Govern herman has, on requisition from t proper authorities, ordered Compa of Muscatine, to the cosl min n Keokuk County, where serio rouble is reported between white a colored miners. may be profitably reviewed in brief. He established a Church similar in is minutest details in doctrine, prin-Loss of the "Tal

ats have been made with the own-

ed extension. It is surely to their

rs of land in the route of their pro-

posed extension. It is surely to their interest to have the good will of the public. And if they continue to vio-iate inw, justice and private rights, let the property owners who are being in-jured take legal steps to secure redress.

WAS HE A PROPHET?

organization and duties to that inangurated by the great Head and Founder of Christianity, as described in the New Testament. [The body religious Corracie Cirry, Mass., 22. -Inited States steamship Tallap sank off here inst night. The surv anded at Woodshall. She col nplete in every part, the name outions of the officers are given with main must and the top smoke-stack out of water. It ed that two lives were lost by ster to the *Tallapoas* and the duties and functions of each defined with such fidelity to particulars that the operations of any one of them never interfore or clash ct and so solid is the system that t is acknowledged to be the most efective and complete in existence. The Prophet promised that all who received the message of the Gospel as defined through him abouid not be de-pendent upon others for an under-staading of the divinity of the work as they, through obedience, would

a Vy transactions ; North 100 : St. Paul to 68% ; H 1% ; Western Union, 69% . Loss by Fire.

Chapters to

Chandler. At 11 uring a thick fog. at of Oak Bluffs,

TRAYED OR STOLEN.

S POPULAR INSTITUTION WIL ir. J. B. Moretun an Principal, 3 ott and Mine Sharp ha Assista esfences, pupils will receive every at

TWELFTH SCHOOL DISTRICT

ar Sale of Sents will begin Monday, Au

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Two of the Principal Suspenses of the Wal-lask Season. Produced under the

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inds, best constantly on hand and IMPORTED FURNITURE Sold at Lowest Prices.

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