

lar interesting manner, and President George Q. Cannon closed with a series of excellent remarks on themes suitable to the occasion.

The choir sang,
Rest spirit, rest!
After which Apostle John H. Smith pronounced the benediction. The hall was then vacated and the procession formed, under the direction of Elders L. J. Nuttall and Rodney C. Badger in the following order: Vehicle containing pall bearers and brothers of the deceased; hearse, with the remains; carriage holding the widow of the deceased and near relatives; carriage of President John Taylor, followed by others with members of his family; relatives and intimate acquaintances of the bereaved household; Church authorities; officers and employees of Z. C. M. I., associates of the deceased in life; the general public. The cortege numbered between 30 and 40 vehicles, and passed up First South Street on its way to the Cemetery, where the mortal body of our departed brother was consigned to its last resting place.

LOCAL AND OTHER MATTERS.

FROM FRIDAY'S DAILY, SEPT. 18

Died To day.—We learn, per Deseret Telegraph, that H. Thunerson, for many years tithing office clerk and telegraph operator at Gunnison, died at 11 a.m. to-day. He was a faithful, reliable man, and a good Latter-day Saint.

The Habeas Corpus.—The writ of habeas corpus, sued out by Messrs. Auer and Murphy, who were arrested for selling liquor without a license, was made returnable at 2 p.m. to-day, and at that hour the hearing commenced before Chief Justice Hunter. Judge J. G. Sutherland appeared for the applicants, and A. Miner, Esq., City Attorney, and J. L. Rawlins, Esq., for the respondents. Judge Sutherland argued against the validity of the liquor ordinance, under which the arrest had been made. He stated that the city had the right, by its charter, to license the sale of liquors, but that under cover of that privilege, it had undertaken to exercise the power to prohibit the sale or giving away of liquors, a power which the City Council did not possess. He quoted authorities which he claimed sustained his position and was still speaking when our reporter left the Court Room.

Coroner's Inquest.—The inquest over the body of the Irish miner, who died on the bank of the Jordan River yesterday noon, as stated in last evening's NEWS, was held last evening at five o'clock. The Coroner and jurors first viewed the body at the office of Sexton Taylor, and then adjourned to the City Hall, and proceeded to investigate the affair. Wm. Butcher, Constable of Bingham Precinct, was first examined. He gave his testimony, as furnished in this paper yesterday, and his evidence was corroborated by his wife, who accompanied him. The only writing found on the person of the deceased, was upon a meal ticket issued by a hotel in Evanston. The name "Daniel Callahan" was inscribed upon this card, but it being uncertain whether this was the name of the dead man, St. Mary's Hospital, whither he was destined, was telephoned. It was ascertained from this source that the name of the deceased was, as written on the ticket, Daniel Callahan; that he was at the hospital in 1877, and had suffered from heart disease; also that he has a mother, Eden Callahan, at No. 250 East 65th Street, New York City. He had been working at Park City, but had since been in Bingham. Other sources were applied to, but no additional facts elicited. The verdict of the jury was, death from lead poisoning.

Obsequies of Sister Knowlton.—The funeral services over the remains of the late Sister Harriet B. Knowlton were conducted at the residence of Hon. Wm. H. Hooper, yesterday at 2 p.m.

The spacious house was filled to overflowing, with relatives, friends and sympathizing acquaintances, and such as could not obtain seats inside the commodious parlors remained outside upon the veranda and surrounding premises.

Bishop R. V. Morris directed the meeting and an excellent choir, composed of voices selected from the Tabernacle Choir and led by Brother E. Beesley, furnished the music. Opening prayer was offered by Apostle F. M. Lyman, followed by a hymn from the choir.

President Joseph F. Smith then delivered an impressive discourse, which was supplemented by excellent remarks from President George Q. Cannon and Counselor Daniel H. Wells, successively. The choir then rendered a closing selection, and Bishop Edward Hunter pronounced the benediction.

The remains of Sister Knowlton, having been placed in the hearse, were followed to the cemetery by an extended cortege of vehicles. The deceased was highly respected and beloved, and will long be remembered by a host of warm-hearted friends.

The California Central.—The California Central Railway, Utah Division, now looms into view, with a capital stock of \$5,000,000. Articles 5 and 6 of the incorporation papers read as follows, and are sufficiently explanatory:

ART. 5.—The number of directors to manage the affairs of this corporation shall be nine. The following are the names of the directors, who shall hold their offices until others are elected, as shall be provided by the by-laws of the company, viz.: W. W. Walker, of New York; J. H. Kingshead, of Carson City, Nevada; John Sharp, of Salt Lake City, Utah Territory; Lyman Bridges, of Nevada; W. L. French, of San Francisco, Cal.; P. W. Johnson, of Nevada, Cal.; A. H. Washburn, San Francisco, Cal.; Wm. S. Godbe, Salt Lake City, U. T.; R. P. Layton, San Francisco, Cal.

ART. 6.—The proposed railroad is to be constructed from a point on the western boundary line of Utah Territory, in Iron County, at the intersection of said line by the California Central Railway, Nevada Division, in the vicinity of Panacea, Lincoln County, Nevada; thence easterly by the most practicable route by the way of Iron Springs, to Cedar City in said Iron County; also branch lines from the most suitable points on said railroad to Iron Mountains, to Kanarra Mountain, up Coal Creek Canyon, and to a connection with the Utah Central Railway; the whole of said railroad and branches being within Iron County in said Territory of Utah, and the entire length of the same, as near as may be, is 100 miles."

FROM SATURDAY'S DAILY, SEPT. 17.

The Emigrants.—By telegram from Elder James Finlayson to President Taylor, we learn that the company of immigrants arrived today, at 2 p.m., at Norway, Iowa, all well.

Jacob Hamlin.—A narrative of the personal experience of Elder Jacob Hamlin, while engaged as a frontiersman, missionary to the Indians, and as an explorer, has been compiled by Elder James A. Little, and issued in book form by the Juvenile Instructor office. It is the fifth volume of the popular Faith-promoting Series. It consists of 144 pages of reading matter, nicely printed and well bound, and should be read by everybody. It costs 35 cents.

Primary Matters.—The secretaries of the various Primary Associations throughout the State are requested to send in their semi-annual reports immediately to Mrs. Vilate Young, 18th Ward, Secretary of the Primary Stake organization.

The Primary Conference takes place on Saturday, the 24th inst., at 10 a.m., in the Assembly Hall.

The Primary Fair opens on the 22d inst., in the Social Hall. Exhibits should be all in by the 21st at the latest. Each Ward should also furnish a banner or something of that character, to designate each subdivision of the Fair.

Welcome Home.—Brothers J. H. Dean and W. D. Alexander, returned from missions to the Sandwich Islands yesterday. The former was called in October, 1877, and left for his field of labor December 12, arriving there on the 28th of the same month. Brother and Sister Dean have spent nearly four years away and have filled faithful missions and return home rejoicing in the gospel. Bro. Alexander was called at the October conference, 1878, has spent nearly three years in active service in the missionary field and returns home satisfied with his labors. They report the prospects of the mission good. The financial outlook was never better. Cane crops are average and the new steam sugar mill is in active and successful operation.

The Habeas Corpus.—The hearing in the case of *habeas corpus*, which commenced at 2 p.m. yesterday before Judge Hunter, continued

until after 5 o'clock last evening. Judge Sutherland, in behalf of the applicants, it will be remembered, argued the invalidity of the ordinance under which they had been arrested for selling liquor without license, on the grounds that it assumed a power inconsistent with the rights of the City Council, where it originated. This body, by the City Charter, had authority to license the liquor traffic, but not to prohibit it, as attempted by the ordinance in question. The several powers granted the city in relation to liquor, were separate and distinct. They were alternative and could only be used separately. Again, the license fee was exorbitant, far above the amount necessary to the proper regulation of the liquor traffic, as the Court had held in a similar case not long ago.

J. S. Rawlins, Esq., replied to the foregoing. A territorial legislature had the same powers in the restriction of the liquor traffic as the legislature of a State, and it was generally held that the latter could prohibit it entirely. The powers granted to the City Council by its charter were in general terms, and were to be generally applicable. The Council not only had the powers granted by the express terms of the charter, but powers implied also. It was left to their discretion to adopt means having a reasonable tendency to the accomplishment of a legitimate object. The powers granted them were not alternative and separate, in the sense that but one could be used at a time. As to the exorbitance of the license fee, the Court could not know, in the absence of contrary evidence, that it was above the amount necessary for the proper regulation of the traffic, or even that a higher rate was not necessary, as compensation for incidental evils, pauperism, crime and general bad results springing from the pernicious vocation of liquor selling. It could not be viewed in the light of a legitimate occupation, and in licensing it a difference must be made. Again, *habeas corpus* was not the appropriate remedy to apply in testing the validity of a city ordinance. The Court before whom the party was being prosecuted had jurisdiction, and was competent to pass upon that question. No other court ought to interfere except in the matter of a regular appeal.

Further hearing of the case was deferred until this morning.

Proceedings were resumed this morning at 10 o'clock, when J. S. Rawlins, Esq., on behalf of the respondents, made a few additional citations to support his argument of yesterday. A. Miner, Esq., City attorney, followed and occupied the next hour. His arguments were principally upon the points set forth in the brief of his associate. Judge Sutherland replied and filled up the time till about 1 p.m., when the case was submitted and taken under advisement by the Court, with the understanding that a decision would be made to-day.

It had not been rendered, up to the hour of our going to press.

FROM MONDAY'S DAILY, SEPT. 19.

Removal.—Bailey & Parsons have removed to their new quarters on Second South Street, in the Keyser & Moritz building, and next door to the U. S. Land Office, where they are prepared to do all kinds of land business.

Special Premium.—For the best spring colt sired by "Major," the Norman French stallion imported by McIntyre Brothers, and at service upon the old Snyder farm, west side of Jordan River, the owner offers the use of "Major" for a season.

Board of Trade.—The monthly meeting of the Salt Lake Board of Trade will be held in the Council House, on Saturday, September 24th, at 11 a.m. As there is business of importance, a full attendance of members is requested.

JOHN C. CUTLER,
Secretary.

Outgoing Missionaries.—Elders Charles Andrews, James Jenkins and Samuel Jackson, of Nephi, Juab County, leave by the morning train for the Southern States, where they go to fulfill missions. They will proceed direct to Nashville, Tennessee, where they expect to receive further instruction as to their future fields of labor. They are all in excellent spirits and will doubtless do much good in furthering the cause of truth. We bid them God-speed.

Straw Stack Burned.—A mammoth straw-pile, belonging to Nels Sorensen, of the Second Ward, was set afire yesterday afternoon, by children with matches. The alarm was sounded while the people were coming out of the meeting, about 4 o'clock. The fire brigade got their engine upon the scene as soon as possible, but found some difficulty in procuring water. It was finally turned into a ditch above the premises and dammed up, and the flames were squelched in due time. Nothing was destroyed excepting the stack, which fortunately was some distance from the buildings.

Burned to Death.—A sad fatality occurred on Saturday evening at the Pleasant Valley coal mines, operated by Messrs. D. and A. L. Williams. The house of Ephraim Davis, blacksmith for the operators, took fire about 6.30 p.m., and two of his children, a boy and a girl, aged five and three years respectively, were burned to death. The building was utterly consumed. The mother, with her children, had been out visiting, and, on returning in the evening, called at a neighbor's, a short distance from her own house. Her little son ran home ahead, and was followed a little later by his sister. He attempted to light a fire in the stove, and for that purpose used coal oil, from a can containing nearly five gallons of the liquid. The supposition is that the can exploded, and that the little girl, arriving on the scene about the time of the accident, shared the horrible fate of her brother. Mrs. Davis was still at her neighbor's when the house was discovered to be on fire. The little boy, it appears, was either rescued or escaped from the burning building, as our correspondent states that he died about two hours after the occurrence. The body of the little girl was not found until this morning. It was burnt to a crisp. The remains of both victims were conveyed to Spanish Fork, for burial to-day. The bereaved parents are nearly frantic with grief. Mr. Davis has been very unfortunate of late, having had his thigh broken last April, and had just resumed work a few weeks ago. Operations at the mine will be suspended for two days.

The Liquor Case.—As expected, a decision was rendered on Saturday afternoon, in the liquor *habeas corpus* case, which occupied the attention of the District Court on Friday and the day following. Judge Hunter again ruled in favor of the Liquor League, and against the corporation. The ordinance under which Mr. E. H. Murphy had been arrested for selling liquor without a license, was declared void and inoperative, and the applicant was ordered to be discharged from the custody of the police. The decision of the Court was given orally. It held:

That it had the authority to test the validity of the ordinance in this proceeding, for the reason that said ordinance was unauthorized by the City Charter, and therefore void. A violation of its provisions was not an offense, and the imprisonment of the applicant was therefore illegal. *Habeas corpus* was consequently the applicable remedy in the case.

That the language of the Charter was specific and definite in relation to powers granted to the City Council respecting the liquor traffic and was not susceptible of the liberal construction claimed for it by the counsel for the respondents. The City Council, in framing ordinances, must conform strictly to the letter of the charter.

That the city had no right to license, regulate and restrain the liquor traffic, simultaneously. It could do but one of these at a time, for the powers were separate and alternate.

That the city could not regulate and restrain liquor dealers who had already obtained a license from the County Court, in compliance with the general liquor law, passed on the same day the Charter was granted. Salt Lake City was included in this county, hence a municipal law in relation to liquor, must coincide with the general law which gave the County the right to license liquor selling. In this case it was presumable that Mr. Murphy had complied with the general law, and taken out a license from the County Court; therefore, the most the City could do was to issue a license accordingly. City liquor dealers not licensed by the County Court, could be either licensed, or regulated or restrained by the municipal authorities. The acts, however, must be separate.

With respect to the fee exacted for a license, (200 per quarter) the Court held that it was exorbitant and unreasonable, being far in excess of the sum necessary to issue and register the licence. It was so grossly excessive as to be in the nature of a tax to raise revenue, a thing entirely unauthorized by the Charter, and consequently illegal.

Upon the above grounds the ordinance was held to be invalid, and was so declared.

Mr. Rawlins, in behalf of the city, gave notice of an appeal from the decision of the Court.

WHOLESALE PRODUCE LIST.

List of Buying Prices of Produce in the Salt Lake Market, corrected Semi-Weekly for the DESERET EVENING NEWS, by Z. C. M. I. and others:—

Wheat.....	75cts	per bushel.
Oats.....	\$1.75	per 100 lbs.
Barley.....	1.25 @ 1.30	" "
Shelled Corn.....	1.40	" "
Flour, XXXX.....	2.75	" "
" XXX.....	2.50	" "
" XX.....	2.20	" "
Brans.....	1.00	" "
Shorts.....	1.10	" "
Butter.....	27	" pound.
Eggs.....	17	" dozen.
Beef on foot.....	2 1/2	" pound.
Mutton.....	2 1/2	" "
Wool.....	17 to 18cts.	" "
Hides, Dry Flint.....	10 to 14cts.	" "
" Salted.....	8 to 12cts.	" "
" Green.....	4 to 6cts.	" "

TRUTH AND SOBERNESS.

What is the best family medicine in the world to regulate the bowels, purify the blood, remove costiveness and biliousness, aid digestion and stimulate the whole system?

Truth and soberness compels us to answer, Hop Bitters, being pure, perfect and harmless. See "Truths" in another column.

The blood at times becomes loaded with impurities and moves sluggishly in the veins. This condition of the vital fluid cannot last long without serious results. An alternative is needed to purify the blood and impart energy to the system, and there is none better than Ayer's Sarsaparilla. d s & w

Don't trifle with affections of the throat and lungs. Take Hale's Honey of Horehound and Tar.

Pike's Toothache Drops cure in one Minute. d eod & w

Why submit to the discomfort and humiliation entailed by a local disease of the skin, when Glenn's Sulphur Soap will rid you of it with certainty and dispatch? It is a remedy which never fails to relieve cutaneous disease, and, as a means of banishing defects of the complexion, it is equally reliable. The benefits arising from the use of Sulphur Baths, in cases of skin disease, and of rheumatism and gout, are well known, but the cost is too heavy to be incurred by many persons who would otherwise take advantage of them. Glenn's Sulphur Soap answers the same purpose, and is both inexpensive and convenient. No one need stir abroad in search of a sulphur bath who has this admirable means of providing one in-doors. It is incomparably the best deodorizer and disinfectant of clothing and bed linen in use, and prevents diseases of an obnoxious nature caused by contact. Sores, ulcers, bruises, scalds, cuts and sprains are promptly remedied by it; and its cleanly, healing and soothing properties constitute it a far more desirable remedy for scorbutic ailments than ointments of any description, since such greasy compounds soil the clothing, often aggravate, and very rarely indeed do any permanent good.

Sold by druggists. Price 25 cents per cake. 1 box (3 cakes) 75 cents, sent by mail, prepaid on receipt of price. C. N. CRITTENTON, Prop'r, 115 Fulton Street, New York.

HILL'S HAIR AND WHISKER DYE, Black or Brown, 50c. per box. d s & w.

DON'T DIE IN THE HOUSE.

Ask druggists for "Rough on Rats." It clears out rats, mice, bed-bugs, roaches, vermin, flies, ants, insects. 15c. per box.

MITCHELL SPRING WAGONS.

Two cars of the celebrated Mitchell Four Spring Wagons, just arrived; the finest assortment in the market. L. B. MATTISON,

Half block south of Theatre.