## DESERET EVENING NEWS: SATURDAY, OCTOBER 24, 1903.

A DASTARDLY ACT.

Morris Hill Cemetery, Boise.

DYNAMITERS RENEW THEIR DEMANDS.

Threaten to Destroy Northern Pacific Railway if They Are Not Complied With.

# CIVEN FIFTEEN DAYS' TIME.

Ifficials Say There Will be No Yielding and They Make Full Preparation.

Helena, Mont., Oct. 23 .- The cirsumstance of a Northern Pacific train passing over a large quantity of dynamite, which, however, failed to explode, has led the officials of the railway to believe that the mysterious individuals who are demanding from them \$50,000 [ for fancied injuries mean business with their dastard threats.

Under full steam in the Helena yards there stands day and night an engine coupled to two cars, one containing a armed man-hunters, many well-carned reputations, and the containing six bloodhounds imfrom Texas and Nebraska, and ber of horses, all ready to start chase after dynamiters at a ent's notice.

The total reward of \$10,500 for the apchension and conviction of the dyna-iters has caused hundreds of private letectives and noted Montana sheriffs participate in the chase. About two months ago the first of the

wen letters was received by Vice resident J. M. Hannaford. Soon after Vice seven let Trendent J. M. Hannaford. Soon after another was sent. These were mailed from Helena and Butte and demanded \$5,000 indemnity. The only reason given for the making of the demands was that the writers had been injured. The first of these threatening letters

rhe first of these threatening letters was as follows: "Board of Directors, N. P. R. R. Co.-Dear Sir-We write you this letter to motify you that we hold the Northern Pacific company for twenty-five thou-sand dollars (\$25,000) ransom, and if mecessary, we will destroy your railroad necessary, we will destroy your railroad the scene of the explosion near Bloss-

Property until same is paid. "We will give you 15 days from date to think this matter over, and if at the expiration of that time you have decided to comply with our demands you can notify us of your decision in the following way: Tie a piece of white cloth to the drawhead of the last coach of each of your passenger trains run-ning between St. Paul, Minn., and spo-kane, Wash. Carry this signal until you are notified how to deliver the money. If at the expiration of 15 days from date you have not carried the sig-nal mentioned above, we will begin destroying your property, and will con-tinue to do so until the signal is car-ried. We wish to assure you that we mean business, and are willing to go the limit to gain our ends, and if it is nec-essary to destroy your property to bring limit to gain our ends, and if it is nec-essary to destroy your property to bring you to terms, the danger will be of a very serious nature. We only ask a small part of what rightfully belongs to us, and when you people settle up we will call it square. Thereafter, give the will call it square. Thereafter, give the workingman more justice and you will avoid this kind of trouble. If we have to go to extremes in this matter we will increase the amount of the ransom. This letter must be delivered with the money. Yours truly," (No signature.) Vice President Hannaford at once made the statement that "there shall be no vielding to any such prepasterous

made the statement that there shall be no yielding to any such preposterous demands." A possee of man-hunters was at once formed and large rewards were offered to no avail. Hundreds of detectives have been scouring the coun try for the dynamiters, but the nearest any one has come to locating the outlaws was the arrest of two men who are now being held in Helena, suspected of having committed the first two outrages-those at Livingston and Bozeman.

The day following the receipt of this letter saw the first attempt made to capture the dynamiters. The next day an attempt was made to blow up the steel bridge across the Yellowstone river at Livingston. The damage was slight. The following day a freight engine was dynamited at Bozeman. The railroad company then received

the fourth letter. Later a ton of dyna-mite was stolen from the warehouse of a local hardware concern. Soon after

Then came a letter from Butte. Nat-urally the company did not pay the money, and as a consequence the ran-som was doubled to \$50,000. Then an attempt was made to wreck the Helena connection of the North Coast Limited passenegr train in Helena, but only slight damage was done.

The next step taken by the gang was

ment and supplies for the army, is about \$78,000,000, or \$200,000 less than lest year. The estimate for public works of a military character which includes arsenals, forts, barracks, "THE NAME IS EVERYTHING." includes arsenals, forts, barracks, buildings and grounds aggregating \$24,000,000 which is about \$16,000,000 less Esterbrook than last year. on a pen is an absolute guarantee of selits excellence Some MiscreantTurnedWater Into No. 130.25 Easy Writer. Is exactly 55 what its name im 55 plies. Try it. Over 150 30 varieties of other styles a to suit every purpose. All

Accept no Vsubstitute. THE ESTERBROOK STEEL PEN CO. Works, Camden, N. J. 26 John Street, N. Y.

stationers have them.

burg, seems to indicate that the mer have a rendezvous somewhere near here, from which they sally forth on their raids.

#### Rejane Divorce Suit. FARMER AND WIFE SHOT.

appearance.

They Were Sitting by Their Window When Fired On.

Port Jarvis, N. Y., Oct. 24 .- Richard Bevans, a farmer, and his wife, while a mile and a half from Dingman's Ferry, Pa., have been shot as "hey tak at a window of their home, and both are expected to die. The neighborhood is being scoured for the assassin, but no clue to his identity or the motive

no clue to his identity or the motive for the shooting has been obtained. All that is known is that while the farmer and his wife were sitting near a window, after they had had their supper, two shots were fired from a gun loaded with buckshot. Mr. Bevans was struck in the head and arms by the charge. Mrs. Bevans received al-most the online charge fired at her.

the charge. Mrs. becaus received at most the entire charge fired at her. The assassin must have lost no time in naking his escape, for it was only a short time before searching parties were organized and hunting the course try for miles around.

## War Department Estimates.

Washington, Oct. 23 .- The estimates or the war department for the fiscal rear ending June 30, 1905, shows a net ncrease over the estimates of the previous year of about \$130,000, this in-cluding about \$16,000,000 for river and harbor improvements for which no es-timates were submitted last year. The estimate for the military establishestimate for the military establish ment, which includes the pay, equip

THAT EXTRA SESSION. May Take Up Isthmian Canal Question. Washington,Oct. 23 .- While President Roosevelt designated in his proclama-tion calling Congress into extraordinary session only the subject of reci-procity for Cuba, it is reasonably certain now that the senate at least will

have the isthmian canal question brought directly to its attention. Senator Morgan of Alabama has indicated his intention of introducing a resolution bearing upon the canal. Mr. Morgan will endeavor to show

that the Panama route is now beyond consideration and he will urge that it is the duty of the president, under the Spooner law, to construct the canal im-mediately by the Nicaraguan route. News has reached the isthmus that congress has agreed with the chief executive, to adjourn on the 14th of ovember, notwithstanding the wish of many congressmen to postpone ad-journment until a decision of the canal matter can be reached in the American Congress.

## A "GOOD TIME" DECISION.

Will Have Effect of Releasing Nearly a Hundred Prisoners.

Jackson, Mich., Oct. 23.-Under a de-cision handed down today by the state supreme court, nearly 100 prisoners in the prison here will be released at once. the prison here will be released at once. John Harney, a prisoner under a ten-years' sentence for burglary, should have been released some weeks ago if allowed his "good time," but the prison officials claimed that he was a third Harney carried the case to the su-reme court, where it was held that the sentences Harney had served in the state reformatory for assault and batAN ORDINANCE.

An ordinance confirming and granting to The Rio Grande Western Railway, Company a right of way in certain streets in Salt Lake City, Utah, to con-

struct raited tracks, a passenger depoit and to vacate certain streets. The It Grained by the City Council of Satture 1. The the the chick council of Satture 1. The the the chick council of streets of the city to that a control of raincoad in Fourth West Street from Elpith South Street to Fifth North Streets of the city to Ninth North Street, with side and switch tracks and connec-tions, and to which franchise and right of way The Rio Grande Western Railway Company has become the assignee and successor in inferent of the grante, is named company, its successors and as-signs, but under and subject to the Him-tation that the main track of said com-pany in said street from the south side of North Temple Street to the north side of North Street, shall be laid and maintained on the westerly side of the track of the Oregon Short Line Railroad Company, as now located in said street, and the further right of way is hereby granted to said company. Its successors and witch tracks, cross-overs and con-nections, an additional standard scurge main track on Fourth West Street from Eighth South Street to Firth North Streets of the city northwesterly across streets of the city northwesterly across streets of the city northwesterly across streets of the city northwesterly in a connection with its main line as now perior Addition to Sait Lake City, the intent hereof being to grant to said com-pany a right of way to kay, maintain and operate, with necesary side and switch tracks, cross-overs and connections. A main standard gauge double track line as now perior Addition to Sait Lake City, the intent hereof being to grant to said com-pany a right of way to kay, maintain and operate, with necesary side and switch tracks, and operate a cross-over track to connect with the tracks of the ore-son south the side of neutring which select a their, and operate we have select and connections, a standard to wester ral Morris Hill Cemetery, Boise. Butte, Mont., Oct. 23.—A Miner special from Boise. Idaho, says that an unknown miscreant last night turned the water from an irrigating lateral into Morris Hill cemetery, where it did untold damage to the last resting places of numerous former citizens of Boise. The identity of the perpetrator of the deed is enthrely unknown but the authorities are making every Cfort to locate him. During the night boards were placed across the irrigating lateral to locate him. During the night boards were placed across the irrigating lateral from which water is secured for the watering of the graves of the city of the dead, diverting the full flow of the stream into the cemetery, ilonding a large portion of it. In various parts of the cemetery graves generally of persons but lately buried were found caved in this morning from the devas-tating waters and presented a ghasdy appearance. Paris, Oct. 23 .- Preliminary to the Paris, Oct. 25.— Tremming to the hearings in the divorce suit brought by Mme. Rejane against her husband, M. Porel, her manager and director of the vaudeville theater, and the counter-suit brought by M. Porel against Mme. suit brought by M. Porel against a me-Rejane, the couple appeared before Judge Ditte, president of the tribunal of first instance today for the usual judicial effort to effect a reconciliation. Only a few minutes were necessary to show the judge that neither of the par-tice way include to a reconciliation. show the judge that neither of the par-ties was inclined to a reconciliation, and at the end of the half hour they left, after having signed, as witnesses the document drawn up and signed by the judge in his formal decision that no reconciliation could be effected. Judge Ditte confided the daughter of the couple to Mme. Rejane and gave the custody of their son to M. Porel, Mme. Rejane having the right to re-ceive her son each day at breakfast.

urth West Street: provided, that at no

under those portions of such streets closed under the terms of this franchise as shall be used and occupied by the stattee, its successors or assigns. Bixth-That said grantee, its successors or assigns, hereby waive the right and rivilege to ever protest against the pay ing of such two new streets to be opened north and south as aforesaid. Section 6. That the east half of Sixth West Street between the south side of Sixth South Street, including sidewalks, and also the west half of Fifth West Street between the south side of Second South Street and the north side of Ninth South Street, including sidewalks, and also the west half of Fifth West Street between the south side of Second South Street, including sidewalks (exclud-ing in both cases east and west street in-tersections now legally open), be and the same are hereby vacated as public streets and closed to public use and travel and the exclusive right to occupy and use the same for railroad and depot purposes is hereby granted to The Rio Grande West-en Railway Company, its successors and assigns. NOTICE TO CREDITORS.-ESTATE of Michael Halloran, deceased. Creditors will present claims with vouchers to the undersigned at the office of Young & Moyle, attorneys, in the Deseret National Bank Bidg., corner Main and First South streets, Salt Lake City, Utah, on or before the 1st day of Angust, A. D. 1904. Date of first publication, Sept. 26, A. D. 1903. As Executor of the Will of Michael Hal-loran, Deceased. Young & Moyle, Attorneys for Estate. Young & Moyle, Attorneys for Estate. IN THE DISTRICT COURT, PROBATE Division, in and for Salt Lake County, State of Utah. In the matter of the es-tate of John F. Olson, Deceased. Notice.--The petition of Charlotte C. Olson, admin-istratrix of the estate of John F. Olson, deceased, praying for the settlement of final account of said administratrix and for the summary distribution of the rest-due of said estate to the persons entitled, has been set for hearing on Friday, the 6th day of November, A. D. 1903, at ten o'clock a. m., at the County Court House, in the Court Room of said Court, in Salt Lake City, Salt Lake County, Utah. Witness the Clerk of said Court with the seal thereof affixed his 21st day of October, A. D. 1903. JOHN JAMES. (Seal) Cierk. By David B. Davies, Deputy Cierk.

hereby granted to The Rilo Grande West-ern Rallway Company, its successors and assigns. Section 7. The depot or passenger sta-tion herein referred to, and which the grantee herein is proposing to construct shall cost when completed not less than two hundred thousand dollars. Section 8. The said grantee, its success-ors and assigns shall, within sixty days from the approval of this ordinance, ac-cept in writing, filed with the City Re-corder, this franchise and the grants and privileges herein given, together with the conditions upon it binding, and shall with-in one year from the date of such accept-ance commence the actual construction work on its yards, depot, shops and build-ings, and complete the same within five (6) years: Provided, that a failure to ac-cept this franchise, or a failure to ac-mence work and complete the same as herein provided and within the time itm-its specified, shall work a forfeiture of all rights of the grantee hereunder. Section 9. The rights and franchise hereby confirmed and granted are for the term of one hundred years from and after the passage of this ordinance. Section 10. If this grant be not accept-ed on or before the Sth day of Decem-ber, 1003, the same shall be vold and of no effect. Section 11. This ordinance shall take effect from and after its passage.

bit of the tree the seth day of December, 1903, the same shall be void and of no effect.
Section 11. This ordinance shall take effect from and after its passage.
Passed by the City Council of Salt Lake (ity, Utah, October 5th, 1903, and referred to the Mayor for his approval.
City Recorder.
Approved this 9th day of October, 1903.
State of Utah, City and County of Salt Lake (ity, Utah, October 5th, 1903, and referred to the Mayor, City Recorder of Salt Lake, 8%.
I. J. O. Nystrom, City Recorder of Salt Lake (ity, Utah, do hereby certify that the above and foregoing is a full, true and correct copy of an ordinance entitled, "An ordinance confirming and granting to the Ril Grande Western Rallway Company a right of way in certain streets in Salt Lake City, Utah, to construct railroad tracks, a passenger depot and to vacate certain streets." passed by the City Council of Salt Lake City, Utah, October 5th, 1903, and approved by the Mayor, October 9th, 1905, as appears of record in my office.
In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City, this 9th day of October, 1903.
(Seal) J. O. NYSTROM.

J. O. NYSTROM, City Recorder, (Seal)

Bill No. 120.

## AN ORDINANCE,

An ordinance granting to The Rio Grande Western Railway Company, its successors and assigns, a franchise and right of way to construct and operate a spur railroad track on and partially across Fourth West Street between Fifth and Sixth South Streets in Salt Lake City, Utah.

Utah. Be it ordained by the City Council of Sait Lake City, Utah: Section 1. A franchise and right of way is hereby given and granted to The Rio Grande Western Railway Company, its successors and assigns, to lay, construct and operate a switch or spur standard gauge railroad trackleading from a con-venient point on what is known as the and operate a switch or spir standard gauge railroad track leading from a con-venient point on what is known as the Park City Branch of its railway line on Fourth West Street, and about midway between Fifth and Sixth South Streets in Salt Lake City. Utah, and running from thence on a 33 degr. and 40 min. curve partially across said Fourth West Street to and on to Lot 4. In Block 29, in Plat "A," of Salt Lake City Survey. Section 2. During the term of this fran-chise conditions, viz: (a) That said switch or spur track shall be laid upon and conform to the estab-lished grade of said street, and if said grade is afterward changed by order of the City Council the grantee shall be table to the track so as to conform to the same. (b) Whenever said Fourth West Street between Fifth and Sixth South Streets shall be paved, then said grantee, its successors and assigns, shall pave he-tween the rails and for a space of two feet outside of each rail with the same material as that used in the street pave-ment. (c) Said grantee shall put in and main-tain suic crossing over said switch or

Dated October 16th, 1903. NOTICE OF DELINQUENT ASSESS-MENT.

Holland Gold Mining Company, Prin-cipal place of business, 512 Temple-ton Building, Salt Lake City, There are delinquent upon the following are delinquent upon the following described stock, on account of the as-sessment levied on the 5th day of Septem-ber, 1903, the several amounts set opposite the names of the respective share-holders as follows: No. of No. of Cert. Shares. J 5 3,000 7 500 25 1,000 28 2,000 00, 29 8,000 34 1,750 35 250 No. of No. of Cert. Shares. Amount. Frank J. Cannon, 5 3,000 \$150.00 Hugh J. Cannon, 7 500 25,00 Frank J. Cannon, 26 1,000 50,00 Angus J. Cannon, 28 2,000 100,00 Willard D.Thompson, 29 5,000 400.90 Angus J. Cannon, 34 1,750 \$7,50 Angus J. Cannon, 35 250 12,50 Brigham T. Cannon, 35 500 25,00 And in accordance with law and an or-der of the board of directors made on the \$th day of September, 1903, so many shares of each parcel of such stock as may be necessary will be sold at the office of the Company, 512 Temploton Building, on Tuesday, the 10th day of November, 1903, at the hour of fl a. m., to pay de-linquent assessments thereon, together with the cost of advertising and expenses of sule. SYLVESTER Q. CANNON, SYLVESTER Q. CANNON,

A special meeting of the stockholders of Salt Lake and Los Angeles Railway Com-pany will be held at No. 67 East South Temple Street, Salt Lake City. Utah. at ten o'clock a. m., on Tuesday, the 19th day of November, A. D. 1993, for the pur-pose of considering the proposition to amend Article V of the Articles of Asso-ciation of sald company, to read as fol-lows, to-will: Article V.-"The corporation is organi-tor the purpose of acquiring, owing, operating and maintaining a line of raff-way commencing in Salt Lake City, run-ming thence westerly to Great Salt Lake, and thence in a southerly and westerly di-rection, by the most feasible and practi-cable route, to a point at or near Town-ship Eight (8) South, Range Nineteen (25) West of the Salt Lake Meridian. The length of the proposed railway being, as near as may be, 155 miles, and within the counties of Salt Lake and Tooole, State of Utah."

By order of the Board of Directors. WM. McMILLAN. Secretary.

PROBATE AND GUARDIANSHIP NOTICES.

Consult County Clerk or the respective signers for further information.

By David B. Davies, Deputy Clerk. Ray Van Cott, Attorney for Petitioner.

SALT LAKE ASPHALT COMPANY ANNUAL MEETING.

The annual meeting of the stockholders of the Salt Lake Asphalt Company will be held on Monday, Nov. 2nd, 1963, at six m of the Comp Furnitume Co store

be field off abdula, 100, and 100, at 55, p. m., at the Coop. Furniture Co. stors, No. 31-7 So. Main St., Salt Lake City, for the election of seven directors and the transaction of such other business as may come before the meeting. WILLIAM S. BURTON, Prst. MILANDO PRATT, Secy.

NOTICE TO WATER USERS.

NOTICE TO WATER USERS. State Engineer's Office, Salt Lake City, Utah, Oct. 7, 1993.—Notice is hereby given that Theodore McKean and Robert H. Bridford, each of whose postoffice address is Salt Lake City, Utah, have made ap-plication in accordance with the require-ments of Chapter 100 of the Session Laws of Utah, 1993, to appropriate 110 second-fect of the water flowing in Jordan River, in Salt Lake City, and from there to be conducted through a flume for a distance of about forty (40) feet, where the water will be used from January 1st to December 31st, inclusive, of each year, for the purpose of developing power to propel pumping and lighting machinery. After having been so diverted and used the water will be returned to the natural channel of Jordan River at a point about forty (40) feet below the said place of di-version. All protests against the granting of said

version. All protests against the granting of said application, stating the reasons therefor, must be made in writing and filed in this office after thirty (30) days and before sixty (60) days from the date hereof. A, F, DOREMUS, Sinte Engineer.

First publication, Oct. 21st; last, Nov.

NOTICE OF STOCKHOLDERS MEETING

1903.



Within the Circle

OF YOUR ACQUAINTANCES MANY SHOULD USE . . .

# Newbro's Herpicide

) ets. in stamps for sample to The Herpleide Co., Detroit, Mich.

#### WHO ARE THEY?

The list includes: 1st. Every lady with falling hair, It every lady with dandruff and itching scalp—the cer-n forerunners of hair loss. (Herpicide stops failing r.) 2nd. Every lady with dull, brittle or lustreless if; when vigor and strength leave the hair, it is a ver failing sign that the schaceous glands of the scalp diseased, owing to a microble invasion, and sooner later the invisible germ will go deeper into the hair Clocks, causing hairs to slip out in great numbers. Herpicids kills the daniruff germ.) 3rd. Every lady those harsh and wiry locks persistenly refuse to be outrolled. (Herpicide makes the hair sliky and man-geable.) 4th. Every lady, whose hair is heavy and tringy, from an over-abundance of natural oll. (Herpi-ide makes the hair light and fuffy.) 5th. Every lady, they would be denified to the start and refu ither young or old, who wants the daintiest, most re-ned, most refreshing, most delectable and most arls-ocratic hair dressing on earth. (The knowing ones se Herpicide.)

#### ABOUT THE MEN.

We must pass the man with "shiny" baldness, for his ise is hopeless. The seeds of haldness were planted his scalp, before any one knew that a tiny microbe the cause of nine-tenths of all baldness. Prof. Unna, of amburg. Germany, discovered the dandruff microbe, and de dans the model of the second tenths of the panels rmatologists the world over are warning the people



"Every school child should know that it is as dirty to use the hair brush of any one else, as it is to use a community tooth brush." Dr. Sabouraud, of Paris, France, says "Baldness is a contagious disease, caused France, says "Baldness is a contagious disease, caused by a microbe." He further says that the microbe usu-ally enters the scalp in youth, where it develops for years before its presence is known, and that dandruff is the first sure sign of microble invasion. After exces-sive dandruff comes itching scalp and falling hair in rapid succession. Newbro's Herpicide kills the dan-druff germ. It is the first "hair-saver" and scalp anti-centie: its success is truly mervelous. It contains he septic; its success is truly marvelous. It contains no oily substance or dye matter. It stops itching of the scalp almost instantly. A trial will convince the most

#### A WELL KNOWN GUNNISON LADY HAS USED NEW. BRO'S HERPICIDE WITH EXCELLENT RESULTS.

"I have used Newbro's Herpicide, with excellent results. (Signed.) MRS. D. S. MCCURDY.

Gunnison, Utah.

An Unbealthy Hair.

#### A PROMINENT UTAH MERCHANT HAS USED THE NEW SCALP GERMICIDE WITH SPLENDID RESULTS.

"I received a bottle of your Herpielde from your agent here and find thatit will do all you claim for it. It cured the dandruff and stopped my hair from falling out. We have also used it on our little girl, as she had some de rangement of the scalp, which caused had some de her hair to come out in spots. After a few applications of your dandruff cure After a her hair is all right and growing nice-

(Signed.) J. F. McCAFFERTY. Ephraim, Utah.

tery should not be reckoned against him in deciding his claim for "good The supreme court coincided time with this view, The decision will give a number of other convicts "good time," and will result, the prison officials say, in the release of nearly 100.

#### San Antonio Quarantined.

Austin, Tex., Oct. 23.-Gov. Lanham today quarantined all Texas against San Antonio on account of the yellow fever there. The order is mandatory on all railroads to operate no trains in or out of San thiodic or out of San Antonio from noon to-day or handle any freight or passenger husiness from that city in any shape whatsoever.

#### Emperor William in a Bog.

Berlin, Oct. 23 .- Emperor William ank to his hips in a bog during a reent deerstalking at Romentin. The oresters in attendance pulled him out of the mire and he continued to hunt, vithout changing his clothes until evening.

Later the emperor gave orders that sixty pioneers be sent to Romentin from Koenigsburg to drain the morass and afterwards fill it up with earth.

### GOV. PEABODY SUED.

#### C. K. Kennison Wants Damages For Being Put in the Bull Pen.

Colorado Springs, Colo., Oct. 23.-A special to the Gazette from Cripple Creek says:

Creek says: C. K. Kennison today filed suit in the district court against Gov. Jomes Pea-body, Sherman M. Bell, John Chase and T. C. McClelland for \$100,000 damages. The complaint recites than on Oct, 18 binding was theorem in the built pape at

plaintiff was thrown in the buil pen at Camp Goldfield and confined against his wishes and was compelled to sleep on where and was compened to steep on the bare ground with a guard constantly watching him; that the said arrest and imprisonment was false; that he was also deprived of his liberty, which greatly humiliated him in mind and he also suffered exposure.

W. F. Davis, another prominent union man, who was confined at the, same time, also brings suit for an equal The complaint is virtually the same

as Mr. Kennison's.

#### Nome Councilman Indicted.

Seattle, Wash., Oct. 23 .- Nome, Alaska, advices state that Councilman E. E. Hill of that city has been indicated by

time shall the strainte herein allow any railway coaches or other rolling stock to remain standing on said Second South Street or Fourth South Street. Such railway company shall built and maintain an elevated foot way or bridge to accommodate foot passengers passing east and west along Third South Street between some convenient point in Fourth West Street and another convenient point between Third and Fourth West Streets, the same to be over, through or around the proposed passenger station of such railway company, and over the tracks used in connection therewith. Section 4. That the easterly half of Fourth West Streets between the south side of Second South and the north side of Fourth South Streets, including the sidewalk, and also Third South Street, including the sidewalks, between Third and Fourth West Streets for a distance of 20 rods east of the west boundary of Blocks 47 and 62. Plat "A." Salt Lake City Survey, be and the same are hereby vacated as public streets and closed to public use and travel, and the exclu-sive right to occupy and use the same for railroad and depot purposes is here-by granted to The Rio Grande Western Railway Company, its successors and as-signs; provided by the grantee over the lands belonging to it and lying casterly of and adjoining the said depot buildings, and extending from Third South Street southerly to Fourth South Street and northerly from Third South Street southerly to Fourth South Street and northerly from Third South Street southerly the Consolidated Railway & Power Company, in lieu of the franchise on the portion of Thirf South Street sur-adouble track on said two new streets to be for the same length of time and on the said grantee shall be subject to the following conth and south, the same to be for the same length of time and on the said grantee shall at franchise for a double track on said two new streets to be opened north and south, the same to he south street railway company on said Third South Street. Section 5. During the term of this fran-chise the

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feet outside of each rail with the same material as that used in the street pavement.
(c) Said grantee shall put in and maintain such crossings over said switch or spur track as shall from time to time be required by the City Council.
(d) The said switch or spur track shall be laid, and the road operated, so as to cause no unnecessary impediment to the ommon and ordinary use of said street upon which it is laid.
(e) Good and sufficient boxes to convey water shall be laid and maintained in good condition at the expense of said grantee in all the water ditches crossed by the said switch or spur track, so as to admit of free passage of water.
Bection 3. Nothing in this grant shall be so construed as to prevent Sail Lake City or its authorized agents from naving, sewering, laying gas or water mains or pipes, altering, repairing or in any manner improving said Fourth West Street, but all such improvements shall be made with as little injury as practicable to said spur track and the operation thereof.
Section 5. This grant and all the terms and conditions thereof shall be caccepted in writing by the grantee herein within thirty days from the approval of this ordinance.
Beat on the City Council of Sait Lake City. Utah. October 5th. 1909, and referred to the Mayor for his approved.
Approved this 9th day of October, 1903.

Secretary. 512 Templeton Bidg., Salt Lake City, Utah.

AN ORDINANCE.

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