

and the company, under its contract, was entitled to \$545. Filed.

The same officer reported that a plat of Harrington, Donnelly & Newell's subdivision had been made and he asked for authority to approve the same. Granted.

The city engineer reported that the sum of \$5,107.78 was due Hollahan & Griffith on their Capitol Hill reservoir contract. Filed.

Marshal Young submitted a report showing his receipts during the quarter ending August 31 were \$307.97, while the disbursements were the same. Committee on police.

The committee on streets made the following recommendations: That the petition of B. R. Hickon and others asking that the city accept a street through block 13, plat B, be not granted. That the petition of L. F. Kukak, asking that the earth removed from lot 5, block 32, plat F, be restored, be granted. That the petition of Simon Bamberger for permission to construct and operate a spur track from the main track on the county road across Gem Street, across Eighth and Ninth North streets to a point near the pits of the Utah Lime & Cement Company, be granted; that the petition of J. R. Walker and others asking that Main Street, between Eighth and Ninth South, be graveled, be granted, that the Utah Central Railway Company be instructed to gravel and put in condition Fourth West Street, between Eighth South and South Temple streets, for a distance of forty feet on each side of their track; that the report of the city engineer, showing a profile of the street and sidewalk grade on East Temple Street, between South Temple and Third South streets, be accepted, and that the estimates of the cost of grading, curbing and guttering and paving with asphalt First East Street between South Temple and Fourth South was approved, except the estimate for gutters to carry off irrigating waters; that the petition of Frank Kunkel for permission to unload stone from a switch near the gravel beds be not granted; that the request of B. R. Hickon and others for an electric light on the corner of Seventh South and Seventh East Streets, Seventh South and Eighth East, and Seventh South and Ninth East be granted. Adopted.

Henry Deiter offered to lease the Warm Springs for 99 years on the following terms: Within the first ten years he would expend \$250,000 in improving the property, and \$150,000 more if circumstances would warrant. For the first three years he would pay a rental of \$100 per month, for the next seven years \$200. Every ten years thereafter the property should be appraised, and he would pay 3½ per cent of its value. Referred to the committee on public grounds.

The long petition for the preservation of Eagle Gate was read when the Mayor remarked: "I did not know we had been asked to remove it. This is the first I have heard of the matter."

Spafford—Both street railway companies have petitioned the council for its removal.

Parsons—I don't recollect about the petitions to remove it, but the question came up before the street committees when the franchises of the street railroads on that street were being considered, and the understanding was that the companies were to raise it up so that the cars could pass under it. The committee never contemplated the removal of the gate for a moment.

On motion of Pembroke the matter was temporarily laid on the table. Later it was brought up, when Cohn moved that the petition to preserve Eagle Gate be granted. Carried unanimously.

The supervisor of streets and city engineer reported that at the request of citizens residing on the south side of North Temple Street, between Fourth and Fifth West, they had visited that locality and found the approach to the premises practically cut off by new tracks of the Union Pacific Company on the east and by the North Temple Street aqueduct on the north and west. To afford proper access to the property they recommend the erection of a combination wagon road and foot bridge across the aqueduct at a point on line with the west boundary of lot 7, block 82, plat A. The officers also called attention to the almost impassable condition of Third West Street, between South Temple and Second South streets, caused by the construction of additional railway tracks and advised that arrangements be made with the Rapid Transit company for the use of a single instead of a double track between First and Second South Streets in order to leave a wagon way between the east curb and the tracks. All tracks east of the centre of the street should be planked the entire distance from South Temple to Second South Street to provide property owners a safe approach to their premises. Referred to the committee on streets.

The matter of constructing a high fence around Capitol Hill reservoir was referred to the committee which had hitherto acted in the city's behalf in relation to the reservoir.

The committee on sanitary regulations to whom was referred the communication of E. B. Wicks in regard to the dense and sooty smoke that issues from the many chimneys of this city, reported that they had investigated the matter, and offered the following draft of an ordinance on the subject:

Section 1. The proprietor, lessee or occupant, engineer or fireman of any building in which boilers are used for generating steam, who shall permit or allow dense smoke to issue from the chimneys of such building within the corporate limits of this city, shall for every such offense be fined in the sum of not less than \$5 nor more than \$50, and each day on which such smoke is so permitted to issue shall be considered a separate offense; provided, however, that the penalty herein shall not apply to the fireman or engineer of any building, the owner or occupant of which has not supplied a device for the consumption or prevention of smoke; and

provided further, that this ordinance shall be held to apply only to such building in which is used or is in operation a boiler or boilers which, either singly or in batteries, are of the capacity of 75 horse power or over.

Sec. 2. This ordinance shall be in force from and after nine months after its passage.

The report was adopted and the ordinance referred to the committee on municipal laws.

The committee on streets recommended that the profile for grade of First South Street, as submitted by the engineer, be adopted. In the opinion of the committee it was not necessary to bring the street to the grade thus established at the present time and recommended that the suggestion of the engineer that in order to preserve the shade trees, the north sidewalk be temporarily extended, and by sloping the extended western, bring the same down to the required grade of street curb, thus allowing the sidewalk to conform to the natural lay of the land as nearly as possible. Inasmuch as it would likely be many years before this street would be paved, they did not see sufficient reasons for changing the material from cement to flagstone, as suggested by the engineer.

After a long wrangle, the report was laid on the table for one week.

The committee on sanitary regulations to whom was referred the petition of Z. Wood, asking for a contract to receive and dispose of all garbage, etc., from the city after the same was delivered at his grounds over Jordan. The report was referred back to the committee to ascertain if suitable arrangements for transporting the garbage could be made.

The following appropriations were then made:

H. S. Conley.....	\$ 35.07
Mount & Griffin.....	1 200.10
H. Monheim.....	155.50
T. K. Lloyd.....	126.00
Evans & Ross.....	65.00
Waterworks.....	10,000.00
S. L. B. & M. company.....	749.70
Utah Artesian Well company.....	841.03
J. S. Morse & Co.....	748.90
Hallahan & Griffith.....	1,803.88
John Smith.....	125.00
Igo & Carthy.....	180.40

The ordinance regulating the practice of medicine in this city was amended by extending the time for the election of the board of examiners from September 10 to September 30.

It was decided to proceed with the election of the examiners, and Councilman Parsons nominated Dr. Bascom, Councilman Lynn nominated Dr. Douglass, Councilman Anderson nominated Dr. Foster, and Councilman Cohn nominated Dr. Pinkerton. This closed the nominations, and the physicians named were elected.

The resolution granting a franchise to the Salt Lake City Railway Company to construct and operate by electric or cable motive power a single or double track railway from the intersection of Ninth South and Seventh East streets south to the city limits and thence west on Roper street to Sixth East, came up. The resolution was laid over for one week, and the council then adjourned.