EVENING NEWS lished Daily, Sundays Mesopt

AT FOUR O'CLOCE. PRINTED AND PUBLISHED BY THE DESERET NEWS COMPANY. CHARLES W. PENROSE, EDITOR.

June 14, 1886

AN IMMORAL AND OPPRES-SIVE MEASURE.

Wiz publish to-day the full text of the anti-"Mormon" measure recently intraduced in the House of Representatives, a synopsis of which has heretofore been given to the public. It is the anti-" Mormon " prejudice, and renjoint production of the Judiciary Committees of the Senate and the Honse, Mr. Edmunds being chairman of the former and Mr. Tucker of the latter; we therefore call it the Tucker-Edmunds bill. The original bill as it passed the Senate has been greatly amended, and seven new sections have been added. The modifications of the Senate bill are in the main improvements; the added portions are worse than (anything that the original bill January 8, 1886, as amended by the Jucontained. If the Senate bill was oppressive and unjust, the House bill is troduced in the House of Representaanti-republican, outrageous and revolutionary.

The changes made in the original bill are these:

In the first (section, which provides that the legal wife may testify against the husband in polygamous cases, the words "shall not be compelled" are introduced, which not only modifies the provision, but is intended to prevent the shameful procedure now in force in the Utah District Courts, where wives are forced to testify against their husbands. Statements made between husband and wife which are deemed confidential at common law are not to be permitted in evidence, polygamy or unlawful cohabitation, whether the witness is willing to

ing the matter entirely open. The other during the existence of the marword "surety" takes the place of riage relation, deemed confidential at word "surety" takes the place of common law. "sureties," in the recognizance which SEC. 2. That in any prosecution for an arrested witness is required to give bigamy, polygamy or unlawful cohabi-tation, under any statute of the United for his appearance.

The third section, changing- the act Section four is merely changed slightly in its verbal construction, and the

the following seven sections are [ad-ditions made by the House Committee. They take out of the hands of the peo-ple all the local offices except the Bepresentatives to the lower House of the Legislature, the Delegate to Congress, and the municipal authorities. And by a test oath design to prevent any "Mormon" from voting even for them. It leaves little to desire to vote for, and considlittle to desire to vote for, and considering the nature of the oath required, we fail to see what object there is in view in preventing people who can take the oath from electing the local officers, unless it is done as a bait to the President and Senate, who have the appointment of to many officers, to

gain their approval of the bill. It is a most sweeping measure and would gain the support of no friend to his country who was not bliaded with dered deaf to justice and the voice of reason by the clamors of bigots and the faisehoods of plotting adventurers.

THE TUCKER-EDMUNDS BILL.

FOR THE MURDER OF LOCAL SELF-GOVERNMENT.

Following is the full text of the Edmunds bill passed in the U.S. Senate diciary Committee of the House, intives June 10th, 1886, and placed on the calendar:

A BILL

To emend an act entitled "An act to amend section Afty-three hundred and fifty-two of the Revised Statutes of the United States, in reference to bigamy, and for other purposes," approved March twenty-second, eighteen hundred and eighty-two.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in any proceeding and examination before a grand jury, a judge, justice, or a United States commissioner, or a court, in any prosecution for bigamy, the lawful husband or wife of the pertestify or not. The second section is changed to re-quire the oath of two witnesses, in writing, that a required witness is likely to refuse a subpoena, before an attachment can issue, instead of leav- made by either husband or wife to each

States, whether before a United States

commissioner, justice, judge, a grand of limitation from three years to five years in polygamy cases is stricken out. Section form the market changed alight a previous subpœna, compelling the immediate attendance of such witness, word "wilfully" inserted in regard to violating its provisions. Section five, which provided for the inspection and seizure of private marriage records, is believe that such witness will unlaw-fully fail to obey a subpœna issued and fully fail to obey a subpœna issued and the United States. word "wilfully" inserted in regard to when it shall appear by the oath or af-

and register himself by his full name, and register himself by his full name, with his age, place of business, his status, whether single or married, and if married, the name of his lawful wife, and shall take and subscribe an oath, to be filed in said court, stating the facts aforesaid, and that he will support the Constitution of the United States and will faithfully obey the laws thereof, and especially will obey the law aforesaid approved March twenty-second, 1882, and this act, in respect of the crimes in said acts defined and forbidden; and that he will not directforbidden; and that he will not direct-ly or indirectly aid, abet, counsel or advise any other person to commit the same. No person not so registered, or who shall have been concorporation mentioned in the preced-ing section and in the twelfth section of this act and pay the debts and to dispose of the property and assets thereof according to law and equity. SEC. 13. Shat the existing election districts and apportionments of repre-sentation concerning the members of victed of any crime under this Act or under "An Act to amend," and so forth, approved March 22, 1882, or who the legislative assembly of the Terri-tory of Utah are hereby abelished; and ate or cohabit polygamously with pert shall be the duty of the governor, sons of the other sex, or who shall not Territorial secretary and the United States marshal in said Territory forthtake and subscribe the oath aforesaid, shall be entitled to vote in any election in the Territory, or be capable of jury with to redistrict said Territory, and apportion representation in the same service, or to hold any office of trust SHO. 23. That nothing in this act consuch manner as to provide, as nearly as may be, for an equal representation of the people (excepting Indians tained shall be construed to repeal the not taxed), being citizens of the United act of Congress entitled "An Act to States, according to numbers, in said amend section fifty-three hundred and States, according to numbers, in said legislative assembly, and to the numfifty-two of the Revised Statutes of ber of members of the council and house of representatives, respectively, as now established by law; and a rec-ord of the establishment of such new districts and the apportionment of house of representatives, respectively, as now established by law; and a rec-ord of the establishment of such new districts and the apportionment of representation thereto shall be made in they are repugnant to this act, shall be applicable to this act as if herein exthe office of the secretary of said Ter-ritory, and such establishment and pressly, mentioned; and the power given to the President by the sixth sec-tion of said act shall be applicable to epresentation shall continue until Congress shall otherwise provide; and no persons other than citizens of the United States otherwise qualified shall SEC. 24. That all daws passed by the so-called State of Deseret and by the Territory of Utah for the organization be entitled to vote at any election in said Territory. SEC. 14. That the provisions of sec-tion nine of said act approved March of the militia thereof or for the creation of the Nauvoo Legion are hereby annulled, repealed and deciared void and of no effect; and the militia of twenty-second, eighteen hundred and eighty-two, in regard to registration and election officers, and the registra-Utah shall be organized and subjected tion of voters, and the conduct of elecin all respects to the laws of the United tions, and the powers and duties of the board therein mentioned, States regulating the militia in the Territories: Provided, however, That ll general officers of the militis shal shall continue and remain operan general oncers of the minute shall be appointed by the Governor of the Territory, The Legislative Assembly of Utah shall have power to pass laws for organizing the milita thereof, subject to the approval of Congress. SEC. 25. That the Council of the Territory of Utah shall hereafter couative until the provision and laws therein referred to to be made and en-acted by the legislative assembly of said Territory of Utah shall have been made and enacted by said assembly and shall have been approved by Congress. SEC. 15. That whoever commits adultery shall be punished by fine not exceeding \$100 or by imprisonment not sist of thirteen members, appointed by the President, by and with the advice and consent of the senate, exceeding three months or both in the every two years, the members of which discretion of the Court; and when the shall be citizens resident in the said Territory, one to be selected from each district of the Territory, according to the apportionment provided for in the thirteenth section of this act. SEC. 26. That the office of all judges sexual intercourse is committed between a married person of one sex and an unmarried person of the other sex both parties to such act shall be deemed guilty of adultery. SEC. 16. If any person related to an-other person within and not including the fourth degree of cossanguinity of the county and probate courts and selectmen of each county of said Ter-

ritory, and of all clerks of said courts, justices of the peace, sheriffs, conthe fourth degree of consanguinity. computed according to the rules of the civil iaw, shall marry or cohabit with or have sexual intercourse with such other so related person, knowing her or him to be, within said degree of re-lationship, the person so offending shall be deemed guilty of incest, and, on conviction thereof, shall be pumpshed be presented by and with the advice and consent of the Senate, to appoint other so related person, knowing her or him to be ,within said degree of re-lationship, the person so offending shall be deemed guilty of incest, and, on conviction thereof, shall be punished by imprisonment in the penitentiary all judges, justices, and selectmen of the county and probate courts for the

term of two years, commencing Jan-uary first, 1887. The said courts shall not less than three years and not more SEC, 17. That commissioners ap-pointed by the supreme court and appoint their clerks, recorders, and registers of deeds, wills, and other papers by law required to be recorded. The governor, by and with the ad-vice nud cousent of the council, shall district courts in the Territory of Utah shall possess and may exercise all the powers and jurisdiction that are or have power to appoint all justices of the peace, all sheriffs, constables and other county and district officers, and all other officers of the Territory not JAPANESE and CHINESE ORNAherein otherwise provided for. SEC. 27. That all religious societies, sects, or denominations shall have the right to have and to hold, through trus-tees appointed by the several county courts of the Territory, so much real property for the erection of houses of worship, and for the residence of minister, priest or other religious teacher, as shall be needed for the convenience and use of the sev-eral congregations of such religious society, sect, or denomination; Pro-vided, housever, That such religious society, sect, or denomination; Pro-vided, housever, That such religious society, sect, or denomination; pro-erty shall not exceed in an incorporat-ed town or city tea acres, or elsewhere tifty acres. Nor shall any such soci-ety, sect or denomination have and hold, except in the value of buildings erected on said real property as aforesaid, and SEC. 18. That the marshal of said Territory of Utah, and his deputies, shall possess and may exercise all the powers in executing the laws of the United States possessed and exercised by sheriffs and their deputies as peace flicers; and each of them shall arrest or shall cause to be arrested all offend-ers against the law, and carried before he proper officer or court for examinaion according to law. They shall have power to prevent assaults and batterquell and suppress riots, SEC. 19. That the office of Territoral superintendent of district schools created by the law of Utah 18 hereby on said real property as aforesaid, and in the value of the personal property used in religious worship or for the comfort of those assembled therefor, a bolished; and it shall be the duty of he Governor of said Territory to apgreater amount in money value than lifty thousand dollars.



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and five respectively. Section eight (now six) remains, but is a dead letter; there is no provision on the Utah statute for numbering ballots; the attempt to repeal something that does not exist shows ignorance on the part of the committees of both Houses. Section nine (now seven) taking away divorce jurisdiction and otherwise limiting the powers of the probate courts, remains unchanged.

Section ten (now eight) is retained, providing that illegitimate children shall not inherit from their fathers, but the provision is added that this shall not apply to children born within a year after the passage of the Act, nor to those legitimatized by the Edmunds and hature of such ceremony, the full names of each of the parties concerned law. Section eleven (nine) remains but is a nullity, for no such laws as it repeals are on our statute books.

The twelfth section is partly retained and modified. It not only annuls the laws incorporating the church, but dissolves the corporation. The provision for the appointment of fourteen trustees by the President and Sénate is stricken out.

Sections thirteen and fourteen authorizing and requiring the Attorney General to institute proceedings to escheat Church property above the value of \$50,000 and to require the provalue of \$50,000 and to require the pro-duction of books, papers, etc., belong-ing to the Church corporation are also or a duly certified copy of such record, stricken out.

Section iffteen (now eleven) as changed, dissolves the P. E. Fund corporation as well as annuls the law, and strikes out the provision that the Legislature may not organize any association to bring people into the Territory. Such a company as now exists may therefore be organized under the general incorporation laws. Section sixteen (now twelve) provides that the Attorney General shall take measures in the Supreme Court of the Territory to declare void and dissolve the Church and P. E. Fund corporations, pay their debts etc., according to lawf and adds the words;"and equity." ,The provision to escheat the P. E. Fund property to the United States and for the use of schools is striken out. The seventeenth (thirteenth) section for stitutes the U. S. Marshal for the stitutes the Judges, which is more consistent though quite as arbitrary. Section though quite as arbitrary. Section which provide for numbering or iden-eighteen (fourteen) retaining the Utah tifying the votes of the electors at any

years imprisonment to three months, or a fine of \$100, or both in the discretion of the Court. It also makes the woman, whether married or unmarried, equally criminal with the man, which is much more moral than the original bill, which punished unmarried women for improper intimacy with a single man, but let her go free with a single man, but let her go free for crime with a married man. Section twenty (sixteen) increases the maxim-um penalty for incest from five years to fifteen years imprisonment. Section fifteen years imprisonment. Section intwenty-one, providing punishment for sexual interconrese between persons both of whom are unmarried, is stricken out. The moral (?) antago-nistsjef polygamy do not wish to in-terfere with a any commerce between terfere with any commerce between the sexes outside of the marriage relation. The inference is obvious. ing U. S. Commissioners the same powers as Justices of the Peace, re-mains unchanged. Section twenty-three (eighteen) which gives the U. S. Marshal or deputy the same authority as a Sheriff or deputy as a peace offi-cer, is changed so as to require him to take his prisoner before the proper court, instead of arresting persons who "in his view" break the law, and requiring them to give recognizance for their appearance. Section twenty-four (nincteen) abolishes the office of four (nineteen) abolishes the office of Territorial Superintendent of District Schools, and substitutes a Commis-sioner, to be appointed by the Gov-ernor instead of by the Supreme Court. The acts relating to the Superinten-dent are annulied instead of "sus-pended," as in the original bill, pended," as in the original bill, four (nineteen) abolishes the office of SEC. 9. That all laws of the legisladent are annulised instead of "sus-pended," as in the original bill, thus making an effice and leaving the prosecutions for other origes are substitutes "sot Mormons" in the piece of the term "Gentiles," junct of Jesure Corporation known as the providing for school statistics. Bettion twenty-five (iswenty) in re-gard to the fright of dower, remain assembly of the State of the convergence," in regard to mort-gages, and a provision that when in "Mormon" marriages the original bill, and This finishes the original bill, and

served in the usual course in such cases; and in such case the usual witness fees shall be paid to such witness so attached: *Provided*, That the per-son so attached may at any time secure his or her discharge from custody by executing a recognizance before any commissioner, justice, judge or court of the United States, with sufficient surety, conditioned for the appearance of such person at the proper time as a in the cause or proceeding wherein the attachment may be issued.

s and to outs, and affrays. Suc. 3. That every ceremony of mar-riage, or in the nature of a marriage ceremony, of any kind, in any of the Territories of the United States, whether either or both or more of the parties to such ceremony be lawfully point a communioner of schools, who shall possess and exercise all the powers and duties imposed by the laws of said Territory upon the Territorial ompetent to be the subjects of such marriage or ceremony or not, shall be certified by a writing stating the fact superintendent of district schools heretofore, and who shall, receive the same salary a compensation, which shall

than fifteen years.

and the full name of every officer, be paid out the treasury of the Terri-tery; and the laws of the Territory of Utah providing for the method of elec-tion and appointment of such Terri-torial superintendent of district priest and person, by whatever style or designation called or known, in any way taking part in the performance of such ceremony; which certificate shall be drawn up and signed by the parties schools are hereby disapproved and annulled. The said superintendent shall have power to prohibit the use in any district school of any book of a to such ceremony, and by every officer, priest and person taking part in the performance of such ceremony, and shall be by the officer, priest or other person solemnizing such marriage or ceremony filed in the office of the prosectarian character or otherwise un-suitable. Said superintendent shall

bate court, or, if there be none, in the collect and classify statistics and other office of the court having probate pow-ers in the county or district in which information respecting the district schools in said Territory, showing their progress, the whole number of such ceremony shall take place, for record, and shall be immediately re-corded, and be at all times subject to children of school age, the number who attend school in each year in the respective countles and average length of time of their attendance, the num-ber of teachers and the compensation paid to the same, the number of teachers who are Mormons, the number who

shall be prima facie evidence of the facts required by this act to be stated therein, in any proceeding, civil or criminal, in which the matter shall be are not Mormons, the number of child ren of Mormon parents and the num ber of children of parents and the hun-ber of children of parents not. Mor-mons, and their respective average at-tendance at school. All of which sta-tistics and information shall be an-nually reported to Congress, through the governor of said Territory and the drawn in question. Any person who shall wilfully violate any of the prorisions of this section shall be deemed guilty of a misdemeanor, and shall, on conviction thereof, be punished by a fine of not more than one thousand Department of the Interior. SEC. 20. (a) A widow shall be eniollars, or by imprisonment not longer than two years, or by both said pun-ishments, in the discretion of the dowed of the third part of all thellands court. whereof her husband was seized of an

SEC. 4. That nothing in this act shall estate of inheritance at any time durbe held to prevent the proof of mar-riages, whether lawful or unlawful, by any evidence now legally admissible ing the marriage, unless she shall have lawfully released her right thereto. (b) The widow of any alien who at the time of his death shall be emittled

for that purpose. SEG. 5. That it shall not be lawful by law to hold any real estate, if she be for any female to vote at any election hereafter held in the Territory of Utah an inhabitant of the Territory at the time of such death, shall be entitled to dower of such estate in the same manfor any public purpose whatever, and no such vote shall be received or ner as if such alien had been a native counted or given effect in any manner whatever; and any, and every act of (c) If a husband seized of an estate the governor and legislative assembly of the Territory of Utah providing for of inheritance in lands exchanges them for other lands, his widow shall

tive assembly of the Territory of Utah Commission remains. The 19th (diffeenth) section changes the penalty for adultery from three

any other provisions for securing fair elections which do not involve the dischange closure of the candidates for whom any particular elector shall have voted. SEC. 7. That the laws enacted by the legislative assembly of the Territory of Utah conferring jurisdiction upon pro-bate courts, or the judges thereof, or any of them, in Said Territory, other than in respect of the estates of deceased persons and in respect of the guardianthe mortgagee or other grance or those claiming under him, although she but she shall be entitled to her dower in such lands as against all other per-

stof polygamy do not wish to in-ere with any commerce between sexes outside of the marriage rela-t. The inference is obvious. . The inference is obvious. . The inference is obvious. . Commissioners the same is the interview of the the capacity of illegitimate chil-dre humber of the the capacity of illegitimate chil-dre humber of the same is the interview of the the capacity of illegitimate chil-dre humber of the same is the interview of the same is the interview of the same ing U. S. Commissioners the same distributive share in the estate of the in the mortgage or conveyance or by powers as Justices of the Peace, re- father of such illegitimate child are virtue of the decree of a court of virtue of the decree of a court of equity, and if any surplus shall remain after payment of the moneys due on such mortgage or conveyance and the costs and charges of the sale, such widow shall nevertheless be entitled to the interest or income of the one-third part of such surplus, for her life, as her (g) A widew shall not be endowed of lands conveyed to her husband by way of mortgage unless he acquire an absolute estate therein during the marriage period. (h) In case of divorce dissolving the

SEC. 28. That the marriage relation between one person of either sex and more than one person of the other sea shall be deemed polygamy.

Polygamy or any polygamons associ-ation or conabitation between the sexes is hereby declared to be a felony, and shall be punished by confinement in the penitentiary for a term of potess than one year nor more than fiv years; and the continuance of the po-lygamy or polygamous association or conspiration between the sexes after

any indictment or other legal proceed-ing is commenced against any person shall be deemed a new offense, pun-

ishable as aforesaid. SEC. 29. That all laws passed by the general assembly of Deseret or by the Legislative Assembly of Utah granting or confirming any water, timber, or head rights on any part of the public domain, or any special privilge therein, to any person of to any civil or, cccles-isstical corporation or association, or to any person for the use and benefit or any such corporation or association. or any such corporation or association are hereby annulled and declared void And the Attorney-General of the United States is hereby directed to cause such proceedings to be had in the Suprema Court of the Territory of Utah as shall enforce this section, and also to avoid and set aside all freudulent cardia more because fraudulent entries upon homestead or pre-emption claims to lands in said Territory as may come to his knowl-edge. And the Supreme Court of said Territory shall have all needful jurisliction in law and equity for the pur poses of this Act.

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f such election be not evinced by the ST. LOUIS, 14-A severe wind storm commencement of proceedings to recover her dower of the lands given in exchange within one year after the death of her husband, she shall be deemed to have elected to take her dower of the lands received in ex-(d) When a person selzed of an estate of inheritance in lands shall have ex-

convey his estate in such lands to

MUNICH, 14.—Ludwig, who was re-cently deposed from the Bavarian throne, committed suicide at 6 o'clock yesterday evening. He had gone out for a promenade in the park of Beng Castle, accompanied by Dr. Guiden, fils physician. The King suddenly threw himself into Staraberg Lake and was drowned. The physician jumped into the water to rescue the King and was also drowned. shall not have united in such mortgige;

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monthe old, aranne and vented on left hip. - If the above described animals are not claimed and taken away before Jane 21st, 1886, and coats and damages paid, they will be sold at public auction to the highest re-sponsible bidder at one o'clock p. m. JOHN H. PACE, Poundkeeper.

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