

establishment of religion, or prohibiting the free exercise thereof," and

Whereas, plurality of wives as an article of religious belief, was believed and practised upwards of ten years before the passage of the Act of Congress prohibiting Polygamy, and,

Whereas, our Territory, as the fruit of plural marriages, has enjoyed an unexampled immunity from the vice of prostitution and its kindred evils, and,

Whereas, said Act, beside being a direct invasion of the people's rights, and in conflict with the first Amendment to the Constitution, is *ex post facto*:

Therefore, We, your Memorialists, respectfully ask your Honorable Body, for the reasons briefly stated, to repeal the prohibitory provisions of said Act, and to leave the people of this Territory free to exercise their religion and its ordinances as guaranteed by the Constitution, believing that in so doing, you will best promote the peace and welfare of the country, and frown down the insidious attempts which are being made to array the inhabitants of one section against those of another, because of differences in religious belief. And your memorialists, as in duty bound, will ever pray.

## LEGISLATIVE.

Monday, January 7, 1897.

COUNCIL.—H. F. No. 9, "An Act incorporating the Beaver City Library Association," was read, and returned to the House for engrossing.

Councilor E. Snow, on behalf of the committee on irrigation and canals, to whom was referred substitute for C. F. No. 3, "An Act relating to watermasters and management of water for irrigation and family use," reported the same back with amendments, and recommended its passage as amended; read the first time, and on motion of Councilor Hyde, was taken up on its second reading by sections, and further amended.

Pending the reading of the fourth section the Council adjourned till ten a.m. of Tuesday.

House.—C. F. No. 12, "An Act incorporating the City of Mount Pleasant in Sanpete county," was referred to the committee on incorporations.

Mr. Wright, chairman of the committee on incorporations, reported back, H. F. No. 10, "An Act to incorporate Beaver City, in Beaver county," and recommended its passage. The report of the committee was accepted and the bill tabled to come up in its order.

Mr. Wright reported adversely to the passage of H. F. No. 13, "An Act to incorporate the Academy of Music of Manti, in Sanpete county." Report adopted.

Mr. Reese, chairman of committee on penitentiary, reported that institutions being economically conducted, and recommended the appropriation of \$2,000 to defray expenses of the current year. The committee endorsed the sentiments contained in the Governor's Message, and recommended that the committee on petitions and memorials be instructed to memorialize Congress to appropriate twenty thousand dollars for the purpose of finishing the Penitentiary in a more substantial manner.

The report was adopted, and the proper committees instructed accordingly.

Mr. Snow, chairman of committee on roads, recommended that the sum of five hundred dollars be inserted in the Territorial appropriation bill, to assist in building a bridge across Beaver river between Beaver City and Minersville. Report received, and the committee on claims and appropriations instructed accordingly.

Mr. Cluff presented a bill for "An Act to incorporate the Coalville Library Association;" read and referred.

On Motion of Mr. Reese, the committee on roads, bridges, &c., were instructed to take into consideration the propriety of authorizing the Territory to take toll on the bridges crossing Provo, Weber, and Ogden rivers, and report by bill or otherwise.

Mr. Snow, chairman on committee on roads, &c., reported adversely to the passage of an Act amending the "Act establishing a Territorial road from G. S. L. City to Waunship, in Summit county," so as to include the crossing of the Weber river; the report was received, and the committee discharged from further duties in relation to the subject.

Mr. Gates presented a bill entitled "An Act to amend an Act establishing a Territorial road from G. S. L. City to Waunship, in Summit county;" read and referred.

H. F. No. 10, "An Act incorporating Beaver City, in Beaver county," was taken up on its second reading and referred back to committee for further consideration.

Adjourned till ten a.m. of Tuesday.

Tuesday 8th, ten a.m.

COUNCIL.—Councilor Cannon withdrew bill of Patrick Lynch, for services rendered in the publication of the Laws of Utah, and presented petition for an appropriation for said services; read, and referred.

The substitute for (C. F. No. 3), "an Act relating to watermasters, and management of water for irrigation and family use," was passed and sent to the House for concurrence.

Councilor Cannon gave notice of his intention at an early day to present a memorial to Congress to repeal an act entitled "an Act to prevent and punish the practice of Polygamy in the Territories of the United States, and other places."

H. F. No. 16, "An Act to incorporate Beaver City, in Beaver county," was passed, and the House notified accordingly.

Councilor Harrington moved that an appropriation of \$500 be made to assist in draining, turnpiking and graveling the Territorial road between American Fork and Pleasant Grove, in Utah county. Referred to committee on claims and appropriations.

Councilor Benson presented petition of Robt. Caldwell praying for the grant of a bridge and ferry over Black's Fork; read, and referred.

Councilor Benson presented petition of Robt. Caldwell praying for a grant of land; read, and referred.

C. F. No. 11, "An Act to provide for the election of a Delegate to the House of Representatives of the United States," was passed, and sent to the House for concurrence.

Councilor Hyde moved that the committee on roads, bridges, ferries and canals be instructed to inquire into the propriety of establishing a toll road from Beaver City via Salt Lake City, to the county seat of Box Elder county, and also from Nephi City through Salt Creek Canyon, and to report to the Council by bill or otherwise; read, and referred.

Councilor Carrington, chairman of the committee on judiciary, to whom was referred (C. F. No. 6), "an Act to amend an act regulating the mode of procedure in civil cases in the courts of the Territory of Utah," reported the same back with amendments; ordered printed.

Adjourned till ten a.m. of Wednesday.

House.—On motion of Mr. Pace, the committee on claims and appropriations were instructed to insert in the Territorial Appropriation Bill, \$4,000, to be expended under the direction of the Territorial Road Commissioner, on the roads in Utah county.

H. F. No. 10, "An Act to incorporate Beaver City, in Beaver county," was passed.

"An Act to repeal certain acts therein named," was read, and referred.

A bill was read from Messrs. Young and Kessler, against the Territory, for plank and timber furnished, to the amount of \$87.60; referred.

On motion of Mr. Jennings, the committee on revenue were instructed to take into consideration the propriety of increasing the Territorial tax from one-half to three-fourths of one per cent.

H. F. No. 11, "An Act entitled 'an Act to incorporate the City of Grantsville,'" was tabled, to come up in its order.

"An Act to incorporate the Coalville Library Association," was tabled, to come up in its order.

The bill of Theodore McKean, Esq., Territorial Road Commissioner, for the sum of five hundred and forty dollars, for services and printing, was recommended to be placed on the Territorial Appropriation Bill, and the committee instructed accordingly.

H. F. No. 17, "An Act for the relief of Alva Nichols, collector of Box Elder county," was passed.

H. F. No. 11, "An Act to incorporate the City of Grantsville, Tooele county," was passed, with amended title.

C. F. No. 3, "An Act relating to Watermasters and management of water for irrigation and family use," was read, and referred.

Adjourned till ten a.m. of Wednesday.

Wednesday, Jan. 9th.

COUNCIL.—The memorial to Congress to repeal "An Act to punish and prevent the practice of polygamy in the Territories of the United States, and other places," was adopted and sent to the House for concurrence.

H. F. No. 11, "An Act incorporating the City of Grantsville," was concurred in, and the House notified accordingly.

H. F. No. 15, "An Act incorporating the Coalville Library Association" was concurred in.

C. F. No. 11, "An Act to provide for the election of a Delegate," was returned from the House with amendments; concurred in.

"An Act incorporating the City of Mount Pleasant, in Sanpete County," was returned from the House with amendments. The amendments in Sec. 5 were adopted; those in Sec. 10 were not adopted; House notified accordingly.

Various other items of business occupied the attention of the Council.

Adjourned till ten a.m. of Thursday.

House.—C. F. No. 11, "An Act to provide for the election of a Delegate to the Congress of the United States" was amended and passed.

The committee on claims and appropriations were instructed to insert \$3,218.94, asked for in the special report of Territorial Road Commissioner in the Territorial Appropriation bill.

C. F. No. 12, "An Act incorporating the City of Mount Pleasant," was amended and passed.

Mr. R. Miller's bill for \$200 was withdrawn by Mr. Rockwood, permission to do so being granted.

The House unanimously concurred in the memorial to Congress to repeal the anti-polygamy act.

H. F. No. 15, "An Act to incorporate the Coalville Library Association," was passed with amended title.

Several other portions of the business before the House advanced a stage.

Adjourned till ten a.m. of Thursday.

Thursday, Jan. 10th.

COUNCIL.—C. F. No. 6, "An Act concerning executions" was passed and sent to the House for concurrence.

C. F. No. 14, "Resolution authorizing the road commissioner to alter the Territorial road in Utah county," was adopted and sent to the House.

Councilor Hyde, Chairman of Committee on revenue, to whom was referred C. F. No. 13, "An Act to establish and limit the rate of interest," reported legislation thereon unnecessary.

C. F. No. 15, "An Act to incorporate Fillmore City, in Millard county," was passed and sent to the House.

C. F. No. 16, "An Act changing the County seat of Kane county," was passed and sent to the House.

A Committee of Conference, on an Act to incorporate Mount Pleasant, was asked for by the House. Councilors Hyde, Carrington, E. Snow, Benson and Johnson were appointed a committee for the purpose.

H. F. No. 21, "An Act to amend an Act regulating elections" was read and referred.

The petition of Robert Caldwell, asking for seven square miles of land on Ham's Fork, was reported on adversely.

Councilor Snow, Chairman of Committee on roads, &c., with reference to the petition of Wm. Budge and others, for an appropriation for road purposes in Cache county, reported no fund at present that could be so used.

Councilor Cannon reported adversely to the passage of an Act to amend an act regulating elections.

Other business advanced a stage.

Adjourned till 10 a.m. of Friday.

House.—A Committee of Conference was appointed to act with one from the Council on an Act to incorporate Mount Pleasant.

Report of the Deseret Agricultural and Manufacturing Society was read, accepted, and ordered printed.

Several acts advanced a stage.

H. F. No. 21, "An Act to amend an Act regulating elections" was passed.

H. F. No. 3, "An Act to incorporate the Deseret Telegraph Company" was passed.

"Resolution authorizing the Road Commissioner to alter the Territorial road in Utah County," was unanimously adopted.

C. F. No. 15, "An Act to incorporate Fillmore City, in Millard County," was passed.

"Resolution concerning an appropriation for building a road over the Mountains, between Sevier and Piute counties," was unanimously adopted.

"An Act to incorporate the Provo Canyon Road Company," was reported back amended, by Mr. Snow, Chairman of Committee on roads, &c., and its passage recommended.

Adjourned till Friday 10 a.m.

Friday, January 11, 1897, ten a.m.

COUNCIL.—H. F. No. 21, "Resolution concerning an appropriation for building a road over the mountain between Sevier and Piute counties," was read and concurred in, and the House notified accordingly.

H. F. No. 25, "Memorial for an appropriation to repair Penitentiary," was read and referred.

Bill of John D. T. McAllister, for services as Territorial Marshal; of Patrick Lynch, for services rendered as Clerk of the 3d District Court; and of Great Salt Lake County, for use of rooms for District Court; were read and referred to the committee on judiciary.

H. F. No. 23, "An Act incorporating Brigham City," was passed.

His Excellency, the Governor, signified his approval of a "Resolution authorizing the Road Commissioner to alter the Territorial Road in Utah county."

A substitute for H. F. No. 17, "An Act for the relief of Alvin Nichols, Assessor and Collector of Box Elder county," was read and not concurred in.

C. F. No. 17, "An Act authorizing the Auditor of Public Accounts to settle the accounts of Alvin Nichols, Assessor and Collector of Box Elder county, for the year 1897," was passed, and sent to the House for concurrence.

Adjourned till 10 a.m. of Saturday.

House.—C. F. No. 16, "An Act changing the county seat in Kane county," was passed.

A memorial for an appropriation to repair Penitentiary, was read and unanimously adopted.

Mr. Jennings presented a petition from Alvin Nichols and William S. Godbe, and W. H. Taylor, Superintendent northern division, Wells, Fargo & Co's. stage department, for extension of Bear river bridge charter; read and referred.

Mr. Wright, Chairman of the Committee on incorporations, to whom was referred H. F. No. 19, "An Act to incorporate the Kaysville Wagon Road Company," reported back the same and recommended its passage. The bill passed to its second reading, and was referred back to the committee on roads, &c. for further consideration.

H. F. No. 23, "An Act to incorporate Brigham City, in Box Elder county," was reported back, the same amended, and passed.

The committee on incorporations, appointed to confer with a like committee of the Council, on the subject of the "Act incorporating the City of Mount Pleasant, in Sanpete county," submitted amendments as the result of their joint action.

The report of the committee was accepted, and the bill taken up as amended, when Mr. Peacock presented an amendment, giving one-half of the water of Cedar Creek to Mount Pleasant, and one-half to the settlement at Springtown, for irrigation purposes, which was adopted.

His Excellency, the Governor, signified his approval of "An Act to incorporate Beaver City, in Beaver county."

On motion of Mr. Van Cott, the committee on revenue were instructed to ascertain the reason why Alvin Nichols and William S. Godbe had not made their report to this Assembly, as required in their charter.

Mr. Farr, Chairman of the Committee on judiciary, to whom was referred H. F. No. 1, "An Act in relation to liens of mechanics," reported back said bill, with amendments.

On motion of Mr. Rockwood, the report of the committee was accepted, and the bill tabled to come up in its order.

Mr. Rich presented "Resolution in relation to delinquent taxes of Richland county;" read and referred.

Mr. Pace presented a bill entitled "An Act incorporating the Provo City Library and Reading Room Association;" referred.

Adjourned till Saturday, 10 a.m.

Saturday, Jan. 13th.

COUNCIL.—Councilor Johnson presented C. F. No. 18, "An Act changing the time of holding elections, and extending the east boundary line of Springville City, and for other purposes;" read and referred.

The motion of Councilor Lyman for an appropriation for improving the road between Dog Valley and Cove Creek, in Millard County, was reported adversely on by Councilor L. Snow. Report received.

Councilor Carrington, Chairman of Committee on Judiciary, to whom was referred that portion of the Governor's message relating to a "Code of practice," reported C. F. No. 19, a "Resolution Authorizing a Committee on a Code of practice." Resolution adopted, and sent to the House.

H. F. No. 17, "An Act for the relief of Alvin Nichols, Assessor and Collector of Box Elder County," was returned to the House, not concurred in.

"An Act authorizing the Auditor of Public Accounts to settle the accounts of Alvin Nichols" for the year 1897, being substituted and sent to the House.

C. F. No. 18, presented by Councilor Johnson, was reported back by Councilor Hyde, amended, and passed as amended in Committee.

Mr. Peacock's amendment in relation to the Mount Pleasant City Charter, adopted by the House, was not concurred in, the Council insisting on the report of the Committee of Conference.

H. F. No. 27, "An Act incorporating the Provo City Library and Reading Room Association," having passed the House, was received by the Council.

Adjourned till Monday, 10 a.m.

House.—C. F. No. 17, was received from the Council, and passed the House.

Mr. Callister presented a bill entitled "An Act to incorporate the Fillmore City Library Association;" read and referred.

H. F. No. 27, "An Act incorporating the Provo City Library and Reading Room Association," was reported back from Committee, by Mr. Evans, and passed.

C. F. No. 6, "An Act concerning executions," was referred to committee on judiciary.

The Committee on claims and appropriations were instructed to insert in the Territorial Appropriation bill, \$1,908.33, to purchase a pile-driver; and \$103.61 to cancel amounts expended in Juab and Sanpete counties in excess of appropriation.

The House decided that the Territorial Road Commissioner be authorized to take charge of the pile-driver.

His Excellency, the Governor, signified his

approval of a bill entitled "An Act incorporating the Coalville Library Association."

C. F. No. 18, "An Act changing the time of holding elections in the City of Springville; and extending the east boundary line in said city," was received from the Council and passed.

C. F. No. 19, "Resolution authorizing a Committee on a code of practice," was read and unanimously adopted.

Mr. Farr, Chairman of the Committee on judiciary, reported a substitute for H. F. No. 5, "An Act to prohibit general drives," and recommended the passage of the same: report accepted, and the bill tabled to come up in its order.

H. F. No. 29, "An Act incorporating the Fillmore Library Association" was reported back from committee, and tabled to come up in its order.

Mr. Snow, Chairman of the Committee on roads, &c., reported a bill entitled "An Act providing for damage done on public highways and thoroughfares," and recommended its passage: tabled to come up in its order.

Several other bills were advanced a stage.

H. F. No. 4, "An Act to incorporate the Provo Canyon Road Company," was passed.

H. F. No. 19, "An Act to incorporate the Kaysville Wagon Road Company," was passed, with amendments.

Mr. Jennings, Chairman of the Committee on agriculture, &c., to whom was referred that portion of the Auditor's communication pertaining to weights and measures, reported unfavorably to building a house for the purpose of storing the standard weights and measures presented by Congress of the United States to this Territory; but would recommend the sealer of weights and measures to be instructed to rent a house or room for the purpose for the present time. An appropriation for rent and other incidental expenses of five hundred dollars was recommended, and a bill introduced, entitled "An Act creating the office of sealer of weights and measures for the Territory of Utah." Report accepted, and the bill was tabled to come up in its order.

Adjourned till Monday at 10 a.m.

## HOME ITEMS.

SABBATH MEETINGS.—Bishop P. Maughan briefly exhorted the Saints to faithfulness, and expressed his desires to labor for the upbuilding of the Kingdom of God.

Elder W. S. Snow spoke of the unity of testimony enjoyed by all who receive the Gospel, no matter how far apart the nations may be in which they hear the truth; and of the growth of the work of God, in power and influence, despite the opposition with which it has had to contend.

AFTERNOON.

Elder A. M. Musser touched upon the progress of the Saints in unity, and in the application of the principles of peace and prosperity. He spoke of the practical duties devolving upon the Saints, and the necessity of living in accordance with the admonitions of the priesthood, in relation to all matters pertaining to our present and future welfare in the Kingdom of God.

President B. Young delivered a very instructive and interesting discourse, teaching the Saints on various points relating to their growth in grace, increasing in the knowledge of the truth, and progressing towards exaltation.

THEATRICAL.—"Venice Preserved" was performed on Tuesday evening. The characters of Jaffier, Pierre, Priuli and Belvidera, by Messrs McKenzie, Lindsay, Hardie and Miss Adams were rendered with a good deal of power and pathos. The less important characters were also sustained in a very creditable manner.

"Take care of little Charley" is an amusing farce in which little Dellie played Charley with her accustomed ability, and "shammed drunk" in an exceedingly amusing manner. Mr. Dunbar's Fogarty was racier than the text would lead one to suppose it could be made. The other characters by Miss Alexander, Mrs. De Witt Waugh and Mr. Maiben were well sustained.

On Thursday evening "Venice Preserved" was repeated, and was excellently performed throughout.

The capital farce of "The Highwayman's Holiday" should be seen to be appreciated.

On the evening of Saturday last there was a most unequivocal treat enjoyed at the Theatre in witnessing the performance of "Extremes." The playing was marked by a chasteness and finish that is rarely seen off the boards of a first-class metropolitan theatre, while the points were clearly marked and well made. The piece itself is one of the best comedies in the language. It is rich in the very essence of comedy, not descending to farce or vulgar humor, but elegant in conception and chaste in execution, the scenes abounding with capital points, and the language replete with excellent sentiment.

"Extremes" is one of those pieces that should be seen by everybody who likes an evening's entertainment combining amusement and instruction; and we hope the Management will be induced to repeat it soon again, now that the company are thoroughly "up" in it, and qualified to give a life-like reality to the characters, which is a charm in theatrical performances that nothing else can impart.

Mr. Dunbar had his fling at "Ladies' tongues" in a humorous way in the song bearing that title; and on being loudly encored, defended those same tongues in a characteristic manner in verse, that was greeted with prolonged applause.

"The Highwayman's Holiday" was successfully repeated, the characters being very cleverly sustained.

"FIRST CALL" by Eldredge & Clawson. Read it.

READ Notice of Eldredge & Clawson.