DESERET EVENING NEWS: WEDNESDAY, DECEMBER 27, 1905.



Adds Sixteen Blocks to Present Area by Including the Suburb of Waterloo.

PROPERTY OWNERS PLEASED.

Mayor Makes Report on Mythical Contingent Fund-Last Meeting Tuesday Morning.

By the passage of an ordinance by the city council last night and upon its approval by Mayor Morris, Salt Lake City will have added about 16 city blocks to its area, and there will hereafter be no suburb known as Waterloo. By the annexation of the territory bounded by State, Fifth East, Tenth and Eleventh South streets, as proposed in the ordinance, not only Waterloo proper but other territory, too, will come within the city limits, and the population of the city will be increased to a considerable extent.

On Sept. 11, 1905, a majority of the property owners of the new district filed a petition asking for annexation to the city. The residents of that vi-cinity have for years enjoyed many of the advantages of city life but have not had a voice in the government. This includes will now be graduad to them privilege will now be granted to them, The fract annexed is within a few feet of being rectangular in shape and is bounded by the streets named above.

CONTINGENT FUND A MYTH.

In response to a resolution by Black calling for a report of the contingent funds of the city officials, Mayor Morris submitted a communication in which he stated that the so-called mayor's he stated that the so-called mayors contingent fund was a myth and that he had never had such a fund, as every dollar appropriated to that fund by the council had been accounted for by war-rants issued by the city auditor. The communication follows:

WHAT MAYOR SAYS.

Gentlemen-As per resolution of your honorable body at the last meeting of the council, Dec. 18, 1905, I herewith submit to you a statement of the ac-count which has been designated "The Mayor's Contingent Fund."

connection with this matter I will say that it would be as much of an impossibility, in the required time, for the mayor of this city, under the sys-fem carried on by the council for the past two years, to "Render to this ccuncil an itemized account of all such oneys expended, to whom paid, and what service and material the city re-ceived for same," as it would be for him to render such an account for all items contained in the general weekly appropriation list simply because he signed such list.

Again, there are many emergency vouchers presented to the mayor for his approval (the same being appropriated by the council) by the various heads of departments. All such we cannot keep an itsmized account of. They are charged to the proper department and are accounted for by the city auditor in his reports.

Every appropriation to the mayor's contingent fund has been handled solely

conduit Observance of Memorial day by G. A. R. 5,000.00 100.00 Observance of Pioneer day Reimburse Mutual Life Insur-200.00 Action of the second se 540.00 75.00 600.00 Total\$15,620.96 WARRANTS ISSUED.

120.96 750.00 orial day services J. S. Critchlow, taking bonds to 100.00 J. S. Critchlow, taking bonds to New York Moses Taylor, securing options on water Salt Lake stake Sunday School 200.00 250.00 Union, obervance Pioneer day Moses Taylor (two vouchers), 200.00 1,250.00 188.00

Smith, mining asphalt Twenty-four vouchers R. G. W. railway, freight on asphalt. 1,410.53 J. J. McClellan, organ reclini Denver business men's recertion

city council ... A. J. Davis, expenses in con-nection visit of Los Angeles A. J. city council G. A. R., observance of Mem-

orial day pencer Clawson, expenses Utah day at Portland...... Emma L. Gates, expenses Utah day at Portland day at Portland J. J. McClellan, expenses Utah day at Portland W. E. Welhe, expenses Utah day at Portland Eliz. T. Crismon, for right of way, B. C. conduit F. L. Russell, for right of way, B. C. conduit

G. W. Riter, paid C. H. Wil-cken, expenses on R. of W...
G. W. Riter, paid D. R. Brinton
\$50 and A. W. Casey \$30...... Joseph Moss, for right of way, B. C. conduit Louise Allen, for right of way, B. C. conduit Horace Cummings, for right of

way, B. C. conduit W. A. Green, for right of way, B. C. conduit J. D. Hawker, for right of way, B. C. conduit B. A. M. From Froiseth, for right of way, B. C. conduit Thos. Oglethorpe for right of way, B. C. condult W. Riter, paid C. Pederson, 20. M. Andrus \$10, W. E. G.

\$20

pany, expense, testing validi-ty of water and sewer bonds. 540.00 M. Cannon, chairman; ob-servance Pioneer day 200.00 Pacific Investment company. site for

pumping plant Oglethorpe, for right of Thos. 350.00 way for condult Total of warrants issued \$12,990 58

ppropriating \$500 to Moses W. Taylor for services rendered in securing op-tions on Big Cottonwood, Mill Creek and Tanner ditch water was laid over for one week. The council adopted the report of the committee on improvements which re-jected the bill of the Utah Light and Railway company for \$100 for light fur-nished several of the city departments. The report stated that under the new franchise the company was to fur-nish such lights free of charge.

TO REMOVE OBSTRUCTIONS. A. J. Davis introduced a resolution instructing the city attorney to noti-fy Henry H. Yeaver, who occupies a small building, which he erected, to-gether with a fence, about two years ago in the miadle of York street near 700.00 20.00 the intersection of Fifth East street, in

the territory about to be annexed to the city, to at once remove these ob-structions from the public street. The resolution was adopted. LAST MEETING TUESDAY.

On next Tuesday morning at 16 o'clock the last meeting of the present city council will be held, at which time it will approve its minutes and close up its affairs. At 12 o'clock noon of the same day the new city council will probably meet and organize.

Fortunate Father and Son. 65.00 I am as certain as I now live, says Mr. C. E. Bartholomew, Kalkaska, Mich., that Dr. David Kennedy's Fa-vorite Remedy, of Rondout, N. Y., 50.00

vorite Remedy, of Rondout, N. Y., saved my life when I was a victim of that terrible disorder-Bright's disease. My son had a fever sore on his leg; he too used Favorite Remedy and is 3,582.09 now well. All druggists \$1.00; 6 bottles

25.00 THE CHRISTMAS NEWS HANDSOMEST EVER. 28.00

Frement County News: St. Anthony, Ida,-The first paper of the holiday va-rlety to put in an appearance at this office was the Deseret News, its Christ-12.00

12.00 mas edition consisting of 116 pages. The cover page is as handsome a piece of work as has come to the notice of this writer in many a day, and the litho-graphers who executed the work are 27.50 100.00 certainly masters of their profession. The center of the cover shows the 34.50 world's largest natural bridge, the Au-gusta, located in San Juan county. Utah, the distance from the bottom of 15.00

the gorge which it spans to the top of the arch being 465 feet. Immediately under the arch is a picture of the Salt Lake Temple, which of itself is 210 feet 15.00 10.00 400.00

from the base to top of statue, the bridge as well as the temple being handsomely worked in colors. The is-550.00 sue of the paper as to contents is de-voted to Utah, Idaho and Nevada, much 25.00 labor having been devoted to the com-pilation. All in all, it is one of the most superb numbers of its nature to 80.00

have ever come out of the west. 250.00 Oakley Eagle (Ida.): The tri-state Christmas edition of the Deseret News 50.00

ame to our table on Monday evening. came to our table on Monday evening. It is an almost perfect encyclopedia of the history and of the development of Utah, Idaho and Nevada, and a particularly accurate resume of the year's progress. In the way of Illus-tration and mechanical workmanship, it is the near of any newspaper that 25.00 275.00 75.09 80.00 it is the peer of any newspaper that has ever been issued from any press. We commend it to all our readers, and advise them to preserve it as a work of reference during the new year. 650.00

Park City Record: The Christmas edition of the Salt Lake Deseret News was published last Saturday and it is by far the best of the many fine edi-tions gotten out by the News people in former years. It is a gem of the print-er's art and contains 116 pages of valu-able information and reading matter. Not only Utah, but Idaho and Nevada, our sister states, are fully written up. 75.00 600.00 our sister states, are fully written up, their progress, resources and institu-

HOLDUP KNOCKED DOWN.

perience With Genteel Whistler.

Without knowing it Nels P. Nelson,

private secretary to Gov. Cutler, prob-

ably had Salt Lake's sandbagger prac-

tically in his power Monday evening.

Mr. Nelson knocked the holdup down.

There are two facts associated with

the story that indicate that the would-

be robber was the handbagger. First, he was well dressed, and secondly, the

fellow whistled. Of course, this evi-

dence alone does not constitute com-

plete identification, but it may be taken

for what it is worth in view of the fact that the sandbagger has always been described as well dressed and has

attention of a well dressed stranger

county building he saw the same stranger gazing intently at him.

Mr. Nelson boarded a car to go to his home, 851 Fifth East street. The

stranger boarded the same car, but left it before Mr. Nelson did. As the

latter was about to enter his gate, the

ground, brush the snow from his cloth-ing and then hasten up the street whis-

Mr. Nelson says that he will be able

GOOD YEAR FOR TAXES.

Previous Records.

A new record has been established by County Treasurer Carbis in the collec-

tion of taxes this year. Out of the to-

balance of \$100,412.39 yet to be gathered in. As tax money is still coming in at the treasurer's office, it is believed that this amount will be greatly reduced by the end of the month and the uncollect-ed taxes will be less than 6 per cent of the total levy. This record, it is be-lieved, has never before been equalled in this county.

Half the ills that man is helr to come from indigestion. Burdock Blood Bit-ters strengthens and tones the stomach;

makes indigestion impossible.

him again.

in this county.

eing

such a splendid paper



Affirms Judgment in Case of Mrs. Larkin Against Saltair Beach Company.

FINDS NO REVERSIBLE ERROR.

Woman's Son Was Drowned in the Lake and she Sued for the Sum Of \$15,000.

An opinion has been handed down by the supreme court in which the judgment of the lower court in the case of Mrs. Anna M. Larkin against the Saltair Beach company, appellant, is affirmed. Mrs. Larkin sued the company to recover \$15,000 damages for the death of her young son, Roy Larkin, who was drowned while bathing at the beach on the night of July 23, 1903. The jury in the lower court returned a verdict in favor of plaintiff for the sum of \$6,500, which judgment is now affirmed

16,500, which judgment is now antrined by the supreme court. Young Larkin, in company with Ross Wells and a Miss Pomeroy, were bath-ing at Saltair on the date above men-tioned and had floated quite a distance from the pavilion when a severe wind storm arose and they were unable to return to the beach. After hatiling return to the beach. After battling with the waves for some time it was decided that Miss Pomeroy, who was an expert swimmer, should return to the pavilion and get assistance. She returned and Wells endeavored to save Larkin, who could not swim. The lights at the beach were extinguished and the young men could not keep their bearings. After floating around until near-ly daylight Wells became exhausted and had to release Larkin who at once sank and was drowned. Wells became unconscious and when he came to the next morning he was lying on Antelope island. The body of Larkin was found island.

Island. The body of Larkin was found several days afterwards. It was alleged by Mrs. Larkin that the management of the beach did not make proper efforts to save the boys after being notified of their peril by Miss Pomeroy. The jury found in favor of plaintiff in the lower court and Jus-tice McCartre in his seminan fields not tice McCarty in his opinion finds no reversible error in the case and af-firms the judgment. Chief Justice Bartch dissented but Justice Straup concurred in the opinion,

TO COLLECT ON A NOTE.

Suit has been filed in the district court by Elizabeth D. Pettit and others Spencer Clawson to recover \$5,-610 and interest alleged to be due on a promissory note executed by defendant in favor of O. H. Pettit on Aug. 15, 1901.

SETTLED OUT OF COURT.

Judgment by stipulation in favor of laintiff for the sum of \$418 50 was rendered in the district court yesterday in the case of Nicholas Judas, administhe case of Nicholas Judas, adminis-trator of the estate of Peter Judas, de-ceased, against the American Smelling & Refining company. While in the em-ploy of defendant near Murray on Set. 23, 1905, it is alleged in the com-plaint that Judas was thrown from an ore car and killed. Damages were asked in the sum of \$5,000, but the case was estiled by the defandant consent. was settled by the defendant consent-ing to a judgment for \$418.50.



PRESIDENT C. D. FJELDSTED. Who Will be Buried at Logan This Afternoon.

resurrection of the just.

met last night in the City and County building to elect officers for the coming year. S. A. Stanford was chosen presi-

he wanted every young Republican to get behind the ticket chosen, and sup-



the city auditor. Warrants have been drawn to the parties whose names were given to the council at the time of the appropriation and have been charged to the proper account by the city auditor. Warrants were not drawn in favor of the mayor or the mayor's continent fund

In contingent fund. In other words, the present mayor of this city never had a contingent fund and I will go farther and say that his predecessor never had such a fund. All appropriations to such fund have been made by the council for its own con-venience, the money to be disbursed by the city auditor.

COUNCIL SHOULD KNOW.

Under your system I will say, however, that in order to meet certain emergencies I have asked for several appropriations to be made to the fund question as certain expenses could be readily made otherwise. But all expenditures under such appropriation have been handled exclusively by the city auditor. At the same time I have recommended to your honorable body that no approaches the same time I have that no appropriation be made to this fund unless request be made from the mayor's department. But, notwithstanding this, the same appropriation has been constantly made since and for incidentals which I knew nothing of in the voucher was presented to me for approval. Your honorable body should certainly know that no such fund as contemplated by the resolution is of record upon the books of this city.

Therefore, if your honorable body desires more information than is contain-ed in the statement of the city auditor, bereto attached, it will be for the city auditor to give it, not the mayor, as the auditor bed descent auditor to give it, not the mayor, as the auditor has drawn warrants only to the parties whose names were given to the council at the time of the appropria-tion and the auditor is the only official who can show "to whom paid and what material or service the city received for same."

To make it plainer, all items appro-priated to the mayor's contingent fund will be found in the records of the city council and all bills paid from the socalled mayor's contingent fund were paid therefrom by the council and the complete record covering said fund is contained in the proceedings of the city council itself council itself.

DISPOSITION OF FUND.

Accompanying the communication was a report from Auditor Felt show-ing the money appropriated to the fund and what disposition had been made of the same. The report showed that the total sum of \$15,620.96 had been appropriated to the so-called managed appropriated to the so-called mayor's contingent fund and that the disbursements from the same amounted to \$12,-990.58, leaving a balance unexpended amounting to \$2,630.38. The report foi-lows in full:

Payment of reward for arrest and conviction of murderer of 200.00 20.00 board of land commissioners on LeGrand Young land.... Retaining F. S. Richards as le-gal counsel in protecting city's interest in Utah lake ... 120.96 750.00 Responding to petition of G. A. 100.00 R. Forwarding water and sower bonds to New York

Account water supply Observance of Pioneer day..... 1.250.00 count water supply Examination of asphalt proper-

200.03

Examination of asphalt proper-ties Account water supply Maintenance of Veteran Fire-men's hail Payment of freight, etc..... Under resolution by Council-man Hartenstein Under resolution of Council-man Tuddenham Purchasing right of way for 2,000.00 2,500.00

Balance 2,630.38 Grand total\$15,620.96 ITEMS DISCUSSED.

The report was not read to the coun-cil on account of its length, and it was moved that it be filed. A. J. Davie moved as an amendment that each member of the council be furnished with a copy of the statement. He said there were a number of matters con-tained in it which the councilmen knew tained in it which the councilmen knew nothing about and cited as a particular instance the expenditure of money in the purchase of the Thistle asphalt property. Tuddenham and Fernstrom both stated that everything in connec-tion with that transaction had been passed upon by the council. Davis did not acree with the councilmen in research success. ot agree with the councilmen in regard to the matter and asked if the city had Secretary to the Governor Has Ex-

secured a clear title to the property. He was informed by Assistant City Re-

corder Bramel that the the title was being contested in the courts.

DAVIS ANSWERED, "Wouldn't it have been better for the city to get a title to the property be-fore the money was paid for it?" asked Davis.

"That is for the council to determine," answered Mr. Bramel. "But I am asking you about it," con-tinued Davis.

"That is not a question of law." was Mr. Bramel's quick response. The laugh was on Davis, but his amend-ment, calling for copies of the statement for all the councilmen, was carried by a vote of 9 to 3.

VETO SUSTAINED.

the whistling habit, How Mr. Nelson figures in the story The veto of Mayor Morris to the report of the committee on control authoris like this: Late on Monday after-noon, while at the corner of East Temizing the plumbing inspector to use the room recently vacated by the juple and Third South street, the secrevenile library, was sustained by the council without objection. tary noticed that he was attracting the Mr. Nelson thought nothing of this un-til after his return from the city and

The veto to the conditional granting of a liquor license to D. Plescio was laid over for one week. It was not thought necessary for the mayor to veto the committee's report on that matter by some of the councilmen as the report granted the license provided that the salcon should be located with-in 300 feet of any church or schoolhouse. As the salcon proved to be only 220 feet from the Thirteenth in ward meetinghouse the councilmen contended that the conditions of the

report were not complied with hence no license was granted. RESOLUTION AMENDED.

The third veto of the mayor was returned with an amendment to the resobutton vetoed. The veto was to the resolution of Black authorizing the treasurer to refund to E. L. Chesney \$74.75 paid in by him on a sewer extension in behalf of the East Side Baptist church. tist church. It appeared that the church had not paid the money to the treasurer hence it could not be refund-ed therefore the mayor vetoed the resolution. It developed, however, that the treasurer had not issued the scrip against the property and the resolution was amended instructing him to issue the scrip at ouce which can be sold and the money due turned over to Mr. Chesney. The veto and resolution were returned to the mayor.

WILL MEET FRIDAY NIGHT.

City Auditor Felt notified the coun-cil that it would be necessary to transfer certain portions of the general fund to special funds for the payment of the city's proportion of the cost of side- (1250.00) city's proportion of the cost of site-walk paying and sever extensions but that his figures showing the transac-tion will not be ready until Friday night. He asked that a meeting of the council be held on that night to approve the transfer. His request was granted and the council took a recess until Friday evening at 7:30 o'clock. REPORT LAID OVER.

The report of the finance committee

its patrons are to be congratulated on SUIT FOR DAMAGES.

Intermountain Catholic .-- The Christ-mas number of the Deseret News ap-Suit has been filed in the district court by Maria P. Tribe against the peared last Saturday. Well may every citizen of the state feel justly proud Utah Light & Railway company to re-cover damages in the sum of \$10,000 for of this journalistic triumph. It con-tained an epitome of the history of Utah and four adjoining states. The illustrations were artistic and superb. It will always serve as a useful book over damages in the sum of \$10,000 for injuries alleged to have been received on July 39, 1905, while attempting to alight from a car at the corner of First South and East Temple streets. Mrs. Tribe alleges that the car was negligently started before she had time to get off and she was thrown to the of reference. The Intermountain Cath-olic congratulates the managers of the pavement and received serious personal 'News" on their enterprise and decided injuries.



On Hand and Money Spent.

The annual report of State Librarian H. W. Griffith has been filed with Gov. Cutler and shows that there are now 11,559 volumes in the state law library, 575 of which were added during the year 1905. Of the books added 116 state reports and 19 statutes and session laws were received on exchange, while 440 volumes, including text-books, dirests, encyclopedias, etc., were pur-chased at a total cost of \$1,962. The in-cidental expenses during the year amounted to \$238 making the total ex-penditures for all purposes \$1,900.



At Half Price for One Week.

Schools and associations who contemplate having Xmas trees on making presentations to children during this holiday week will do well to call on us. DESERET NEWS BOK STORE, 6 Main St.

> HOLIDAY RATES Via D. & R. G. R. R.

One fare for round trip between any two stations in Utah. Tickets on sale Dec. 23, 24, 25, 30, 21 and Jan. 1. Final limit Jan. 4. See agents for particulars.

BELLE PHOTO SUPPLY CO. Developing, Finishing, 21 E. Third So.

latter was about to enter his gate, the stranger jumped in front of him and ordered "hands up!" Quick as a flash Mr, Nelson landed a "Battling Nelson" on the holdup's jaw and the latter went to the ground for the count. Mr. Nelson did not wait to administer more punishment to the robber, but made a dash for the house. A few seconds lat-er he saw the stranger arise from the ground heuse the snow from his cloth-The service of the Nickel Plate Road to New York City and Boston, is unsurpassed. Three fast express trains, in each direction daily. These trains are composed of modern first-class day to identify the man if he ever sees coaches, elegant vestibuled sleeping-cars between New York and Boston and cars between New York and Boston and other eastern points; superior dining-car service, meals being served on Ametican Club Plan, ranging in price from 35c to \$1.00, also service a la carte. Passengers can travel comfortably and economically via the Nickel Plato Road. No excess fare charged on any Nickel Plate train. See that your ticket reads that way. Chicago Clity Ticket Colice 111 Adams Street. Depot, La Salle Street and Van Buren Street, on the Elevated Loop. Collections in This County Break All tal tax levy for this county, amounting to \$1,610,691.41, the sum of \$1,510,219.02 has already been collected, leaving a balance of \$100,472.39 yet to be gathered

6 BEST SELLING BOOKS

For Month of November.

We have the above and over 200 titles of the choicest fiction of the best auth-ors of the day.

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