DESERET EVENING NEWS.

Wednesday, January 21, 1891.

Copy for Advertisements which are inserted by mail or in the Evening News on the day when received should be handed in to the business department not later than 12 m.

Rates of Advertising furnished upon application.

Copy for advertisements must be in advance.

FRAGMENTS.

THERE will be no meeting of the High Council tonight.

THE meeting of the High Council which was to be held this evening is postponed for one week.

IN the Supreme Court, yesterday afternoon, Mr. E. L. Ord, of Iowa, was admitted to the bar.

WORK on the new sugar factory, between Lehi and American Fork, is proceeding rapidly.

TOMMY DE LOTTA engagement closes at the Theatre with the production of "Pawn Ticket 210."

AMONG the latest inquiries received by the Secretary of the Chamber of Commerce is one from Ireland, asking for full particulars concerning business prospects in Salt Lake.

In the case of H. W. Nichols, jr., vs. G. D. Alder, which involved the sum of $50, and which was tried before Commissioner Greenman yesterday afternoon, a nonsuit was given in favor of the plaintiff.

THE *Eastern Utah Telegraph* is the name of a new eight-page weekly paper issued at Price, Emery County. The Telegraph is full of bright and readable news, and is devoted mainly to the interests of eastern Utah, particularly the counties of Emery, Grand and Uintah.

MRS. CLARA BRYDAN is expected to arrive in this city in a few days. She will, on her arrival, deliver a series of three lectures on the subject of Temperance, on the 27th, 28th and 29th inst., in the First M. E. Church. No admission fee is charged, and the public generally are invited.

DEGORATION is being sought as to the whereabouts of William Alexander Cameron, who some fifteen years ago came to this city from San Francisco. The relatives of Cameron have communicated with County Clerk Allen, desiring to know whether he can render any assistance in discovering him.

THE little difficulty between the Rapid Transit and City Railroad Companies, which came before the Third District Court a short time ago, the bone of contention being the question of the operating of the two companies' cars on one line of rails, has not yet been settled between the respective parties.

THE dramatic and musical entertainment in the Twenty-first Ward, the proceeds of which are to be devoted to defray the expenses of the ward Sunday School, will take place this evening at 8 o'clock. Suitable stage scenery has been provided. About fifty persons will take part in the programme.

A CHINAMAN presented himself at police headquarters yesterday afternoon and recited a tale of woe. He said he had been badly beaten and begged for a crowd of boys in the Eighteenth Ward. He bleeding face bore evidence of the truthfulness of his statement. Those of the boys were subsequently arrested and will answer to the charge.

THE Register of the United States Land Office will have before him shortly for the case of James Kennedy and Louis Mellek, et al., which has been on the docket for some time past. It seems a dispute in regard to the taking up of a certain section of land in the vicinity of the penitentiary, on the ground that it is mineral land. The matter is said to be of no inconsiderable importance, and will be hotly contested.

SOME inconvenience was occasioned a small party of visitors to the Theatre, upon the termination of the performance there last night. While returning home, two Rapid Transit cars in close proximity, and by which they were passing, came to a sudden stop on the steep grade in First Street, and could not be induced to go any further. The cause of the difficulty did not appear at the time; anyhow, the passengers had to alight and complete the remainder of the journey on foot. The cars were taken back again.

THE report that the office of H. S. Lacey, police magistrate for Salt Lake City, has been declared vacant by Secretary Sells is incorrect. Immediately after the municipal election his commission was issued and recorded according to law, but remained unsealed for at the office of the Utah Commission, where it is at present. Secretary Sells informed a News reporter today that Judge Lacey's qualifications cannot be sealed, and that the applicants for that official's office are a little premature.

THE general agents of the Trans-Missouri railway combination have communicated with the Transportation Bureau of the Chamber of Commerce stating that their lines have not intentionally discriminated against the interests of Salt Lake City, and that they will be glad to meet the representative who has been designated by the Chamber of Commerce to discuss the points included in the decision for a readjustment of the rates. The officials of the Transportation Bureau will have an interview with the chairman of the Western Railway Association in Chicago, this week, on the subject.

A Street Car Collision.

Last night at nine o'clock, two street cars on the Warm Springs line made an ineffectual attempt to pass each other while on the same track. Both cars met on the corner of First North and First West streets. The front platforms of one was damaged a little. The other had its headlight extinguished. There was some lively jumping on the part of the passengers and car crews, but no one was injured. One car was derailed, and could not be moved until the wrecking crew arrived.

The Missing Girl Discovered.

Several weeks ago a young woman suddenly disappeared from the home of her parents in the vicinity of Mill Creek. The cause of her unceremonious departure was for a time concealed in mystery. Her whereabouts were sought in vain by her anxious parents until a couple of weeks ago, when the young runaway was traced to a house of ill repute in this city. When the girl's aged parents were informed that their daughter had resorted to a life of shame their sorrow was greatly increased, and they at once made an attempt to rescue the wayward child.

By some means the girl discovered that her parents had located her whereabouts and that they were about to remove her to her home. To prevent this she immediately left the place where she was stopping and took up her abode in a different part of the city. Yesterday she was found by the police. A warrant was served on the youthful offender today, and tomorrow she will be returned to her parents. The girl is but seventeen years of age.

WARM SPRINGS PROPERTY

The Subject of Long Debate at the City Council Last Night.

RAILWAY FRANCHISE GRANTED.

W. W. Gee Wants to be Appointed Police Magistrate in Place of H. S. Lacey.

Mayor Scott presided at the regular session of the City Council last night. The following members were also present: Cohn, Noble, Pickard, Anderson, Armstrong, Lynn, Heath, Wolstenholme, Hall, Pembroke, Pacson and Kerrick.

PETITIONS.

Petition of A. M. Christenson, asking for remuneration to the amount of $1,[illegible] damage done to his wagon by collision with one of the fire engines on January 4th. Committee on claims.

Petition of Elijah Sells and eight others, asking that Twelfth East Street and First South Street be graded. The same petitioners asked that permits be prohibited from depositing garbage in that vicinity. Committee on streets.

Petition of Commercial Block Association, asking for the appointment of William Evans as special policeman was read. Granted.

Petition of Carey Lumber Company, asking for permission to lay a switch from the Union Pacific track into their lumber yard on Fourth West Street between First and Second North Streets. Committee on streets.

Petition of the Fifteenth ecclesiastical ward, asking for a remission of taxes on lot 1, block 81, plat A, on the ground that the property is used for charitable purposes only. Referred to the city attorney.

Petition of John S. and John D. Lewis, asking the Council to ignore the petition of Joseph Mellon to cut ice from a pond on Second West Street between Second and Third North Streets. Committee on streets.

Petition of W. H. Ryan, superintendent of waterworks, asking that a telephone be placed in his office, was read. Granted.

Petition of E. A. Keeler and a number of others, asked for an extension of electric lights on Seventh South Street to Third West Street. Committee on improvements.

Petition of Illeman Bros., asking for a rebate on liquor license. Committee on license.

WANT TO BE PROSECUTED.

A communication from the Salt Lake Power, Light and Heating Company calling the attention of the City Council to the breaking of globes on the street lamps by mischievous boys, and asking that steps be taken to remedy the evil. Referred to the city marshal.

REPORTS OF THE CITY ENGINEERS.

City Engineer Iversons, in a report, recommended that authority be given him to approve the map of "Washington Heights" and that the map of "Midland" Addition be referred to the committee on streets. Adopted.

The same officer reported the bill of the Salt Lake Power, Light and Heating Company for $700, for a steam boiler and fixtures to be used in the development of tunnel work in Emigration Canyon, as correct, and recommended that the amount be paid. Committee on waterworks.

BILL FOR STREET ILLUMINATION.

The bill of the Salt Lake Power, Light and Heating Company for illumination of streets by electric lights for the month of December for $4,198.[illegible] was reported as correct by the improvement committee. Appropriated.

PETITIONS GRANTED.

The committee on license reported favorably on the granting of a liquor license to Charles Kutnake, 240 South Fifth West Street.

The same committee reported favorably on the granting of the petition of Hyrum Worthington to conduct a restaurant on Cunningham's corner. Also that the sum of $[illegible] be refunded to McKenzie and Company for unexpired liquor license. Adopted.

THE PEACOCK LIQUOR LICENSE AGAIN.

The same committee submitted a report in regard to the petition of A. J. Peacock for a renewal of his liquor license. The committee on license reported that the petitioner had been doing business at his present place since March, 1889. He had tendered the amount of the license to the treasurer and had filed his bond. The committee was of the opinion that the Council had no authority to discriminate arbitrarily as between individuals applying for license, there being no ordinance to justify such action. The proper course of procedure would be to enact an ordinance providing that after a certain time licenses would no longer be granted to carry on the business in certain localities. The committee recommended that the Council reconsider its action and grant the petition.

Mayor Scott—I understand the petitioner is now dead.

Councilman Conn—Yes, he is dead, very dead; but his heirs are living and they wish to conclude the business. I move that the license be granted. As a member of the license committee I think that a wrong has been committed in denying the prayer of the petition and that wrong should be righted, and immediately.

Councilman Hall—I am of the same opinion; I think it only right and proper to grant the license.

The motion to reconsider was carried.

Councilman Hall then moved that action on the petition be held over one week.

Councilman Pembroke—I cannot see any reason for this. I believe that the city had no authority to refuse licenses unless there was some reason, and am of the opinion that the Supreme Court would so hold. The motion to defer was lost and the report was adopted.

POLICE REPORT CONSIDERED.

The committee on police reported that they had carefully examined the statement of the police court for the month of December, 1890, and found that the same was correct, and recommended that the statement be accepted and filed.

The same committee recommended that the appointment of E. W. Vorous, as policeman, be confirmed. Adopted.

PRIVILEGE TO FLUME GRANTED.

The committee on irrigation, to whom was referred the petition of Thomas W. Jennings, asking that the ditch on the west side of block 8, plat J, be flumed at petitioner's expense, recommended that the same be granted. Adopted.

STREET RAILWAY FRANCHISE.

The report of the street committee recommended the granting of a franchise to L. C. Hamilton and others to construct and operate a double or single track street railway by steam dummy, electric motor or cable power, from the corner of Sixth West and Second South streets, and running west along Second South to the west boundary line of Section 3, township 1, south of range 1 west. The resolution provides that the price of a single line shall not exceed two cents for a per capita tax of 11 mills to be paid into the county treasury. The franchise is granted for twenty years.

Councilman Pembroke moved to strike out the words mean dummy. The motion was lost, and the clause referring to motive power remained unchanged.

THE AVENUE IN THE SEWING.

The committee on streets reported adversely on the acceptance of the "Observation Avenue," on the ground that it is only half the width required by law. Adopted.

THE WARM SPRINGS BOARD.

The committee on public grounds reported in favor of leasing the Warm Springs to Henry Barnes and Edward Byrnes on the following conditions: That the lessees expect from the improvements the first year from date of lease. That the monthly rental be $100 for the first three years, $125 for the ensuing two years and $150 for the last five years, the place to be conducted in a strictly respectable manner.

Councilman Cohn—I wish to place myself on record in this matter as disfavoring the lease of this property for the term of years. I move the report be tabled indefinitely.

Councilman Wolstenholme—I am not in favor of the adoption of the report of the committee. The proper way to dispose of this matter, in my opinion, is to make known our demands of advertising for bids, and lease the property to the highest responsible bidder.

Councilman Noble—Last spring the committee recommended that the property be sold, but no action was taken in the matter. Now the same committee asks for a lease of the same property. Whatever is done should be done now.

Mayor Scott—The condition of the city's finances is such so may make it necessary to sell the property, particularly if there should be any difficulty in disposing of the city bonds.

Councilman Hall—I do not think the Springs should be leased for more than five years, and it is likely these parties will agree to this. The Springs, like the mountains and climate, are natural advantages and should not be disposed of. Public baths are conducive to the public health and welfare. As the city seems loth to make the necessary improvements I am in favor of the lease.

Treasurer Walden—At present the city is only receiving $25 a month rental for the property. In my opinion that revenue should be increased.

The discussion pro and con was continued until 11 o'clock, when the report of the committee was adopted with slight changes.

CITY OF LEASE.

Salt Lake City, party of the first part, Henry Barnes and Edward Byrnes, of said city, parties of second part.

Property described as all of block 102, plat A, Salt Lake City survey, known as the Warm Springs, leased by parties.

To have and to hold said premises, with the appurtenances, unto the said parties of the second part, for the term of five years from the date hereof, yielding and paying therefor the rent or sum of $100 for the first three years, $125 for the ensuing two years and $150 for the last five years, payable monthly, on the first day of each and every month, for each and every month during the first three years of said term, and in like manner and on the days aforesaid, for the ensuing two years at the rate of $125 per month, and for the last five years at the rate of $150 per month.

And the said parties of the second part hereby covenant and agree with the said party of the first part specifically as follows, to wit:

First—That at the expiration of the said term of five years they will quit and deliver the said premises peaceably and quietly to the said party of the first part in as good condition as the same are now in, reasonable use and wear and damage by the elements excepted.

Second—That if the said rent or any part of it be at any time behind or unpaid on the day on which it becomes payable as aforesaid, it shall be lawful for the said party of the first part, or his agents or attorneys, to enter into and upon the said premises, or any part thereof, in the name of the whole, and the same to have, hold and enjoy as his own, and to remove all persons therefrom, without any previous notice or demand, and without prejudice to any other remedy for arrears of rent or damages, the said parties hereby waiving all right to demand payment of rent or damages, or to sue for the same, or to claim any benefit of any law now or hereafter in force, concerning the recovery of lands or tenements held by force, or any other matter whatsoever, the said parties hereby waiving also the benefit of all laws now or hereafter in force concerning stay of execution upon any judgment obtained in any action for the recovery of the said premises, and to confess judgment for the said rent and damages, and to issue a writ of execution for the same, and to sell the said premises, or any part thereof, with or without the benefit of any previous notice or demand, and to make a good and sufficient title to the purchaser or purchasers thereof, and out of the money arising from such sale to retain the said rent and damages, and all costs and charges of such sale, and to pay over the overplus, if any, to the said parties of the second part, their heirs or assigns.

Third—That they will not, during the said term, change or permit any person or persons to enter upon the said premises without the express consent of the said party of the first part, or his agents or attorneys, for the purpose of carrying on the business of keeping a public bath on the premises, or for any other purpose, or for any other business, or for any other purpose than for the use of the said premises as a residence for the said parties of the second part, and for such purposes only as may be assigned in writing by the said party of the first part, or his agents or attorneys.

Fifth—And should the said party at any time after five years from the commencement of the said term hereof, be not well and sound in mind, then, at any time thereafter, it shall be lawful for the said party of the first part, or his agents or attorneys, to enter into and upon the said premises, and to take and take away the said party of the second part, upon the order of the said party of the first part, or his agents or attorneys, to the asylum or place for the reception of such insane persons as may be designated by the said party of the first part, or his agents or attorneys, and the said party of the second part hereby covenants and agrees with said party of the first part, his agents or attorneys, to pay the expenses of such removal and of such maintenance and support of the said party of the second part, or such part thereof as the said party of the first part, or his agents or attorneys, may from time to time direct, and the said party of the second part hereby covenants and agrees with said party of the first part, his agents or attorneys, that the said party of the second part, or such part thereof as the said party of the first part, or his agents or attorneys, may direct, shall be and remain a charge upon the said premises, and shall be a lien upon the said premises, and shall be payable out of the said premises, and the said party of the second part hereby covenants and agrees with said party of the first part, his agents or attorneys, that he will not, during the said term, or any part thereof, or any other term, or any part thereof, in which he may be a tenant of said premises, or any part thereof, or any other premises, or any part thereof, in which he may be a tenant of the said party of the first part, or his agents or attorneys, or any other person or persons, or any other business, or any other purpose than for the use of the said premises as a residence for the said parties of the second part, and for such purposes only as may be assigned in writing by the said party of the first part, or his agents or attorneys.

The lease was referred to the city attorney with instructions to redraft the same, and the report was adopted in a modified form to come up for final action next week.

A NEW POLICEMAN.

Mayor Scott announced the appointment of C. Lowry as police officer, in place of Edward Kerrick, resigned.

A communication of W. W. Gee, asking to be appointed as police justice, of Salt Lake City, vice H. S. Lacey, who, it was stated, was incapacitated for having been declared vacant by the Secretary of the Territory.

Councilman Noble—I move that action in the matter be deferred for one week.

Councilman Anderson—I move that action be taken at once and that the prayer of the petitioner be granted.

The motion to lay over was carried.

FOR THE FIREMEN.

On motion of Councilman Pembroke, the Mayor was authorized to purchase Southron cot beds for the firemen.

APPROPRIATIONS.

The following appropriations were made:

Electric Light Company	$[illegible]
Street & Alley	[illegible]
Parks & Cemetery	[illegible]
Police & Prisoners	[illegible]
Fire Department	[illegible]
St. Mary's Hospital	[illegible]
Total	$[illegible]

The Council then adjourned for one week.

ALLEGED DRUGGING.

A Young Girl Maltreated in a Commercial Street Bath House.

A startling sensation was caused last night by the circulation of a report that a young woman had been drugged and maltreated in Commercial Street, under very distressing circumstances. According to the best information obtainable the matter is substantially this: Miss Alice Carlston—the "young man in the case"—who resides in the southeastern part of the city, came up town with her mother to attend the Salvation Army meeting. While they were in attendance at the meeting they met a man named Baker, with whom it is to be presumed the daughter has been intimately associated. At the solicitation of Baker it appears that Miss Carlston accompanied him to the Idaho saloon on First East Street. While there she drank two glasses of wine by request of Baker. Shortly afterwards the couple left the saloon together. They went immediately to the Commercial Street bath house, and Baker informed the proprietor that the young woman who accompanied him was his wife. He asked for a private room, and was shown into one. Subsequently, he put the girl in, and that they wished to hire a bath room for half an hour, saying that the lady was not subject to such spells, and that a warm water application was the only effectual remedy to restoring her to a normal condition. The request was granted. About twenty minutes after Baker and the girl had entered the apartment the proprietor's attention was attracted to a series of strange sounds issuing from the bath-room. He immediately demanded an explanation. Baker replied that his wife had been taken with a fit, and that she had grown much worse and that it would be necessary for him to go for a physician. With this explanation Baker left the place and he was seen no more. In the meantime the proprietor of the bath-house summoned his wife to the scene, and hastily opening the door, which was found to be locked, he was shocked at the sight presented to his gaze. The unfortunate girl was lying on the bath-room corridor. The proprietor's wife made the startling report that the woman was nearly dead, being to all appearances in the throes of death. Baker had only been gone a few minutes when a couple of women presenting to the woman's friends, called and took her away in a hack No. 15. The police were notified of what had occurred and the girl was taken to the City Hall. Dr. Meacham was summoned. He said that the wine which had been given to the girl undoubtedly contained absinthe, which caused short sturdy afterwards.

A letter was taken from the pocket of the victim which showed that she was on intimate terms with Baker. In it he says: "I'm sure and meet me where I got off the cars last night."

The young woman remained at police headquarters until an early hour this morning, when she was removed to her home, where she is now, it is said, suffering severely from the effects of the drug. The girl is a well known character in the police and is a pointer by trade. Baker has not been arrested.

Sad Bereavement.

We are in receipt of a communication from Soda Springs, Idaho, which announces the death from diphtheria of a ten-year-old son of Alexander and Hannah Campbell, of that place. The circumstances surrounding the case are made doubly sad when it is known that on one other occasion this sorrowful melody invaded the home of Brother and Sister Campbell with terrible results. On that occasion four deaths occurred within eight days. The grief-stricken parents have the sympathy of their multitude acquaintance in which they reside.

SUPREME COURT.

The Franklin Avenue Theatre License Comes Up.

IT IS ARGUED ON DEMURRER.

The Complaint and Answer.—Attorney Dickson's Opening.

All the judges were present at the session of the Territorial Supreme Court. After the disposal of several matters which occupied nearly an hour, the case of Messrs. Perry & Co., of the Franklin Avenue "Variety" Theatre, was called up, being an application to the court to grant an alternative writ of mandamus compelling the Council of Salt Lake City to show cause why a license should not be issued by them to the applicants to sell intoxicating liquors to patrons of their theatre.

Judge Powers and Attorney Dickson attended to represent Perry & Co., Colonel Merritt and United States District Attorney Varian appeared on behalf of the city authorities, associated with them being Assistant County Attorney Eichnor.

The statement of the applicant set forth that on the 6th of January, 1891, the said E. J. Perry made application by petition to the City Council for a license as a retail dealer in and retailer of spirituous, vinous, malt or other intoxicating liquors within Salt Lake City, which petition was signed and filed by the Recorder. Said petition stated definitely the particular place at which said liquors were to be sold, and that the same were to be dealt out at retail; that said E. J. Perry filed with said petition a bond to Salt Lake City which was conditioned, as follows: That during the continuance of the license, and the license sought was to be granted, the said principal would keep an orderly and well-regulated house; that he would not allow gaming with cards, dice, or any other device, or implement used in gambling, within his house, enclosure or yard or premises under his control where such business is carried on or conducted; and that he would pay all damages, fines and forfeitures which may be assessed and levied against him for any of the provisions of an act of the governor and legislative assembly of the Territory of Utah.

That on the 9th January the said E. J. Perry paid into the city treasury of Salt Lake City the sum of $[illegible] for the license petitioned for; that after the filing of said petition, bond and justification, he caused such bond and petition to be presented to the City Council at its regular meeting, requesting them to grant the prayer of said petition; that they took them and there retained them; that at the time of presenting said petition he requested the City Council, in the event of a refusal to grant the license, to inform him of the ground thereof, if such had been refused and a refusal was still given.

Answering the alternative writ of mandamus, the defendants, in the demurrer, to show cause why the license prayed for by plaintiff should not be granted, the facts relating to the application were as follows: On November, 18[illegible], Charles F. Reynolds & Co., for the theatre license, duly entered, filed and presented to the City Council a petition for a license, which was expressly stipulated that the sale of intoxicating liquors was would be deemed a serious objection therein. The application was given, however, that such liquors would not be retailed upon the theatre premises; but petitioners filed an affidavit that some of the scenes in the theatre represented a place for carrying on the retail liquor business. Application for a license was denied by the City Council on Dec. 30, 1890, which was then refused.

The answer went on to set forth the reasons for refusal, among others that the north, east and south walls of the block on which the theatre is located are almost exclusively occupied by private dwellings; that the Thirteenth District School of the city is located and conducted in the school building on Second South Street, directly opposite the opening to Franklin Avenue into said street, and but a short distance from said school building; that directly opposite the opening to Franklin Avenue on adjoining said school building, on Second South Street, is a place of resort for the students of the Church of Jesus Christ of Latter-day Saints; and that about half a block further east, on the corner of Second East Street, is the First Presbyterian Church.

The theatre (the answer goes on to allege) is used for a variety of "variety" theatre. Different plays and exhibitions are given there. Among others some lights or contentions are permitted, and, as defendants in judgment and believes, the character of the performance slightly given to the exhibition of "intoxicating liquors of every kind."

The defendant is serious in contend, and believes, that the selling of spirituous liquors to any of the patrons of the theatre from the place in the theatre, or any of the building selected by plaintiff would be in violation of law, and particularly of section 1, of the Compiled Laws of Utah, 1888, vol. 2, p. 1[illegible]. For that reason defendant is not authorized to grant plaintiff a license.

That the laws of the Territory prohibit any sing or prize fight, yet, as defendant was informed, the said Charles F. Reynolds & Co., owners or lessees of the entire premises, did on the night of Wednesday, January 14th, 1891, permit a prize fight between one George Le Blanche, known as "The Marine," and Jim Williams, designated the "Champion of Utah," to take place at 11 o'clock; that a "ring" was pitched, a referee and seconds were chosen; that "the contest lasted for six rounds," and was for a prize in money.

Defendant alleges upon its information and belief that exhibitions of the above kind would in the future be permitted in said theatre, and therefore it seems that this is a reason why it should not now grant the license prayed for.

That in all the premises the defendant, in the exercise of its discretionary powers, acted fairly and for the best interests, and to preserve the morals, peace, good order and happiness of the people of the city, and especially of the particular neighborhood in which the Franklin Avenue Theatre is carried on. Hence defendant prays that the present application to the Court be dismissed with costs.

When the case was called on Attorney Dickson intimated that he was prepared to argue the case on demurrer, and after the reading of the defendant's answer at length by United States District Attorney Varian it was decided to let the matter stand over until the other sheet cases had been disposed of, in order to afford Mr. Dickson an opportunity to do his theatrics.

Upon the case coming up again about 11:30 it was found quite impossible to proceed owing to the continual noise occasioned by the steam in the pipes of the apparatus used for heating the court room, and after some talk of an adjournment it was finally decided that the sitting should be held in Chambers. There the judges and attorneys proceeded seriously to a mock argument of the Territorial Library.

In the course of his opening argument Attorney Dickson said it was admitted that the City Council had the power, in its discretion, to grant or refuse the license. That power it was now discussed, and the purpose sought was to have the point determined by the Supreme Court. His clients desired to test the validity of the answer of the defendants by a demurrer. There was a great deal contained in it which, on the part of plaintiffs, was held to be void. And a great deal that was irrelevant. A great many things charged to be true were matters over which the applicants had no control or power to call back to part. It would be admitted, he understood, for the purpose of argument, that the sale of liquor should not be allowed in a place where there was a disreputable character. He believing that the license had been refused by the City Council. Mr. Perry was not informed to the contrary, indeed, until the meeting when the further sale was at once stopped.

Mr. Perry had not the least desire to show his contempt for the law by selling liquor without a license. Nothing was charged against the character. Counsel insisted that the applicants never intended to confer such absinthe power upon a City Council as had been exercised in this instance. There was seven votes given at the Council meeting, before which Mr. Perry's application for a license was made, in the affirmative, and, as on this the majority gave his ruling was against the petition. No reason was assigned for the refusal to grant the license, although requested.

Mr. Dickson proceeded to quote from a large number of legal authorities bearing on the case, and was still speaking when the News report closed.

Bishop Keeler's Birthday.

Bishop Frederick Keeler, who presides over the Sixteenth Ward, attained his seventy-fifth birthday yesterday. A large number of friends called to extend the opportunity of congratulating the Bishop, heartily wishing him many happy returns of the day and a continuation of health and prosperity. Speeches, music and refreshments were heartily enjoyed. Counselor William Laughton, in behalf of the people of the ward, presented the Bishop with a Webster's unabridged dictionary, and a handsome photograph of his right wife.

Bishop Keeler is the oldest Bishop in this city and has presided over the Sixteenth Ward for a period of thirty-five years.

The articles of incorporation of the Arizona Copper Company were filed with Secretary Sells yesterday. The company is organized to carry on a general mercantile and manufacturing business at Layton, Davis County. The directors are Wm. W. Adams, W. N. Nelson, Jr., Joseph F. Smith, Joseph E. Robison, Rufus Adams and W. B. Sanders.

Form bulletins were promulgated before Acting Police Magistrate Reeder today. Two cases against saloons were adjudged guilty and a fine of $[illegible] imposed in each. Business was suspended in the South Side.

LATEST TELEGRAM.

Apprehension Among the Indians.

PINE RIDGE, Jan. 21.—This morning all troops with the exception of the First Infantry broke up from camp and moved to the banks of Wounded Creek about four miles south of the agency. The troublesome were at a loss to understand the move. Not a few of them looked upon it with apprehension, and have accordingly decoded their ponies.

A Package of Koch's Lymph.

WASHINGTON, Jan. 21.—The President has received a package from William Walter Phelps, United States Minister to Germany, containing five vials of Koch's lymph, and the President has distributed them as follows: Two vials to the Surgeon General of Hamilton, of the Marine Hospital Service in Washington, and one vial each to the Polyclinic Hospital of Chicago, the Charity Hospital of New Orleans and the City Hospital of Indianapolis.

DEATHS.

HAMILTON.—In Mill Creek Ward, Salt Lake County, January 19, 1891, of convulsions, Lucian Hamilton, aged 1 year, 10 months and 19 days.

BOYLE.—In Salt Lake City, Jan. 7, 1891, of cancer, Lucina Boyle, in the eighty-fourth year of her age.

Funeral services will be held at her residence, F. Fourth Ward, on Friday, Jan. 23, at 11 a.m. Friends are respectfully invited.

Buy your drugs at "the logs," Johnson, Pratt & Co., 65 Main st.

Highest of all in Leaving Power.—U. S. Gov't Report, Aug. 17, 1889.

Royal Baking Powder

ABSOLUTELY PURE

University of Deseret.

The first term of the second semester of the University of Deseret will begin Monday, January 26, 1891.

For further information, address

JOHN R. PARK, President.

Exchange.

We will exchange for Salt Lake City real estate, a highly cultivated vineyard farm of 30 acres, situated in the county of Contra Costa, State of California, valued at $10,000, free and unencumbered, etc. This is a splendid opportunity for any person wishing a splendid home.

Apply to Kelsey & Gillespie, Real Estate Agents, 20 W. Second South Street.

Ladies

Can secure a free sample of the famous specific, "Orange Blossom," by calling on the general agent at 123 West Third South Street, Salt Lake City, or sending a two-cent stamp for postage on the same.

Fire, Smoke and Water!

Tomorrow morning the Western Shoe and Dry Goods Co. will open their doors for the sale of their Existing Stock at Fire and Smoke damaged. All must go at a price to make room for New Goods. Come at once.

Buckler's Arnica Salve.

The Best Salve in the world for Cuts, Bruises, Sores, Ulcers, Salt Rheum, Fever Sores, Tetter, Chapped Hands, Chilblains, Corns, and all Skin Eruptions, and positively cures Piles, or no pay required. It is guaranteed to give perfect satisfaction, or money refunded. Price 25 cents per box. For sale by A. C. Smith & Co.

Get a wire clay Mat at J. M. L.

FOLDING BEDS.

A most complete line at Dinwoodey's.

The Short Routes

Of the People's Popular Conducted excursion will have their annual Special Reunion in the Page hall over S. H. Mott & Co's new furniture store on Friday evening, January 23. A full quadrille band in attendance. Refreshments will be served by S. F. Ball, editor. All stockholders are invited.

DON'T IMAGINE

That Dinwoodey keeps nothing now but the most expensive Furniture, for he keeps all Kinds of Furniture and at the lowest prices. Examine his Mammoth Stock.

A NEW DEPARTURE.

To Leadville, Denver and the East.

The Colorado Midland Railway (standard gauge) has through Pullman cars for Leadville and Denver, leaving Salt Lake City via the Rio Grande Western at 8:45 a.m. and 9:00 p.m. If you go via the Midland you can secure your Pullman berths for the 9:00 p.m. train at the Union Ticket Office, corner of Main and Second South.

This Pullman starts from Salt Lake City.

"Let us take a walk thro' DINWOODEY'S New Store; he has some of the loveliest designs in Carpets and Curtains that I ever saw. Also a beautiful lot of Sideboards, Folding Beds, Ladies' Fancy Writing Desks."

Cutlery of Chas. Beck' Pieces just received at Young Brothers, 36 Main St.

CURTAINS AT DINWOODEY'S

All grades and makes of Curtains. A very varied and beautiful line of these goods

If Your House is on Fire

You put water on the burning timbers, not on the smoke. And if you have a fever you should attack the disease in the blood, and not try to remove the impure cause, and the local effect subsides. To do this take Hood's Sarsaparilla, the great blood purifier, which radically and permanently cures catarrh. It also strengthens the nerves. Be sure to get only Hood's Sarsaparilla.

RUGS AND CURTAINS.

The Latest Novelties in Daghestan and Algerian styles at Dinwoodey's.

Carload Parlour Organs just received at Young Bros., 36 Main St.

Go to

JOHN C. CUTLER & BRO.,

No. 36 Main St.

for Blankets,

Yarns,

Shawls,

8-4 Sheetings,

Wool Hosiery,

ALL HOME-MADE.

JOHN C. CUTLER & BRO

DINWOODEY

Is now prepared to wait upon customers in his New Store; he has a magnificent line of Furniture, Carpets and Wall Paper. Call and see him.

FOR SALE.

A GOOD NEW MILCH COW, WITH CALF, at 249 S. North Temple Street. [illegible]

WANTED.

A SITUATION as NURSE. APPLY AT 1[illegible] S. Fourth East Street. [illegible]

REGULAR WASHWOMAN. NOT EASTERN. Good Washwoman. Best R. O. Wilcox, No. 1 Fourth East Street.

A COAT-MAKER AND A PANTALOON Maker, competent men at steady employment. Good pay. Apply to Charles Bevin, the Tailor, cor. Centre Street and Mission Alleyway.