

Winn & Anderson asked leave to have their license transferred to Charles Reifel. Referred to the committee on license.

The Board of Commissioners on Capitol Grounds presented the following:

SALT LAKE CITY, June 17, 1890.

To the Hon. Mayor and City Council, Salt Lake City:

Gentlemen—Your petitioners, the Board of Commissioners on Capitol grounds, respectfully represent that your honorable body, in connection with this board, have for some time past been putting in a system of waterworks to supply the Capitol Grounds and land contiguous thereto; that the work is almost completed, the exception being cementing the reservoir and putting in the necessary outlets, overflow, etc.; that your petitioners are anxious that said work should be completed at an early date, in view of a scarcity of water. We respectfully ask your hearty co-operation in completing the work, on the basis heretofore agreed upon; namely, one-half the expense being met by the city and one-half by the Territory through this board.

Very respectfully,
GEO. E. BLAIR, Secretary.

Referred to the committee on improvements and mayor with power to act.

Vine & Nelson asked permission to erect a refreshment stand at Liberty Park on the Fourth of July. Referred to the Mayor.

The following was received, and the invitation accepted:

FOURTH JULY CELEBRATION, 1890.

SALT LAKE CITY, Utah.

Hon. Mayor and City Council, Salt Lake City:

Gentlemen—The General Committee having in charge the celebration of the coming Fourth of July in Salt Lake City cordially invite you to be present and participate in the ceremonies on that occasion. Please notify the committee of your acceptance or otherwise.

Very respectfully,
H. W. LAWRENCE, Chairman,
C. P. MASON,
A. G. BAST,
FRED. CLAWSON,
FRED. H. AUERBACH,
E. B. WICKS,
JACOB MORITZ,
Committee on Invitation.

Peter Van Houten asked for a \$20,000 appropriation to the sewer fund. Filed.

Joseph E. Caine asked that the grade of First South street, east, be established with all possible haste. He understood that radical changes would be made by the new grade. The petition was granted.

Sydney W. Darke and 38 others asked for electric street lamps on Fifth South street, from East Temple street to Sixth East street. Referred to the committee on streets.

The following was received and referred to the Mayor:

SALT LAKE CITY FOURTH OF JULY CELEBRATION.

SALT LAKE CITY, June 13, 1890.

To the Honorable Mayor and City Council of Salt Lake City, Utah:

Gentlemen:—Referring to your communication of the 11th inst., requesting me to tender you more definite information regarding the letter addressed to you, under date of June 10th, I beg to state that the letter was written in good faith by one of the members of the committee, who, by so doing, endeavored to assist in the work devolving upon the committee of arrangements of the Fourth of July celebration. On that account no exception should be taken.

If on account of this letter the Council has had a laugh at my expense, I am more than pleased to know that at least for once I have been able to afford them some amusement.

It was evidently the intention of the gentleman who addressed the prior communi-

cation to the Council to impress upon it the necessity of making certain very necessary improvements in Liberty Park, for the convenience and comfort of the people who will attend the Fourth of July celebration.

In particular I beg to call attention to the fitting up of the grand stand, and trust the Council will find it convenient to see these improvements attended to.

Yours very respectfully,

FRED SIMONS,

Chairman of the Executive Committee.

Zion's Saving's Bank and Trust Company asked for one and a half inch water pipe into their new building. Referred to the committee on waterworks.

John Coulam asked that his sprinkling tax be remitted because he was a cripple and had no income. The tax amounts to \$20.45. The petition was tabled.

Harrington & Newell asked the Council to approve a plat of a subdivision in the Big Field survey. Referred to the committee on streets and city engineer.

A petition from the Gaynor Electric Company asked that the Council examine the Gaynor Police signal system. Referred to the committee on police.

William Dutton asked that his license be transferred to Robert Barrington & Co. Referred to the committee on license.

D. A. Shiley and others asked that the water mains be extended on N. Street. Referred to the committee on waterworks.

Mrs. M. M. Fux asked permission to show goods on the outer edge of the sidewalk. Referred to the committee on streets.

Charles Abbott and others protested against extending the water-mains to Sixth South Street, west. Filed.

S. H. B. Smith presented the following:

I would respectfully represent to your honorable body that the charges of L. C. Pitts and others are false and malicious; and that my near and most respectful neighbors refuse to sign their petition. I deny that houses have remained untenanted and that real estate has been depreciated by reason of my cows; and I submit for your consideration that some of my accusers are the ones who have kept nuisances, and that the stench arising from their foul places at times has been almost unbearable. And I would here state, for the information of the Council, that I have conducted my business in a right and proper manner, and that my place is kept in a good, cleanly and healthy condition, and I ask your honorable body that the petition of L. C. Pitts and others be not granted.

Referred to the sanitary committee.

D. C. Rice applied for a position as policeman. Referred, with a host of other similar applications, to the mayor.

The city attorney reported favorably on the application of Robert Shepherd and others for a corrected deed, and a resolution was passed authorizing the mayor to make the required deed.

Col. Merritt also reported bills for "An ordinance in relation to fireworks and other highly explosive and combustible substances," "An ordinance providing for the appointment of and fixing the compensation of a deputy assessor and collector of water rates," "An ordinance to provide for licensing persons to lay private drain or service pipes, and make connections with the public sewers," and "An ordinance amendatory of the ordi-

nance relating to the Salt Lake City waterworks, passed June 28, 1887." In reference to the subject of water rates, the city attorney says:

"This ordinance materially reduces the water rates after the first of July, 1890, and also confers on the assessor and collector of the water rates the power to demand a sworn statement of any person or corporation in regard to the quantity of water used, etc. This will enable the collector to make a more equitable assessment."

"I have carefully examined the ordinance in relation to the Salt Lake City Water Works, passed June 27th, 1887, and the amendments thereto, and am of the opinion that the ordinance with the amendment suggested in the bill for an ordinance herewith reported gives ample power to the assessor and collector of water rates, together with the superintendent of waterworks, to collect all water rates, by a strict enforcement of the ordinance by those officers, and I am also of the opinion that the criticism of that ordinance is not warranted. No ordinance is self enforcing. It requires brains and hands to enforce them, and an application of those assistants will leave no room for complaint."

"In reply to the question as to whether claims for moneys due to persons who have paid their assessment for extensions of the water mains are assignable or not, propounded by the assessor and collector of water rates, I beg to say that if it was a new question, my answer would be that while such claims are good in the hands of the original parties, who might use them in paying water rates in any part of the city, yet that they were not assignable, and could not be used by other parties. But it appears that by a custom and construction heretofore established, that such claims were held to be assignable, and it is doubtful, to say the least, whether, on a judicial test of this question, the court would not decide that both the city and the party holding such claims, having acquiesced in such construction, that it was binding. The question, however, is of little practical moment, as by an ordinance of the city it is provided that a taxpayer who has paid an assessment for an extension of water mains is entitled to a credit for such assessment so paid, which shall apply on his water rates. This is on the principle that the taxpayer pays for the extensions and gets his money back in water rates, and it can be of no moment to the city whether the original holder of the claim or his assignee gets the benefit of the credits. The city pays in water and owns the waterworks."

The report was adopted. The city engineer submitted a profile of the grade of Sixth West street, from Second to Fifth South. Referred to the committee on streets.

Watermaster W. H. Ryan reported his estimates on water main extensions on Seventh and Eighth East streets. Referred to the recorder with instructions to advertise.

Notice was received of a restraining order, issued out of the