DESERET EVENING NEWS.

DESERET NEWS PUBLISHING COMPANY, LESSEES.

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A COMMUNICATION should be addressed to

DESERET NEWS PUBLISHING CO.

Telephone 250.

CONFERENCE NOTICE.

The Sixty-fourth Semi-annual Conference of the Church of Jesus Christ of Latter-day Saints will convene in the Tabernacle, Salt Lake City, at 10 o'clock on Friday morning, October 6th, 1893.

The officers and members of the Church generally are cordially invited to attend the meetings of the Conference.

WILFORD WOODRUFF,
GEORGE Q. CANNON,
JOSEPH F. SMITH,
First Presidency.

JUDGE BARICH'S RULING.

As the NEWS regards it, there is but one thing to be said directly regarding Judge Barich's decision in the mandamus proceedings decided on Saturday—it was in accordance with law and therefore there was nothing else for him to do. The statute is quite plain on the subject, and if the applicant, being otherwise qualified and having resided in the Territory six months and the precinct thirty days next preceding, is refused registration, our condition would be a terrible one indeed if he could not obtain the right provided for him elsewhere, and what other place but a court of equity? The advice of certain Liberal extremists to "register if you have to go with a gun" would have something like a shade of justification were the situation otherwise than it is.

The applicants showed that they had been here considerably longer than the prescribed time, and were not transients but residents albeit their domicile was and is a tent. That of some of the best men these valleys ever contained was, it will be remembered, also a tent. It is no reflection upon a man to live in such a shelter until he can obtain a better one—on the contrary it is oftener than otherwise an indication of that hardihood and independent spirit so characteristic of the earlier settlers of every community; and the objection that the tent was not numbered is the merest quibble, altogether unworthy and properly unavailing, as it should have been even had the objection not been obviated.

The NEWS is not very much in love with Illinoisan voters whatever their political inclination or by whatever name they may be called. We hope all such will be thoroughly weeded out, or that those who are overlooked will be followed up and made to answer for the crime of annulling expressions of the people's will. But because a precedent has been brief and the shelter complied in unobjectionable, provided such evidence is the full term prescribed by law, is no reason why any one should be excluded, and it must not be so. We repeat, Judge Barich decided properly on the showing made; and only should the registrar be required to place the applicants' names on the rolls, but being there the owners of them have a right to vote and have their votes counted the same as those of the oldest inhabitants. In the midst of whatever degree of partisanship, it is manifestly dangerous to fall at the law or try to warp it to accomplish partisan ends.

TO AID RISING

A telegram manages the mining information that the Senate committee on public lands has instructed a favorable report on the mining regions of the West, and as a result Senator Dubois has instructed Senator Dolph to report a commissioner till embracing section, to aid us in extending mining schools in our midst. The plan is to donate $10,000 to each of the existing mining schools in Colorado, Idaho and Montana, and the balance of the sale of mineral lands in proportion, provided each will on its own part subscribe a like amount, making a total fund of $24,000 for the purpose named—enough to establish, equip and keep running an institution of the kind named. To see that more is needed and would be worth much more than it cost would for to state a superfluity.

We hope the bill will pass, and to that event into the liberty of pledging Utah's $12,000 this far in advance. With the record of mines established and the aid provided for in Mr. Rawlins's bill secured, we would be doing very well in a material way, so far as governmental aid is concerned. The government would not lose anything by it either, but undoubtedly be an immense gainer; while we of the mining sections would be aided in such manner as would not be humiliating because of the mutuality of the benefits conferred. Besides, the nation's representatives have not as a rule been any too blind to see—have not kept so blinking because of their incidentary attitude toward us, and we are quite willing that a change should occur even tho late to the contrary. Better now than not at all.

QUESTIONS AND ANSWERS.

TOOELE, Tooele county, Utah, September 25.—Being that you answer questions through the columns of the NEWS, please accommodate me:

I bought a piece of land in which there was a cement basin by the side, which was continuously dry from three to five years at a time, and which I fenced. There came a flood and filled the upper part of the cement and I filled the lower part out put it into tunnel. I then moved my cinder agreement off a mortgage upon business the board and the ground. The board was painted with the house. Am I responsible every time the canal breaks or a flood comes? I have lived on it for one years without complaint.

How do you measure the second foot for irrigation—by flow or pressure? W.

The first question is too ambiguous to be answered by the word "yes" or "no." As stated by our correspondent, the case would seem to be one where no liability could attach to him, though he goes into explanations and details to a length that rather embarrasses than simplifies the situation. The "lay" of the country and the attendant circumstances would have to be considered in the determination of all questions of this character. But this much may be said as applicable to all: If "W." section has proved to be a proximate cause of injury to the road or to any private property owner, he is liable for full damages; if his action is only a remote cause of injury he can be held for only partial damages, if, indeed, for any damages at all. As stated, the instance seems to be one where no liability can attach to him; but he can answer for himself whether or not the breaking of the canal or the overflow by floods is due to his filling up the lower part of the old water course, and that will answer his question.

2—This is a matter of agreement, pure and simple, between the stockholders in the irrigation ditch. In this county it is usual to measure the share of each stockholder by flow, and this is by means of weirs. But has our correspondent stated his question correctly? Does he not mean "What is the rule for measuring the second foot of water for irrigation purposes, by either flow or pressure?"

RUINS IN GUATEMALA.

The English edition of *Public Opinion* for September 15th, contains an interesting and all-too-brief account of the discovery of a buried city in Guatemala. The article will well bear reproduction in full:

A buried city has just been discovered in Guatemala upon the estate of Don Manuel J. Alvarado, within the East of Yalcomb Agent, the second occupant of the proprietors and noted citizens having a strong resemblance to the features usually of the North American Indians at the period of the discovery of the New World. He easily decided on a close relation, and at a depth of from two to five metres unearthed a number of interesting articles, such as stone mortars, Persian vessels, engravings and brightly colored glasses, vases and various pots, all in good preservation. Also curious swords, bronzes, arrows, knives and lance heads; in fact, the whole sense of weapons in use in pre-Columbian times was fully represented. Along with these were a great number of polished clay idols, fine pearls, turquoise and other precious stones. Among the latter was one of a magnificent green color, called by the native chemists, and which only by gems. One of the glasses was ornamented with emblems and hieroglyphic inscriptions in relief, which, on being carefully rubbed by hand, displayed great artistic skill, and are the most considerable from the fact that their analysis and only slight impurities, so far as time, the lapse of time of any kind has been known in the excavation, so it is probable that the buried city pertained to the ancient Aztec people. The remains of a high wall have been found on the south side of the house of the buried city. At the level of the floor of that city discovered a number of skeletons of human beings, some lying in sitting position, some lying on their backs, evidence that some members of the children survived the inhabitants to have been alive. The remains of the excavations, and to fix the whole condition of the ruins, points to the conclusion that the city was suddenly swallowed up by an earthquake.

HORSE TALK.

The horse race everywhere promises to be more largely attended this fall than usual. At our own driving park the customary preparations are going slowly, with everything indicating a season of success; and at other points in the Territory and elsewhere activity is going among. Manti, the capital of Sanpete county, comes to the front this time with an opening with the prominence of indicity that a great time is anticipated. It all goes to show that the interest prevailing for many years in the subject of a good horse is not amenable but is declining in the Gentiles.

In San Francisco fast are nearly or twice what those made for which is attracting attention and thousands from far and wide. Twenty thousand dollars added purse at the Alameda. They have been especially liberal in the part to the meeting, but not all are those several years to all are the long city none of them can very well be expected to face a starter before December. We are advised that the horses are owned in Australia and were won over on the recommendation of Mr. Lopez, who is now in the southern hemisphere. They came in charge of a young man who was complained of is being about as garrulous as a washerwoman until he reached San Francisco, when he played "mouth" and refused to answer any questions about the horses. It is learned, however, that the new importations are named Empire, Cascade, Creighton and the Nordenfelt Ship. All have performed on the Australian turf except the filly. Cascade is represented to quite a well-known performer and has quite a reputation in the colonies as a steeplechaser. Creighton is a bay gelding by Clarendon, the Australian stallion recently brought to this country by C. Bruce Lowe. Clarendon is a full brother to Chester. The three-year-old mare by Nordenfelt is a racy-looking black mare and is the first of the progeny of the greatest of Musket that was ever brought to this country.

California already owns the pride of England in the undefeated stallion Ormonde, but it is not likely that he will participate in the racy, indeed, the customs duty on him was saved by the representation that he was brought over for breeding purposes only. That state promises to be a world beater for horses, if it is not in fact already such; and we hope to see Utah a close second at no distant day.

REDUCING FLESH.

A good many people who are lean would like to be fat and some who are very fat would like to be a little less so. Nature has arranged this matter apparently to her own liking and it is extremely difficult in most cases and impossible in some to make much of a change to her work. Still, improvement in both instances has been and can be made. The rapid growth of adipose matter is frequently dangerous and always uncomfortable, causing serious anxiety at times, and the nostrums, regimes and exercises prescribed for such are almost infinite. In line with this an English vegetarian journal now adds its own peculiar prescription for the benefit of those in whom grease is being experienced by girth.

It holds that for persons to reduce obesity by living on lean beef and water is false in principle—it is merely starvation—and though they will certainly become thinner by this method, they will at the same time reduce their strength and bring down their constitution. On the other hand, a simple diet of brown bread and various kinds of fruits is claimed to be a far better means of reducing superfluous flesh than the use of any nostrum, and it will, moreover, invigorate the body and keep up strength.

The diet should, of course, be accompanied with proper exercise—walking is the most suitable for fat people, because in it the whole body is exercised, and not one set of muscles at the expense of another. When dishes are not unduly elaborate, people do not usually eat too many, the general diet should be plain and simple. We are then advised that rich and elaborate cooking should be avoided, as it causes persons to eat more than is good for them, bringing on undue obesity and many diseases. Most of us know this before; but there is doubtless much that is not known in the advice and suggestions preceding. Certainly if not offensive they are not natural.

SAN FRANCISCO'S LATEST HORROR.

San Francisco is surely entitled to the palm in the matter of criminal sensations. Just now it has on hand the recent dynamite explosions and the murder and dismemberment of the girl Addie Gillmont, to paralysis of the blind spoken of. The latter was so shocking to the moral as the former was to the physical sense, and both represent the most cold and defiant case of criminal intent and action. The girl was first betrayed by a young "man" who makes no secret of his foul entombment; then, finding herself in a delicate condition, she applied to one of those legalized murderesses who infest every large community and within their willing behind the dispensers which may or may not have been properly obtained. An operation was performed, the girl died, and the "doctor"—realizing the gravity of the situation as relative to himself, cut the body into pieces and dropped them into the bay. Is this not awful enough to justify temporary lapsfulness of the explosions, outside as it was?

The butcher's name is West. The case is clearly made out against him, but he is cunning and is making use of devices that a "dull and disciplined mind" would never have conceived of. California has the same criminal law that we have regarding "alibi" testimony in such cases, the alibi is not allowed to totally acquit the accused without the consent. It is, however, a different matter in law, a neutral position properly is called from sufficient them. The children's guilt more. Apparently somewhat concerned of the fiend, we perhaps the best evidence for this is, that West was desirous that his trial should be stayed a little longer, and was anything to do but with a situation to his state and have it decided immediately, which was done. The prosecution pushed the New Orleans police to assist in a trip with the exception of Lopez, but he was subpoenaed the time and the chances are that the most the prosecution and those of the public who consider the matter entirely can hope for is a temporary sojourn at San Quentin at the state's expense for the redoubtable doctor.

THE VALLEJITE question dry dock today to be painted and touched up and have her boilers cleaned preparatory to the great race. The first race of the five to determine the merits of the two swift companions is scheduled for October 6. May wind and wave prove favorable to a true trial of speed and seaworthiness, and may the Vigilant in all fairness prove a winner!

NOW THAT the Salt Lake *Herald* and the Ogden *Standard* are urging the silver senators to stand to the Voorhees orders, the matter may be considered settled.—N. Y. *Sun*.

Yes, that's so. As soon as the two aforesaid papers agreed to obey Mr. Voorhees, the rest of the party began devising an agreement for a compromise by which Mr. Voorhees's orders would be directly disobeyed.

IT IS to be hoped the Mighmitzer Fair in San Francisco will not outstrip the Midway Plaisance feature of the Chicago show.

NOW IS THE TIME

To go to the World's Fair, only $20.75, via the Union Pacific, October 4th and 7th, account Chicago Day.

Chicago Day at the World's Fair, October 4th.

October 4th and 7th the Union Pacific will sell Excursion Tickets to Chicago at $20.75, and St. Louis at $15.25, good for return leaving Chicago up to October 23.

Drop in Another.

Call on us before buying. Our stock of Lumber, Sash, Doors, etc., is complete, and there is a great drop in prices. Morrison, Merrill & Co.

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Help us to help you by calling for Gold Band Coffee when ordering your groceries.

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A Million Persons.

A friend in need is a friend indeed, and not less than one million people have found such a friend in Dr. King's New Discovery for Consumption, Coughs, and Colds. If you have never used this Great Cough Medicine, one trial will convince you that it has wonderful curative powers in all diseases of Throat, Chest and Lungs. Each bottle is guaranteed to do all that is claimed or money will be refunded. Trial bottles free at A. C. Smith & Co's Drug store. Large bottles 50c. and $1.00.

LOWEST RATE ON EARTH.

A Grand Opportunity to Visit the World's Fair via the R. G. W. Ry.

On Oct. 4th and 7th the Rio Grande Western Ry. will sell round trip tickets to Chicago at the unprecedented low rate of $20.75. Tickets will be good to leave Chicago on the return trip on or prior to Oct. 23. Special cars of all classes are being arranged to run on the Rio Grande trains of those dates and it necessary a complete special train known as the "Utah special" will leave on the 4th or 7th. Everyone should remember that the R. G. W. has two through fast trains to Chicago daily, carrying Pullman Sleepers and Tourist sleepers, elegant day coaches and reclining chair cars free of charge. Ticket office at 13 W. Second South St. I. A. BENTON, Agent.

After the Fair

is over you can stay at home. Go to Chicago now and see the most complete and magnificent exhibition that has ever been held. The Ventilated Limited trains of the Chicago, Union Pacific and Northwestern Line will take you there with the least trouble and cheapest.

The Gold Band Coffee is always uniform in strength and flavor and full weight.

If your grocer does not keep Gold Band Coffee jog his memory till he does keep it.

All Pain.

Those who have used Dr. King's New Discovery know its value, and those who have not have but the pleasure to try it. Free. Call on the advertised Druggist and get a Trial Bottle. Free. Send your name and address to H. E. Bucklen & Co., Chicago, and get a sample box of Dr. King's New Life Pills Free, as well as a copy of Guide to Health and Household Instructor, Free. All of which is guaranteed to do you good and cost you nothing. A. C. Smith & Co's Drug Store.

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Gala Week.....

THE LADIES of this city and round about are invited for Tuesday and Wednesday next.

Our handsome and recherche line of FRENCH NOVELTY PATTERN HATS will be displayed, and we would like you to see them, they are all new and lovely.

WE SHALL EXHIBIT AT THE SAME TIME ALL THE LATEST STYLES OF

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Such as French and English Novelties and Hopsacking in all colors and grades, together with Braid, Velvet, Fur and Feather Trimmings.

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For the Public and Special Visitors We have a Remarkable Job Lot of POPULAR DRESS GOODS at from $1.50 per Suit and upward, or less than half price.....

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Men's Sewed Fine Shoes, worth $2.00, now $1.75.
Ladies' Fine Kid, Patent Tip Shoes, now $1.75.
Solid Leather School Shoes, 75c.
Babies' Fine Shoes, 25c.

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We shall open up in our new and spacious Cloak Room, formerly occupied by Hollander's Jewelry Store, the largest, choicest and cheapest stock of Ladies', Misses' and Children's Cloaks ever shown in this county. All past efforts will be passed.

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In Tassel Velvet in Black, Green, Plum or Tan, finished with 6 rows of Tassels, Elegant Assortment of New Jackets in Black, $5.00, $7.50, $10, Same any width or at $5 and $7.50 each.

CHILDREN'S CLOAKS.

A most magnificent assortment of exceedingly Cloaks, made of Cheviot and Cassimere in the very latest approved styles.

We are still closing out our balance of our

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Ladies' Jackets for $3.50, worth up to $5.00.
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Fur Collar Jacket, Plushette Sleeve, in Black Cheviot, with Fur Collar $5.00.

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Boys' All Wool Navy Blue Jersey Suits for $2.50

BOY'S PANTS.

Boys' Knee Pants for 50c

MEN'S UNDERWEAR.

Men's Gauze Underwear, 25c. per garment
Men's Heavy Gauze Underwear, $1.00 per garment

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