

CHANGES ARE MADE BY FARMERS

Latter Remove Most Objections
Raised in City as to Big
Water Deal.

TWO IMPORTANT MEETINGS.

Taking Away of Obstacles Should
Assure the Successful Carrying
Out of Huge Undertaking.

A decisive step toward the ultimate solution of the vexing water problem was taken yesterday when at a meeting between the attorneys for the city, and representatives of the canal companies, it was decided to make important modifications to the proposed contracts.

The agreement as amended does away with objections raised against the scheme on the grounds that it is unfair to the city, except in one case, article nine. To this article the farmers would permit no alteration. It provides the penalties which the city shall pay in case of failure to provide water for the canals from the Utah lake, which penalties the farmers consider necessary for their own protection.

The amendments fix the maximum amount of water to be furnished as fifty-five second feet, while the previous agreement left the amount indefinite, simply stating that twenty-five per cent more water was to be furnished than the county now gets from Big Cottonwood. Under this old contract there was a possibility of demanding 300 second feet.

It was also decided that the city should not be liable to damage suits, and that the third member of the board of water commissioners shall be appointed by the governor of Utah, or some other disinterested party.

WHAT CHANGES ARE.
The changes were agreed upon at a meeting held in the Hill Creek meetinghouse. The first meeting was with the directors of the Big Ditch Irrigation company, at 11 o'clock in the forenoon. Representing the city were Ashby Snow and James C. Hamilton, and the canal company by James C. Hamilton, president; J. A. Cornwall, secretary; M. M. Miller, Joseph R. Carlisle, Peter Gordon, and S. A. Cornwall.

AS AMENDED.
The object of the meeting was stated by President Hamilton, after which an informal discussion followed, resulting in a motion by S. A. Cornwall, authorizing the president and secretary to make the desired changes. These changes relate to articles two and five of the agreement, which, as amended, read as follows:

2. The party of the first part, in consideration of the covenants of the party of the second part, hereby agrees with the party of the second part that it, the party of the first part, will perpetually and continuously deliver to the party of the second part from the first day of April until the first day of October of each and every year hereafter, for the use of the party of the second part, at the place or places hereinafter provided, a continuous stream or flow of water, which stream or flow of water shall be equivalent to 75-200 of the water flowing in said Big Cottonwood creek as shall from time to time be determined by the measurements hereinafter provided for (provided, however, that the party of the first part shall never at any time be required to deliver to the party of the second part a stream or flow of water running more than 35 cubic feet per second), and which said water shall be suitable for the purposes of irrigation; and during all of the remainder of each and every year hereafter, the party of the first part agrees to deliver to the party of the second part a stream or flow of water which shall be equivalent to 1-60 of the water flowing in said Big Cottonwood creek, as shall be determined by the said measurements.

5. On or before the 5th day of January of each and every year hereafter a board of three commissioners shall be chosen in the manner following, to-wit: One of said commissioners shall be chosen by the party of the first part, and one shall be chosen by the party of the second part, and the two parties so chosen by the parties hereto shall choose the third member, provided, however, if the members so chosen by the parties hereto fail for a period of 10 days to choose a third member, then, in that event, the said third member shall be chosen by the governor of the State of Utah, which member shall not be a resident of Salt Lake City, nor a property owner in Salt Lake City; and provided further, that if either of the parties hereto fails to choose a member on or before the 5th day of January of each and every year hereafter, then, and in that event, the other party hereto shall have the right to choose three disinterested persons, who shall constitute said board of commissioners.

When the said board of commissioners shall have been chosen as above provided, the said commissioners shall have the right to exercise and perform the duties and powers herein conferred upon them until such time as their successors shall be chosen. The decision of any two of said commissioners upon any question or matter which they are empowered to decide shall be binding and conclusive upon each of the parties hereto.

It shall be the duties of the said commissioners to measure the waters flowing in said Big Cottonwood creek at the times and places above mentioned, and they shall also within two days of the date of making each of said measurements report to each of the parties hereto the total quantity of water by them found flowing in said creek, and the finding of said commissioners as to the quantity of water flowing in said creek shall, for the purposes of this contract, be considered as the quantity of water flowing therein, until the time for the next succeeding measurement.

And the president and secretary are also hereby authorized and directed to add to said contract, as paragraph 10 thereof, the following:

10. If at any time hereafter the right of the party of the first part to the use of the water of Big Cottonwood creek shall be fully and perpetually terminated, the party of the first part shall not be liable to the party of the second part for any damages accruing after the date of such perpetual termination.

ALSO AGREED.
The Big Cottonwood Lower canal company in the afternoon met with the attorneys from Salt Lake City and agreed to practically the same terms as had the Big Ditch company earlier in the day, with the exception that the maximum amount of water stipulated is 20 second feet instead of 30 feet required by the Big Ditch company.

The Hill Ditch company has not yet

formally acted upon the proposition, although it is expected that no opposition will arise from that source.

"I was much afflicted with catarrh," writes Ed C. Sud, Leaville, Sedgewick Co., Kan., "going about on crutches and to try Ballard's Snow Liniment, which relieved me. I used three bottles; it is the greatest remedy I ever used; have recommended it to a number of persons, all express themselves as being benefited by it. I now walk without crutches, able to perform a great deal of light labor on the farm." Box, Dec. 10. Sold by Z. C. M. I. Drug Dept.

U. OF U. ROWING TANK.

Proposition to Install One in New
Gymnasium Building.

The idea of a rowing tank for the new gymnasium buildings at the state University, is proving popular, and the regents themselves are favorably inclined. Architect Dallas has written to Dr. Anderson, physical director of Yale university, for blue prints and figures of the Yale gymnasium rowing tank, in expectation that provision will be made for the installation of the device here.

In the rowing tank, the reverse of the situation on water obtains, that is, the boat sits still, while the water moves. A box, built and equipped just like the cockpit of a racing shell, is placed in the center of the tank, and partitions set parallel with the water, six feet on either side from the center of the boat, afford a race way for the water. The action of the oars keeps the water running around and around the partition, and to make the resistance more like what it will be in ordinary rowing water, the blades of the oars are perforated.

A man can learn to row very well in such a machine as this, and get all of the exercise that he would secure on any body of rowing water. One man can row alone, or two, or three, or eight, as may be desired. The seats in the "boat" are sliding, so that as far as the oarsman is concerned the action is precisely the same as in a regular racing shell. The sliding seat motion brings into play all of the muscles of the body, and is not exhausting, as rowing on a stationary seat often is. No other healthful or strengthening form of exercise could be devised.

Special auction sale of diamond set jewelry, consisting of brooches, lockets, rings, sleeve buttons, pins, watch cases, etc., will be held at the residence of Saturday, Dec. 31, at 2:30 p. m. W. W. Hall's monster auction sale, 227 south Main street, below Kenyon. All to go regardless of original cost.

DRUMMERS DANCED.

Four Hundred People at United Commercial Travelers' Ball Last Night.

Nearly 400 people attended last evening's fourth annual ball of the United Commercial Travelers in Christensen's hall. The decorations were in gold, blue and white, and in the corners were placed sample cases or trunks marked with the names of firms or traveling agencies. When the drummers were opened up the grand march, they carried their gups with them. The music was furnished by an orchestra of 15 men, and the program included the most popular dances of the day. All the old time drummers were on deck, and a pleasant evening was the experience of everybody. Punch was served during the dancing, and after the ball there were numerous car parties who went out for a spin.

The committee in charge of the affair was D. W. McAllister, chairman; J. B. Lewis, F. G. Brooks, C. P. Cantle and George Goddard.

DEBT IS DENIED.

County Officials Claim That Nothing
Is Due Salt Lake City.

In regard to the communication to be submitted by Sup't. of Waterworks Hines to the city council tonight which states that the county owes the city about \$2,000 for water furnished the county's side of the joint building and also the county jail, County Commissioner Standish denies that there is any such sum due the city and he cites the following resolution adopted by the city council on Oct. 12, 1903, which settles the question beyond dispute:

Resolved: That the city and county building committee enter into an agreement with the county commissioners whereby the old account against the county can be wiped out, the county to pay the city \$500, the county to furnish booths for election purposes; the city to furnish water for city and county building and grounds, and county jail and grounds, and that all accounts for water against the county be canceled.

The proposition submitted by the city council was accepted by the county commissioners upon motion of Commissioner Wilson and the sum of \$500 was ordered paid to the city treasurer.

On Dec. 12, 1903, Councilman Penstrom introduced a resolution in the council authorizing the city treasurer to accept the \$500 from the county. It is seen therefore that the agreement has been executed and the water account closed up.

Sup't. Hines, however, claims in his letter that the city got the worst of the deal and the council will consider the communication tonight.

UINTAH RESERVATION.

Date of the Opening is Still a Deep
And Abiding Mystery.

Register F. D. Hobbs of the land office says he has no official information that the Uintah reservation is not to be opened on March 10, the date set by Congress; and that in fact Congress would be necessary to change that date. Surveyor General Anderson says his plans are all ready, and the last will be sent to Washington this week. He knows of no reason why the

CHOKING CATARRH CURED.

Mr. Caswell Says, "Hymel Cured Me"—Your Money Back If It
Does Not Cure You.

"Use Hymel and I cured of catarrh," is what all who have tried for that disease say to their friends. O. S. Caswell, of North Middleboro, Mass., writes: "Hymel has relieved me from a choking catarrhal trouble and cleared my head. I am glad to recommend it to my friends."

It is the easiest thing in the world to stop catarrh or a catarrhal cold at its beginning if you use Hymel. Just breathe the health-giving, balsamic air for a few minutes and your catarrh will be cured. In neighboring towns there are hundreds that can testify to the remarkable powers of Hymel to cure catarrh. Many of the staunchest friends of this remedy began its use with little hope that they would be cured, but as F. C. Schramm offered to refund the money if it did not benefit, they decided to try it on that plan, and were soon restored to health.

TWENTY YEARS AGO TODAY.

(DO YOU REMEMBER?)

The P. W. Madsen building on east First South street was finished, its completion being marked by editorial comment calling attention to it as a great achievement in building circles.

TEN YEARS AGO TODAY.

An agitation was started to extend the city car service north to Beck's Hot Springs, where a large bath house and hotel were then in operation.

FIVE YEARS AGO TODAY.

The Utah Light and Power company was absorbed in the Utah Light and Power company, the consolidation coming after several years of competition.

opening should not take place as required by law. He has feared that the mining companies who had been awarded advanced selections in mining locations were desirous of a postponement, but could not say it was true. At the same time Mr. Anderson does not understand how people can get out of the reservation in March, and hardships and perhaps loss of life may result from storms and snowslides. The presence of snow will make it impossible to judge correctly the character of the land. At that time of year, the reservation can not be entered by way of Heber, and on entering from Price, but little could be accomplished in the way of locating claims. Unless the government would establish a temporary land office on the reservation, entries must be filed at the office in Salt Lake. "And every claimant must appear in person to make his filing, or at least furnish an affidavit that he is prevented from doing so by physical disability. Instructions issued by the general land office say that the applicant for a homestead should select and personally examine the land and be satisfied of its character and true description; but as there seems to be nothing mandatory on this point it is probable that if the reservation is opened at the time and in the manner now indicated, many filings will be made from the plats by persons who have not seen the land. The field notes furnished the surveyor-general and finally the land office describe the general character of the land, but in a manner too general to make it of value to one seeking a location.

The Uintah reservation includes two and one-half millions of acres of land, some of which is at an altitude of 14,000 feet. Less than one-tenth of the entire area can be classed as agricultural land, though the greater part is good for grazing. The lowest elevation is 5,100 feet, and the country is one of the best watered sections of the state. It is an ideal stock and mineral country.

Blue Island, Ill., Jan. 14, 1901.
Messrs. Ely Bros.:—I have used your Cream Balm in my family for nine years and it has become my family doctor for colds in the head. I use it freely on my children. It is a Godsend to children.

Yours respectfully, J. KIMBALL.
Messrs. Ely Bros.:—I suffered greatly with catarrh and tried different remedies without effect. After using one bottle of your Cream Balm I found relief and I cannot praise too highly such a remedy.

MISS CORA WILLARD, Albany, N. Y.

STATE ENGINEER'S REPORT.

What is Contained in His Fourth Biennial Summary to Legislature.

In his fourth biennial report to the governor and Legislature, State Engineer Doremus will say that the greater part of his work has been with a view to the establishment of water rights on the Weber river watershed. The advertisement of water rights has been pushed ahead until the work is about completed. Mr. Doremus says that the Weber river annual flow is 1,100,000 acre feet, of which 342,000 is used for irrigation, and the remainder flows into Great Salt Lake. There is a total of 1,223 canals and ditches in the local irrigation system. Nearly every ditch owner has now complied with the law relative to installation of water measuring devices. The low point of estimate of water used can be made any day in the year. A record of water used and maps showing ditch locations, as well as other data will be kept filed in the state engineer's office, and it is estimated that it will take two years to determine the rights of every water user in this district.

The cost of the work to date, and of the work yet to be done, is placed at \$15,000. The engineer proposes to take up the other great water systems of the state in serial order until a record is obtained.

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Resolved: That the city and county building committee enter into an agreement with the county commissioners whereby the old account against the county can be wiped out, the county to pay the city \$50