

THE HERALD. SALT LAKE CITY, UTAH. RENDAY, Sept. 4, 1892. Advertisement in this column 10 cents per line each insertion.

CHURCH CASE CLOSED

Arguments by Varian and Rawlins for the Master's Report.

The Case is Taken Under Adjudgment and Court Adjourns Until November 2.

The argument on behalf of the plaintiff and sustaining the report of the master, was opened yesterday by Mr. Varian. He held that the scheme proposed by the church was really a suggestion to return the fund into the identical hands from which it had been taken, based on doubt on the theory that conditions have been changed in regard to the practice and teaching of polygamy. It is decreed, however, that the property is not lawfully applicable to the purposes for which it was originally acquired and which, at the commencement of the suit, it was being devoted. It would not be competent for this court to make an order which is not consistent with the original decree.

The opinion of the 5th Utah will show how the fund had been used. The counsel on the other side held that each donor of the fund had a specific charitable intent. We can only find a general intention, and when the donors gave, it was to be dealt with as the first presidency might determine. A considerable portion of it was invested in various speculative enterprises. All this fund is in the position of having been devoted to charity, and the court may not find that it was intended to make the application. If the scheme presented by the government is not embraced in the decision it will fall. The failure heretofore has been occasioned by the diversion of the fund and its misuse in aid of illegal and unlawful purposes. The church maintains that because some of the trustees were not in the court is bound to administer the trust in accordance therewith. We maintain that this court may select one or more and we have presented two and ask that they be designated.

It is urged that the decisions would have been different had the facts alleged now to exist have also existed at the time, and because the trustee has since reformed and promises to perform his duty under the law, and therefore the effect of the decree may be diverted. It is not necessary to say that the court may not find that the scheme presented by the government is not embraced in the decision it will fall. The failure heretofore has been occasioned by the diversion of the fund and its misuse in aid of illegal and unlawful purposes. The church maintains that because some of the trustees were not in the court is bound to administer the trust in accordance therewith. We maintain that this court may select one or more and we have presented two and ask that they be designated.

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SENIOR CITY.

The New Townsite on the Rapid Transit and U. P.

A Visit to the Thriving Locality—Passing the New Electric Road to the Lake, Via Senior.

"Senior City" is the newest addition to the many suburbs tributary to Salt Lake city. Mr. Ed Senior, who has located a big share of the land between Jordan river and the lake, and whose name occurs on the records of the country ten times, where any other real estate dealer's occurs once, is the founder as well as the sponsor of the new townsite. He has just formed a co-partnership with Mr. J. W. Edmunds, a gentleman of means lately from the east, and the new firm of Senior & Edmunds will have entire charge of the improvements now going forward at Senior City. In company with Messrs. Senior and Edmunds, representative of THE HERALD, we made an interesting visit recently to the site of the new town, passing through Brighten on route and calling at the various institutions located there through Mr. Senior's enterprise.

Senior City lies seven miles west of Salt Lake, and is almost on a straight line with Liberty park. The grade of the west side Rapid Transit route which will be operated by electricity, is now finished from Roper street to the shores of the lake, a distance of fifteen miles, and this grade runs along the homes of many employees of the city. The tract covered by Senior City runs one mile north and south and half a mile east and west, covering 320 acres in all. A well-boring machine was already on the ground at the location of the power house at this point which decided Mr. Senior on the purchase of the tract of land. He said that this would be a central operating point, and the location of the power house at this point would naturally locate close by. With electric connection with Salt Lake city seven miles on one side and with the great salt lake on the other, the water supply could be little question as to the eligibility of the site. The purchase was made and with characteristic energy, the firm went to work to put it into shape.

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Highest of all in Leavening Power.—Latest U. S. Gov't Report.

Royal Baking Powder ABSOLUTELY PURE

DEMOCRATIC CALLS.

A meeting of the Territorial Democratic Central Committee of Utah territory is hereby called to meet at the office of Richards & Moyie, Constitution building, Salt Lake city, on Monday, the 5th day of September, A. D. 1892, at 10 o'clock p. m. for the purpose of designating the time and place for holding the Territorial Convention and the transaction of such other business as may be brought before it.

ELIAS A. SMITH, C. C. RICHARDS, Secretary, Chairman.

DEMOCRATS ATTENTION!

The Democrats of the Third District, Twenty-first ward, between H and K streets, from South Temple north to Eighth North, will meet Tuesday evening, Sept. 6, at 8 o'clock, in the vestry of the Twenty-first ward meeting house, for the purpose of organizing a Democratic club. All Democrats in the district are earnestly requested to be present.

JOHN F. GUNN, Secretary.

ELEVENTH WARD DEMOCRATS.

The Democratic club of the Eleventh ward will hold their monthly meeting on Tuesday evening next, at 8 o'clock, in the old ward school house. All interested are invited to attend.

C. H. BUREK, Secretary.

RALLY AT EUREKA.

A grand Democratic rally and mass meeting will be addressed by well known speakers of Provo and Salt Lake and a great awakening is expected.

FARMERS' WARD.

Democrats of the Farmers' ward are hereby called to meet at the Forester district school house on Thursday night, Sept. 8, 1892, for the purpose of organizing a Democratic club, and such other business as may come before the meeting. Prominent speakers will be in attendance, including Caleb W. West, A. G. Norrell, R. W. Young, J. W. Judd and LeGrand Young. Come early and drink from the fountain of pure Democracy. (Signed.) A. G. DRES, OSCAR YALCOTT, J. G. McDONALD, J. H. RALT, ROBERT SAVAGE, J. M. KENYON, Committee.

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AT SOUTH COTTONWOOD. A Democratic rally at South Cottonwood precinct will be held Thursday evening at 7:30, in Lavandah's hall. Judge Norrell and C. M. Nelson, of Salt Lake, will be present and address the meeting. The people are extended a cordial invitation to be present.

Lovely Castilla Springs, Monday, Sept. 5.

MME. HALL. Latest styles in costumes. Habits and tailor made suits a specialty. 681 South First West street.

UTAH BOOK & STATIONERY CO. 72 MAIN ST. SALT LAKE CITY. D. M. McALLISTER MANAGER

COALTER & SNELGROVE COMPANY.

Weber Pianos, ESTEY PIANOS, CAMP & COMPANY'S PIANOS, Estey Organs, 250,000 IN USE. LOW PRICES. EASY TERMS. 74 S. MAIN STREET.

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NO!! TELEGRAPH ALL ORDERS AT OUR EXPENSE. Just received another carload SUPERIOR BINDING TWINE. Fully Guaranteed. A Limited Supply of MINNEAPOLIS HARVESTERS AND HINDERS, Manufactured by Walter A. Wood Co. Offered under a Strong Guarantee. TRY ONE. DON'T FORGET RUSSELL CYCLONE SEPARATORS and TRACTION ENGINES. Co-operative Wagon & Machine Co. GEO. T. ODELL, GENERAL MANAGER.

WATSON BROS.

DEALERS IN

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HARDWOOD CHAIRS 50c. Each. HEAVY BEDSTEADS complete at 50c. a pair. NOTTINGHAM LACE at 50c. a pair. FALL LEAF BREAKFAST TABLES at \$2.75. CARPET at 20c. a yard.

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