

EVENING NEWS. Published Daily, Except Sundays, AT FOUR O'CLOCK.

PRINTED AND PUBLISHED BY THE
DESERT NEWS COMPANY.

CHARLES W. PENROSE, EDITOR.

Wednesday, August 9, 1893.

LAMENTABLE CONGRESSIONAL IGNORANCE.

The text of the amendment to the Sundry Civil Appropriation Bill, providing for the filling of vacancies supposed to be caused by the failure of the August election, has now come to hand. It will be found in another column which contains the report of the discussion over its provisions, taken from the Congressional Record of August 3d. The amendment was proposed in consequence of a communication received from the Chief Justice and Associate Justices of this Territory, whose letter appears in the report. And the object of the legislation is to prevent "disturbance and trouble" thought to be consequent on the lapse of the August election, and "to keep the Territory from anarchy until the next election." It is designed, in the language of Mr. Bayard, as "a mere temporary appointment to keep the machinery of government going."

Careful reading of the letter of the Judges will show that they are cautious not to take the ground that the failure of the election makes the local offices vacant. They state that "it is liable to cause general disturbance and trouble," but that is from the alleged fact that "many of the present incumbents are understood to be polygamists and so disqualified under the law to hold office." What the Judges desire, so they claim, is to "secure the continuance of good order, and the regular and undisturbed support of organized government," objects that are very laudable and quite proper for the judiciary to aid in maintaining.

The Senate in considering these questions evidently jumped to the conclusion that as the August election would go by default, the Territory would be in a state of disorder and confusion. It was stated during the debate that after Monday, August 7th, there would ensue in Utah "a time of absolute and total lawlessness" unless the Government should take some steps to prevent it. It was further stated by Mr. Hoar, the mover of the amendment, that "there is not a local county assessor, or collector, or I suppose a constable." Mr. Brown appears to be the only Senator who had any understanding of the true state of officers in the Territory; he asked whether there was any thing in Utah in conflict with the usual provision in the States, giving the incumbents of office power to hold over until their successors are elected and qualified. No reply was made to this except a quibble about polygamists being in office, and when he put the pertinent query as to the mode by which the fact of a man's being a polygamist could be ascertained, he was cut short by a vote on the amendment.

This legislation is clearly based upon an error, and therefore it fails to meet the design of those who sought for it. There is no anarchy or lawlessness resulting from the failure of the August election. No one who understands the situation will venture to assert that we now have no officers in Utah. The most eager hunters for an appointment from the Governor would not intimate that the local officers are not bona fide incumbents of their respective offices, as much as before the day when the election could have taken place. The law is too plain to admit of a doubt on that point. Yet experienced a Senator as Mr. Hoar, of Massachusetts, asserted it, stating in committee of the whole, that "after the first Monday in August, there would be none of the local officers in existence" and this proves that he did not know anything about the matter on which he was leading the legislation. This lack of knowledge has been manifestly apparent during the entire session, whenever the affairs of this Territory have been under discussion.

The amendment conceded to by Mr. Hoar, and which prevailed, making the term of office of the Governor's appointees not to exceed eight months, was also founded on a misapprehension. Senators appeared to be under the impression that the Commissioners would be able to "institute a government by election," at any time after their arrival in Utah. The Edmunds law states distinctly that they are to act under the existing laws of the United States and of the Territory regulating elections. There are no laws regulating the elections in Utah except its own statutes. Under their provisions there will be no general election until next August. Eight months from August, 1891, will bring us to April, 1892. If the Governor could, under the terms of this new legislation make appointments that would be valid, the offices would expire in April and would be vacant until the following August, making four months of that "lawlessness" and "anarchy" and "absence of government" which Senators mistakenly supposed would exist here after Monday last. Starting with an egregious error, discussing it with a lack of understanding of the facts and the laws bearing upon them, no wonder that they fell into the fully exhibited in the amendment to the Sundry Civil Appropriation Bill.

When the news first reached us in the press dispatches we supposed the "right mistake" was a telegraphic error, so we had no idea that the learned gentlemen having the matter in hand were so uninformed upon the election laws of the Territory for which they were legislating, as to make such an unwelcome provision, establishing the very difficulty which they were aiming to remedy. We thought that the appointments were intended to last

three months and that provision would be added for the general election to take place in November at the time of the election for Delegates to Congress. But we presumed too much on the intelligence of the Upper House.

If the purpose of tacking on to an appropriation bill a piece of entirely new legislation was to "keep the machinery of government going" in Utah, Congress might have saved itself the trouble of this anomalous course, and this Territory the difficulties which may arise through its unnecessary legislation, by simply examining our local laws. Then it would have been discovered that ample provision is made for the continuance of the office by the holding over of the present incumbents. And even if members were under the impression that there was any ambiguity on the subject, they could have placed it beyond question by providing that the failure of the August election, in consequence of the failure of their own special legislation to be operative in time, should not be construed as to cause any vacancy in the offices to be voted for at that election. This would have been easy, straightforward and provocative of no trouble.

But it seems to be too much to ask of any one who dares to take up affairs to examine the subject critically and carefully. Editors, ministers, philosophers, social scientists, and even legislators who above all men should seek to understand it before taking action, appear to consider it unnecessary to investigate or even listen to but one side of the question, and with a recklessness that would be ludicrous if it were not so serious in its consequences, rush forward to hasty conclusions and precipitous measures as soon as they hear a statement adverse to the people to be affected by the course determined upon.

What is left for us to do? Simply to take a wise, untrifled, prudent course as dictated by law, reason and right. There is no cause for scare or excitement, nothing to disturb the peace which is one of the chief characteristics of our quiet community. Let every man mind his own business, defend his own rights and guard well his own tongue and temper, doing nothing and saying nothing that will injure him or his friends. "Let wisdom be justified of her children." God rules and all things are in His hands.

SECRETARY'S FEES.

In the Senate of the United States, August 2nd, the following occurred during the consideration of the sundry civil appropriation bill, in Committee of the Whole:

Mr. Lapham. I offer the following amendment, to come in after line 755:

The act of March last creating the commission in regard to Utah provides in the sixth section that "the Secretary of the Territory shall be the secretary of the said board and shall be referred to as the secretary and attest the action of said board under this section." There is no provision whatever for any compensation to him for that service, and this clause of the bill which appropriates the sum of \$15,000 for printing, stationery, clerk hire and rent, I propose to amend by adding a provision that the president of the commission may allow to the secretary of the Territory for this service, and that he shall judge proper. I cannot fix a definite sum because it is entirely uncertain what amount of time he will spend or what services he will render. Mr. Allison. I think we had better wait until we see what service he does render. I make the point of order on it. The Presiding Officer. Was the amendment offered in the Senate and referred to the committee on appropriations? Mr. Lapham. It was not; but the bill itself makes an appropriation of this sum. Mr. Allison. But there is an existing law which prohibits a man from receiving two salaries. The Presiding Officer. The amendment is ruled out. The Secretary of the Commission ought certainly to be paid for his services. But Mr. Lapham, it seems to me, was rather premature. Until the nature and extent of the services are ascertained, it is inappropriate in the dark to vote a compensation. We understand that the Secretary had no hand whatever in this unsuccessful effort to fix the salary for his commission work.

A VERY IMPORTANT RULING.

The following communication is of great importance to settlers on the public lands. It should be read and understood by every man and woman in Utah, particularly in the country districts. We believe it will be news to the people throughout the Territory. It greatly enlarges the opportunities for acquiring title to unimproved lands, and will, we have no doubt, prove of great benefit to many persons. It marks another step in the movement towards "woman's rights":

SALT LAKE CITY, August 9, 1893.

Editor Desert News: It may be of benefit to your readers to know that we have been advised by the Hon. Commissioner of the General Land office, that under the decision of the Hon. Secretary of the Interior any woman born in the United States and of the age of 21 years, whether married or single, is entitled to make entry under the Desert Act, and that a woman of foreign birth who has declared her intention to become a citizen, or has married a citizen of the United States, and might herself be lawfully naturalized, may make an entry thereunder; and that, in the case of a married woman it is immaterial whether or not her husband has exhausted his rights under said act.

Consequently under this ruling a wife as well as her husband may obtain a section of desert land at \$1.25 per acre, (25 cents an acre down and \$1 an acre within three years), to agree within the usual costs of entry, and final proof of residence. But the land must be redeemed within three years by bringing water on it, and irrigating the same, and raising a crop thereon which would not have grown there without such irrigation. The water right must also be a permanent one for said land. Further information will be given

by us on application either at our office or by letter. Respectfully, SPATYNE & SIMMONS, Land Attorneys.

BY TELEGRAPH.

THE WASHINGTON UNION TELEGRAPH LIAISON.

LATEST FROM THE HEAT OF WAR.

Criticism on the Lake Shore Road.

CHICAGO, 9.—The Lake Shore Road suffered another accident to freight trains at Clyde, Ohio, on Tuesday morning which delayed the trains and caused considerable damage. Carelessness was the cause.

Big Sale of Land.

A Milwaukee special says: The Milwaukee and St. Paul Railroad Company has sold to an English syndicate, represented by Chase Brothers, 1,000,000 acres of land in the Pipe Stone district, at \$4.50 per acre.

Burning Barge.

A St. Joseph, Mich., special says: At 8 o'clock last night a bright light was seen off this point which was believed to be a burning steam barge.

The Temperance War Cry.

An Atlanta, Ga., special says: In a speech at Worth, yesterday, Gov. Colquitt, (candidate for U. S. Senate) placed himself squarely upon the platform of temperance and against manufacture of whiskey in Georgia.

War of Races in Georgia.

CHICAGO, 9.—An Atlanta, Ga., special reports: A riot at Eastman on Monday, where a large number of negroes from other places were at camp meeting. On complaint of a colored man, Marshall Buchanan and his deputy Harrel tried to arrest a negro, but as he was about to escape, shot at and killed him. The negroes killed him and fought the officers. One of them to direct attention to the building of a young white man as being Harrel. The negroes killed him and fought the officers. One of them to direct attention to the building of a young white man as being Harrel. The negroes killed him and fought the officers. One of them to direct attention to the building of a young white man as being Harrel.

Not to King.

SAN FRANCISCO, 9.—The steamer Oceanic from Hong Kong via Yokohama, has arrived. She brought Chinese passengers.

Hong Kong, July 15.—Unusual heat prevailed and consequent disease in taking this summer, especially in the region where the foreign legations are situated. The thermometer there had reached 108 in the shade.

Killed and Wounded.

A French missionary station at Peshawar, near the Amoor river, 700 miles from New Chang, was attacked by a mob, and Father Cornaux and servant are reported killed, and several others wounded.

Cholera in Yokohama.

YOKOHAMA, July 25.—The cholera is increasing in the neighborhood of Yokohama and Toko. A special bureau has been created in the home department to regulate the treatment of this disease, and medical officials are promptly sent to any part of the empire where it appears. Remedies for cholera are exempted from government taxation for sixty days.

Burning the Bodies.

Orders are issued that the bodies with the effects of the poorer victims shall be immediately burned after death.

A Long Cruise.

The Japanese Corvette, *Hyter Kiovan* is preparing to start for a cruise round the world.

Libraries.

Public libraries are to be established in the State of New York in every principal capital throughout the empire.

Fish.

The American Professor Moore is earnestly urging upon government the necessity for conserving and artificially propagating fish, the natural supply of which seems dangerously decreasing.

Burglaries Excitement.

Considerable excitement prevails among farmers and stock raisers, owing to daring burglaries now and regular nightly occurrences and against which the police appear incapable of guarding.

Speakers' Compensation Absence.

New York, 9.—Wednesday's Tribune's Washington special says: The failure of ex-Senator George Spencer to appear as a witness in the Star route case, and where he cannot well overlook his refusal to obey a summons from the government, is a case as important as the one under consideration.

Indian notes.

A dispatch from Matamoros, Mexico, to-day, says: News has just reached here of the execution of 25 Apaches who were captured by Mexican troops and publicly shot at Chihuahua on Monday. They met their fate with an expression of the greatest contempt on their faces.

The Temperance Boom.

BLOOMINGTON, Ill., 9.—The State Prohibition Convention met this morning. U. C. Campbell was elected chairman, and Charles H. Smith, committee appointed, except on nominations, and after a rousing speech from John B. Finch of Nebraska, adjourned till afternoon.

FOREIGN.

Steamer Aground.

LONDON, 9.—The steamer *Mosel*, from Bremen for New York, is aground under Lizard Point. Her position is precarious. She has a hole through her bow. She struck at 8.30 this morning. Tugs were sent to her assistance. The vessel is calm and easy. All the passengers were landed at Penzance. The vessel has made for New York. She also had full complement of passengers and a full cargo, including French jewelry to the value of 15,000 francs. She is full of water and will probably be a total wreck. There was a dense fog when the steamer went ashore.

Irish Dragoons.

The Royal Irish Dragoon Guards left Aldershot this morning for Southampton, where they will embark for Egypt.

Thomas Walsh, arrested at the time of the seizure of arms at Clackenwell, and convicted on a charge of high treason and felony, was sentenced to seven years' penal servitude.

More Troops and Batteries Demanded.

SIMLA, 9.—The Sixty-third Regiment of Foot has been ordered immediately to reinforce the Indian contingent for Egypt. Three more batteries are ordered to hold themselves ready for service.

Z. C. M. I.

We have had our "New Crop" of BULK TEA in for some two weeks now, and all our customers say it is something extra.

WM. JENNINGS, Supt.

BROWN'S VEGETABLE LIVER PILLS.

are universally conceded to have no equal for curing Sick Headache, Constipation and Turbid Liver. They are prepared especially for this bilious climate. Sold by Z. C. M. I. Drug Dept., A. C. Smith & Co., Stewart & Chislett and by all druggists in Utah.

GENTS BUT Your Furnishing Goods at DUNFORD'S.

Cash Load Charcoal just received. Hand in orders at once. Idaho Store. J. W. SNELL.

FOR MEN'S Shoes, Cheap and Good, go to DUNFORD'S.

Fine Hand and Machine Sewed BOOTS and SHOES, go to DUNFORD'S.

CHILDREN'S Straw Caps at DUNFORD'S.

SILK and CLOTH DOLMANS Greatly Reduced at AUTREACH & BRO.

THE CITY LIQUOR STORE will open on or about the 14th.

Mens' and boys' furnishing goods. DUNFORD'S.

BROWN'S BLACKBERRY AND GINGER.

cures Diarrhoea, Dysentery, Cholera Morbus and all diseases of the Stomach and Bowels, arising from over eating or drinking. Sold by Z. C. M. I. Drug Dept., A. C. Smith & Co., Stewart & Chislett and all druggists in Salt Lake and Utah.

RED CANYON, ROCK SPRINGS AND WEBER COAL.

The only reliable market for lump, assorted and egg coal. Large stock always on hand, and full weights guaranteed. Prices low, and special attention given to suit the wants of the public. Office, Deseret Bank Building, corner 2nd and Main Sts. A. GOULD, Agent.

See Dr. Lee for cure of Rupture.

DIED.

In the 11th Ward, at 4 p.m., August 8th, 1893, ANNIE JOSEPHINE, daughter of Henry and Isabelle Leyland, aged 6 months and 11 days. Funeral at residence of parents, on Thursday, the 10th inst., at 4 o'clock p.m.

In the 6th Ward of this city, August 9th, 1893, of teaching and cholera infantum, of JANE, daughter of John and the late Mary Jane Powell, aged 9 months and 21 days. Funeral to-morrow, August 10th, at 12 p.m. At Kanab, Kane County, Aug. 1, of pneumonia, ELLA, daughter of Jared and Martha E. Young, aged 18 months and 8 days.

WANTED!

TEN Good Stone Cutters. Apply immediately at NEWS OFFICE.

LOST.

WEDNESDAY EVENING, A PURSE containing a two dollar bill and one dollar on American & Bros. The finder will return it to this office.

ESTRAY NOTICE.

I HAVE IN MY POSSESSION: One bay HORSE, 9 or 10 years old, hind feet white, little white on left front foot and on side of neck. One bay HORSE, 9 or 10 years old, white tip in face, left front and left hind feet white. One black and white HORSE, one year old, with white blaze on face and white tip on left hind foot. One old brown mare, 10 or 12 years old. The above described animals, if not claimed within ten days, will be sold at public sale in the Star route office, at 10 o'clock p.m. at the desert court house, Logan, Utah. O. O. CROCKETT, District Poundkeeper. Logan City, August 9, 1893.

ESTRAY NOTICE.

I HAVE IN MY POSSESSION: One yearling spotted BULL, small white spot on forehead, branded on left thigh with something resembling a cross, and underneath the same with a cross mark, branded resembling a Q. One dark red COW, about 4 years old, branded with a 5 within a circle on left shoulder. One black and white COW, about three weeks old, branded the same. One roan COW, about 2 years old, branded with a 5 within a circle on left shoulder. One black and white HORSE, one year old, branded with something like a Q on left shoulder. The above described animals are not claimed and taken away within ten days from the date hereof will be sold at public sale in the Star route office, at 10 o'clock p.m. at the desert court house, Logan, Utah. O. O. CROCKETT, District Poundkeeper. Logan City, August 9, 1893.

\$500 REWARD.

A REWARD OF \$500 IS HEREBY OFFERED for the recovery of the body of the late J. B. BROWN, who was killed by a Black Hawk, while hunting on Sunday, August 6th. COHN BROTHERS. Salt Lake City, Aug. 8th, 1893.

WANTED.

A FEW GOOD CARPENTERS TO WORK at Paper Mill. Apply at this office.

WANTED.

A GOOD HEALTHY WOMAN TO WET nurse a child. Good remuneration to the proper person. Apply at this office.

WANTED IMMEDIATELY.

95 TEAMS AT THE DENVER AND RIO Grande Depot. Good Wages will be given. Apply to CONDIE & BURT, 620 W. 1st St. On the B. & O. depot block.

DR. ROMANIA B. PRATT,

OFFICE OVER OGDEN & FITTS DRUG STORE. Special attention given to Diseases of Eye, Ear, Nose and Throat. Obstetrics and Diseases of Women.

Office Hours from 10 a.m. to 6 p.m. and on Sunday from 10 a.m. to 12 p.m. Homeopathic communication at Office and at 5th and 3rd Sts. 417-419.

JOHN C. SANBURN, ANDREW FARRINGTON, & J. W. WARRING.

GO-UP, FURNITURE CO.,

Have always on hand a First HOME-MADE AND IMPORTED FURNITURE! SCHOOL FURNITURE A SPECIALTY. All kinds of Furniture Repaired. Satisfaction Guaranteed. SCREEN DOORS.

C.I.C.

UTAH'S FAVORITE. WILLIAMS' LIGHTNING COIL. DOCTORS' THORON POOR MAN'S FRIEND.

S. P. TEASEL,

LEAVE YOUR ADDRESS AND OUR DELIVERY WAGONS WILL CALL FOR THEM.

GRAND VOCAL & INSTRUMENTAL CONCERT.

To be given in the TABERNACLE, AT SALT LAKE CITY, For the Benefit of the DESERT HOSPITAL.

Thursday Eve., Aug. 10.

On which occasion, the large audience will be beautifully illuminated by Seven ELECTRIC Lights!

The following talented Artists have kindly volunteered their services: MISS L. NEUBERGER, A. OLSEN, and N. DRUON. FREDERICK E. DEXTER, BULL and E. S. LANGFORD. MESSRS. W. E. WHITE, F. J. DAVIES, E. GARDNER and J. STEPHENS.

ALSO THE TABERNACLE CHORUS, MENDELSSOHN CLUB, and the DESERT THEATRE ORCHESTRA.

PROGRAMME:

Organ Prelude.....Prof. J. J. Daynes

1. Opening Chorus, Welcome to All.....E. Stephens.

2. Song, "Nothings".....A. L. Olsen, M. E. GARDNER.

3. Overture, The Golden Harp.....F. Shaffer.

4. Song, Once Again.....A. Sullivan, Miss L. NEUBERGER.

5. Glee, The Summer.....G. Gwent, MENDELSSOHN CLUB.

6. Organ Solo, Offertoire in D Minor, Baptiste.

7. Song, Thy Name.....M. Miller, Miss A. OLSEN.

8. Chorus, Ball of Freedom.....G. F. Root, E. STEPHENS, JUVENILE CHORUS.

Five Minutes Intermission.

PART II.

1. Oratorio Solos and Chorus, from the Messiah. Misses M. DIXON, L. NEUBERGER and MENDELSSOHN CLUB.

2. Violin Solo, Polka, from the Messiah. Miss W. E. WHITE.

3. Song, in character, The Old Maid (by request).....M. E. GARDNER.

4. Grand Selection, Pastimes.....A. Sullivan, ENLARGED THEATRE ORCHESTRA.

5. Song, Waiting on the Shore.....F. Sandborn, Miss M. C. HILL and Miss E. L. H. R. Y.

6. Glee, Let the Hills Record.....J. Richards, MENDELSSOHN CLUB.

7. Duet, Holy Mother.....Y. Wallace, Miss M. C. HILL and Miss E. L. H. R. Y.

8. Part Song, The Harvest Moon, TABERNACLE CHORUS, BENEDICTION.

CONDUCTORS:

Messrs. C. J. Thomas, E. Rogers, E. Stephens, E. L. H. R. Y., and E. L. H. R. Y.

ADMISSION:

The Two Center Boxes of Seats on the Ground Floor, East End of Gallery, \$50. Children Under 12 Years of Age, 25c. Seats on the Ground Floor & Gallery, 10c.

The South and West ends of Temple Block, opened at 7 o'clock; Concert to commence at 8 o'clock.

Persons from Provo, Ogden and all intermediate places, who wish to attend the Concert, will have the privilege of coming for one half the usual fare,